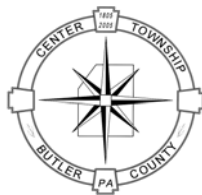


Board of Supervisors:  
 Ronald Flatt, Chairman  
 Andrew Erie, Vice Chairman  
 Brian Hortert, Supervisor  
 Edward Latuska, Supervisor  
 Thomas Schiebel, Supervisor



Michael Gallagher, Solicitor  
 Olsen & Associates, Engineer  
 Crystal Wilson, Secretary  
 Anthony Amendolea, Treasurer  
 Mark Lauer, Public Works Director  
 Richard Round, BCO/Zoning Official

Board of Supervisors  
 Regular Meeting Minutes  
 February 11, 2009  
 6:30 p.m.

**CALL TO ORDER:**

Chairman Ron Flatt called the agenda setting meeting, of the Center Township Board of Supervisors, to order at 6:30 p.m. The meeting was held at the Township Building at 419 Sunset Drive, Butler, PA 16001.

**ROLL CALL:**

Present in addition to Chairman Flatt, were members Andrew Erie, Brian Hortert, Ed Latuska and Tom Schiebel; Township Solicitor, Mike Gallagher; Township Engineer, Ron Olsen; Public Works Director Mark Lauer and Township Secretary Crystal Wilson.

**PUBLIC TO BE HEARD:**

Don Wagner- Center Township Dog Officer- Requests that they consider switching Robert Wagoner to Dog Officer and Don Wagoner to Assistant dog officer. Mike Gallagher stated to Don would have to resign and then the Board can reappoint.

**MINUTES:**

1. Agenda Setting Meeting – December 30, 2008  
*Latuska made a motion to approve the Agenda Setting Minutes for December 30, 2008; seconded by Hortert.*
2. Reorganizational & Regular Meeting- January 5, 2009  
*Latuska made a motion to approve the Reorganizational & Regular Meeting Minutes for January 5, 2009 with the following correction: under Vacancy Board Chairman; should be Dan Plaisted instead of Dave.*

**TREASURER'S REPORT:**

1. Warrant List 09-01-02  
*Schiebel made a motion to approve Warrant List 09-01-02; seconded by Hortert. Motion carried unanimously.*

2. Warrant List 09-02-03  
**Schiebel made a motion to approve Warrant List 09-02-03; seconded by Hortert. Motion carried unanimously.**

#### ZONING REPORT: January 2009

#### SUBDIVISION & LAND DEVELOPMENTS:

1. Kiser Revision- Bill McGarvey representing this plan that is coming back through for a revision. They are just moving one line over 63 feet. Plan was already approved never recorded. The Planning Commission's request was to label the old twp. rd on the plan. Mr. McGarvey stated that he had. The Planning Commission recommended approval.  
**Flatt made a motion to grant final approval the Kiser Subdivision; seconded by Erie. Motion carried unanimously.**
2. Paraska subdivision- Bill McGarvey representing this plan to divide Mr. Paraska's parcel into three lots, one of the lots has two structures on it. He would like to divide it so that each house has its own lot. The remaining lot he will use to build a house for himself. This is a simple subdivision and there are no comments from the county. The Planning Commission approved this plan contingent on the Act 537 approval letter being received and the front set back being changed to 50 foot.  
**Flatt made a motion to grant final approval to the Paraska subdivision with two contingencies; 1. Based on the receipt of the 537 Letter and approval of the Sewage plan; 2. The redrawing of the front setbacks to match the ordinance; seconded by Hortert. Motion carried unanimously.**

#### OLD BUSINESS:

1. Ratify Building Fund CD investment-  
**Flatt made a motion to Ratify the Building Fund CD investment in the amount of \$237,744.76 for 180 days at 1.40 percent with Citizens Bank; seconded by Erie. Motion carried unanimously.**
2. Smith Rezone Request-  
**Hortert made a motion to approve the ordinance of rezoning the Smith property; seconded by Erie. Motion carried unanimously.**  
Flatt asked if there was any comments and Ed Latuska asked if Rich Round's letter to Van Smith regarding the conditional use be put in the record.
3. Appoint Assistant Dog Officer and Wage  
**Flatt made a motion to appoint Don Wagoner as Center Township Dog Officer and Don Wagoner as the Assistant Dog Officer; seconded by Schiebel. Motion carried unanimously.**

**NEW BUSINESS:**

1. Nextier sweep Account/Money Market Account: Carol Achezinski spoke from Nextier about sweep account and money market accounts.  
***Flatt made a motion to authorize the change of the townships sweep accounts to an internal sweep account housed at Nextier Bank based on the recommendation of the Treasurer and the Solicitor with compliance with the state code and authorize the Treasurer to act to fulfill this task at his earliest convenience; seconded by Erie. Motion carried unanimously.***
2. Release Consultant Fees-  
***Flatt made a motion to release the consultant fees Wick in the amount of \$249.16; Webb in the amount of \$159.25; Dimit in the amount of \$220.66; and Brown in the amount of \$331.25; seconded by Erie. Motion carried unanimously.***
3. Tax Collector's Compensation Resolution 2009-02-09  
***Hortert made a motion to continue the current compensation rate and add to the resolution the language that was provided from the Solicitor; seconded by Latuska. Motion carried unanimously.***
4. Employee Health Benefits  
***Flatt made a motion to rescind the vote from the December meeting and to continue with are current Highmark PPO health benefits; seconded by Hortert. Motion carried unanimously.***
5. Tax Map Purchase  
***Erie made a motion to purchase the Butler County electronic tax maps in the amount of \$100.00; seconded by Hortert. Motion carried unanimously.***
6. Release 2008 Fire Tax  
***Erie made a motion to release the budgeted amount of \$90,000.00 of the 2008 fire tax money and leave \$6,929.61 in the account; seconded by Schiebel. Motion carried unanimously.***
7. Sewage Holding Tanks- the Board stated to let BASA handle it. No motion needed nor made.
8. Ratify Credit Card Purchases-  
***Flatt made a motion to ratify the Credit Card Purchases in the amount of \$813.79; seconded by Erie. Motion carried unanimously.***
9. Planning Commission Request  
***Flatt made a motion for Jeff Piece to attend the Planning Commission meeting to discuss the comprehensive plan and to authorize payment for***

***his attendance; seconded by Erie. Motion carried unanimously.***

10. Butler County Humane Society  
***Hortert made a motion to authorize Chairman Ron Flatt to sign the Butler County Humane Society agreement; seconded by Erie. Motion carried unanimously.***
11. New Haven Conditional use- The Board is in receipt of an application from New Haven Count for an addition which may require a conditional use.  
***Flatt made a motion to hold a Conditional Use Hearing on April 6, 2009 at 6:00pm in the Center Township Office; seconded by Erie. Motion carried unanimously.***

#### **PUBLIC WORKS DIRECTOR:**

1. Release Amerikohl Road Bond (Mahood)- Public Works Director Mark Lauer stated it was ok to release the bond and that Amerikohl have posted a \$5000.00 bond for Mahood Road repairs.  
***Flatt made a motion to Release the Amerikohl Road Bond 10494751 in the amount of \$18, 750.00 based on the recommendation of the Public Works Director; seconded by Erie. Motion carried unanimously.***
2. Release American Natural Resources Road Bond( Aggas, Mack, Pine Tract, & Renick)  
***Flatt made a motion to release American Natural Resources Road Bond 3-900-636 in the amount of \$32,250.00; seconded by Erie. Motion carried unanimously.***
3. Advertise of bid for Excavator:  
***Schiebel made a motion to authorize the advertising for the bid of an excavator; seconded by Erie. Motion carried unanimously.***
4. Mark also stated that we have reached a verbal agreement with a township property owner to dump are excess materials, brush, shrubbery, and all the stuff we get from maintaining to roads. Asked the Board if it was alright to get together with him and Mike Gallagher to work out some kind of a written agreement.  
***Erie made a motion to authorize Public Works Director; Mark Lauer to coordinate with the Solicitor to work out a land use agreement and to authorize the Chairman to sign the agreement when it is prepared; seconded by Schiebel. Motion carried unanimously.***
5. Mark also stated for the Board's knowledge that Minich Rd. is flooded due to a clogged drainage pipe; the road crew is currently out trying to dig it out but are having no luck at this point.

**ENGINEER'S REPORT:**

1. Rt. 8/ Benbrook Rd Intersection-  
***Flatt made a motion for the Township Secretary to sign the application to DEP for the installation of lights for the Rt. 8 and Benbrook Rd. intersection; seconded by Erie. Motion carried unanimously.***  
  
***Hortert made a motion to authorize Chairman Flatt to sign the highway occupancy permit #231620; seconded by Erie. Motion carried unanimously.***
2. Maintenance Building- Ron Olsen talked at length about the plans of the new public works building. He went over plans that he is getting ready for the Planning Commission's review. Not a formal review just for knowledge for the Supervisors. No motion was needed nor made.

**SOLICITOR'S REPORT:**

1. Wiest Asphalt Products Paving Invoice- Nothing to mention this month.
2. McCall Consent Agreement- Mike Gallagher would like to go into executive session to discuss this matter.

**MISCELLANEOUS:****ADJOURNMENT:**

***Flatt made a motion to adjourn to executive session to discuss a matter in litigation at 8:22pm with no action to be taken; seconded by Erie. Motion carried unanimously.***

***Hortert made a motion to adjourn the meeting at 8:30pm; seconded by Erie. Motion carried unanimously.***

CRYSTAL WILSON  
Township Secretary

RONALD E FLATT  
Chairman

ANDREW ERIE  
Vice Chairman

BRIAN K HORTERT  
Supervisor

EDWARD G LATUSKA  
Supervisor

THOMAS G SCHIEBEL  
Supervisor