

Board of Supervisors:
Edward Latuska, Chairman
Alan Smallwood, Vice Chairman
Andrew Erie, Supervisor
Kenneth Frenchak Jr, Supervisor
Philip Wulff, Supervisor



Anthony Amendolea, Secretary/Treasurer
Mark Lauer, Public Works Director
Michael Gallagher, Solicitor
Olsen & Associates, Engineer

Center Township Board of Supervisors
Regular Meeting Minutes
July 9, 2014
6:30 p.m.

CALL TO ORDER:

Supervisor Kenneth Frenchak called the Regular Meeting, of the Center Township Board of Supervisors, to order at 6:31 p.m. The meeting was held at the Center Township Municipal Building, 419 Sunset Drive, Butler PA 16001.

ROLL CALL:

In addition to Supervisor Frenchak, present were Chairman Edward Latuska; Vice Chairman Alan Smallwood; Supervisors Andrew Erie and Philip Wulff; Township Solicitor Gallagher; Township Engineer Olsen; and Township Secretary/Treasurer Anthony Amendolea. Public Works Director Mark Lauer arrived at 6:34 p.m.

PUBLIC TO BE HEARD:

1. Mr. Dan Kertz, 444 Holyoke Road: Mr. Kertz presented pictures of water from the opposite side of Holyoke Road. He connected to the Township drain to extend to natural water way. Silt and sediment has clogged his system. Latuska and Township Engineer Olsen will visit the site to determine if the Township can do anything.
2. Mr. Richard Cavett, 148 East Brewster Road: Mr. Cavett is grateful to the Board and Public Work Director Lauer's response to his situation. He apologizes for his actions at the Agenda Setting Meeting held on Monday, July 7, 2014.
3. Mr. Mark Kelsch, 130 Lions Road: Mr. Kelsch presented pictures of water from Lions Road onto his property. Debris has blocked his drains. Latuska and Township Engineer Olsen will visit the site.
4. Ms. Beverly Hilliard, 140 Kummer Lane: Ms. Hilliard requests the ditch along Kummer Lane which has been cleaned by the Township in the past. Township Solicitor Gallagher recommended the Township be provided an easement and a hold harmless agreement. Latuska and Township Engineer Olsen will visit the site.
5. Mr. Dewayne Croll, 111 Roads End Lane: Mr. Croll presented pictures and a drawing of work completed last year. The bank was vertical cut which could collapse from farm equipment. Latuska and Township Engineer Olsen will visit the site.

MINUTES:

1. Public Hearing - Shakely's Conditional Use - June 9, 2014: *Latuska motioned correcting, Board Comments, Item 1, by adding "Shakely responded no.", the minutes of the Shakely's Conditional Use Hearing held on June 9, 2014. Wulff seconded. Motion carried.*
2. Agenda Setting Meeting - June 9, 2014: *Latuska motioned correcting, Public To Be Heard, Item 3, [Leun] "Levine", the minutes of the Agenda Setting Meeting held on June 9, 2014. Erie seconded. Motion carried.*
3. Regular Meeting - June 11, 2014: *Latuska motioned correcting, Engineer's Report, Item 1, [with] "will", the minutes of the Regular Meeting held on June 11, 2014. Erie seconded. Motion carried.*

TREASURER'S REPORT:

1. June 2014: *Frenchak motioned approving the June 2014 Treasurer's Report. Erie seconded. Motion carried.*
2. Warrant List 14-06-12: *Erie motioned approving Warrant List 14-06-12. Latuska seconded. Motion carried.*
3. Warrant List 14-07-13: *Latuska motioned approving Warrant List 14-07-13. Erie seconded. Motion carried.*

ZONING REPORT: June 2014: Construction costs were \$31,381.00 fees collected were \$814.10.

SUBDIVISION & LAND DEVELOPMENTS:

1. Altmire/Grossman Minor Subdivision No. 2014-06-04, 4 lots, Final, Expires 09/22/2014: *Frenchak motioned, due to no representation, to table the Altmire/Grossman Minor Subdivision No. 2014-06-04. Latuska seconded. Motion carried.*

OLD BUSINESS:

1. Water Runoff Complaints: Shanor Heights: Richard Kraft, Olsen and Associates, Latuska, Erie, Public Works Director Lauer and Ian Herold, Butler County Conversation District, met on Monday, June 30, 2014 at 105 Elise Drive to discuss the stormwater runoff. Butler County Conservation District and Pennsylvania Department of Environmental Protection would approve using pipe to control the storm water as long as existing waterway is not changed. A permit must be acquired from the United States Army Corp of Engineers.
2. Rex Energy Oil & Gas Lease: Mr. Ken Winkleman failed to attend the Agenda Setting Meeting held on Monday, July 7, 2014. Latuska requested Township Secretary/Treasurer Amendolea to email Mr. Winkleman informing the Board will meet on Monday, August 11, 2014 at 6:30 p.m. Confirmation has not been received.

3. Brady Township Worker's Compensation Reimbursement: Brady Township requested additional information from the Township which was received from the insurance broker. The premium for the fire department's premium is \$31,453.00. Based on fifty percent (50%) of Brady Township, premium is \$2,409.00. Wulff requests to figure the population at 989. Township Secretary/Treasurer Amendolea contacted Slippery Rock Borough to receive a copy of their invoice and calculation.

NEW BUSINESS:

1. Property Maintenance - 143 La Ray Drive: The Board received numerous complaints from neighbors concerning the property maintenance at 143 La Ray Drive (Center Township Map 060-S14-C64). The Township has mowed the property in the past and placed liens on the property. The windows are broken and individuals are entering the dwelling. ***Frenchak motioned directing Public Works Director Lauer to maintain the property and implement safety measures. Latuska seconded. Motion carried.***
2. Holyoke Road (T-496)/Trailwood Lane Water Runoff: Mr. Ed Elliott is concerned with the water running along Holyoke Road (T-496) which washes out Trailwood Lane. Smallwood met with Mr. Elliott on Tuesday, July 8, 2014 to discuss a possible solution. The affected area is within the right-of-way. The Township will create a swale and place asphalt.
3. Marcellus Shale Allocation Resolution No. 2014-07-10: The Board is required to allocate the funds received from the Marcellus Shale Impact Fees. ***Erie motioned adopting the Marcellus Shale Allocation Resolution No. 2014-07-10. Smallwood seconded. Motion carried.***
4. 164 South Benbrook Road Retention Pond: Mr. Dean Lawrence, 119 West Brewster Road, attended the agenda setting meeting held on Monday, July 7, 2014. He is concerned that the retention pond at 164 South Benbrook Road (SR3007) is not functioning properly. Township Engineer Olsen and Latuska inspected the retention pond earlier today but did not see any problems. Olsen received permission from the property owner to investigate during a rain event. The road crew re-bermed the north side of West Brewster Road (T-450).
5. Fireworks Permitting: Due to individuals setting off massive displays, the Board desires to adopt a fireworks ordinance. Pennsylvania State Police Fire Marshall states municipalities have to issue permits.

PUBLIC WORKS DIRECTOR:

1. Shanahan Road Speed Bumps: A resolution establishing a policy not to install speed bumps on any Township roads will be presented at the next meeting on Wednesday, August 13, 2014.
2. Workers Compensation Safety Committee: State Workers Insurance Fund perform an audit of the Township facilities. A recommendation of creating a Safety Committee, which would include Township Secretary/Treasurer Amendolea, Public Works Director Lauer, one (1)

- Board member, two (2) hourly employees, and two (2) fire department representatives, was suggested. A resolution establishing a safety committee will be presented at the next meeting on Wednesday, August 13, 2014.
3. Glenwood Way (T-831)/Beechwood Boulevard (T-707) Signage: Ms. Megan Rummel, 119 Beechwood Boulevard, submitted a petition to place a sign "Stop" or "Yield" at Glenwood Way (T-831) and Beechwood Boulevard (T-707). Public Works Director Lauer will investigate and make a recommendation at the next meeting on Wednesday, August 13, 2014.
 4. Pipeline Safety Class: Public Works Director Lauer requests authorization to have Brewster, Moorhead, Smith J, Smith T, Winchester and himself to attend the Pipeline Safety Class in Beaver Falls on Tuesday, October 14, 2014 from 5:30 p.m. to 8:30 p.m. at no cost to the Township. *Latuska motioned authorizing Brewster, Moorhead, Lauer, Smith j, Smith T, and Winchester to attend the Pipeline Safety Class in Beaver Falls on Tuesday, October 14, 2014 from 5:30 p.m. to 8:30 p.m. at no cost to the Township. Erie seconded. Motion carried.*
 5. EdgeMarc Pipeline: Public Works Director Lauer checked the roads to be seal coated if the EdgeMarc pipeline would interfere with the Seal Coat Project.
 6. 2014 Paving Project: The 2014 Paving Project is tentatively set for Monday, August 11, 2014.
 7. 2014 Seal Coat Project: The 2014 Seal Coat Project will begin tentatively the third week of August 2014.

ENGINEER'S REPORT:

1. Township Property (419 Sunset Drive): The Township has reached a tentative agreement with the McDonalds. Mr. Lee McDonald requests the parcel be staked out. To reduce the size of the retention pond on McDonald's property, the Township will fill with excess soil.
2. Dedicated Road Right-of-Ways: Township Solicitor Gallagher's secretary will contact the Butler County Clerk of Courts for fee.
3. Clearview Mall Traffic Signal: Township Engineer Olsen has not received any information from Wooster and Associates.
4. Butler County Transportation Improvement Plan: Township Engineer Olsen stated to place Henricks Road (T-830) on the Transportation Improvement Plan requires (1) procuring the necessary right-of-way, (2) utilities relocation, (3) engineering costs, and (4) commit to a match of funds. He is preparing a letter to have Henricks Road on the Transportation Improvement Plan.
5. Oil/Gas Wells: Township Engineer Olsen attended a seminar sponsored by Penn State. He stated Butler County has Marcellus Shale, Utica and wet gas. There could be from 2,500 to 4,500 Marcellus Shale wells in Butler County. Utica well could triple Marcellus Shale wells.

- 6. State Route 8 Corridor: The Board should consider placing State Route 8 (SR0008) corridor from Clearview Mall to Mercer Road (T-494) on the Transportation Improvement Plan.

SOLICITOR’S REPORT:

- 1. Office of Open Records vs. Center Township: The Commonwealth Court voted against Center Township to submit documents. The Township options are submit an appeal to the Pennsylvania Supreme Court or submit the documents to the Office of Open Records. Latuska stated not to spend additional funds to move forward.

MISCELLANEOUS: None

ADJOURNMENT:

The meeting adjourned to executive session to discuss personnel issues at 8:48 p.m. The meeting reconvened at 9:30 p.m. with the following action taken. *Smallwood motioned appointing Gregory W. Brewster as the Step-up Foreman during the absence of Public Works Director Lauer to be paid one (1) hour of overtime per day. Wulff seconded.*

Latuska	Nay
Smallwood	Yea
Erie	Yea
Frenchak	Nay
Wulff	Yea

Motion carried 3-2.

Frenchak motioned to adjourn at 9:34 p.m. Latuska seconded. Motion carried.

Anthony A. Amendolea
 Township Secretary/Treasurer

Edward G. Latuska
 Chairman

Alan Smallwood
 Vice Chairman

Andrew Erie
 Supervisor

Kenneth J. Frenchak Jr
 Supervisor

Phillip B. Wulff
 Supervisor