

Board of Supervisors:
Ronald Flatt, Chairman
Philip Wulff, Vice Chairman
Edward Latuska, Supervisor
Robert Sloan, Supervisor
Alan Smallwood, Supervisor



Anthony Amendolea, Secretary/Treasurer
Michael Gallagher, Solicitor
David Heath, Engineer
John Nath, Building Code Official
Randall Brown, Zoning Officer

Center Township Board of Supervisors
 Regular Meeting Minutes
 June 9, 2021
 6:30 p.m.

CALL TO ORDER:

Chairman Ronald Flatt called the Regular Meeting, of the Center Township Board of Supervisors, to order at 6:30 p.m. The meeting was held at the Unionville Volunteer Fire Company Firehall, 102 Mahood Road, Butler PA 16001.

ROLL CALL:

In addition to Chairman Flatt, present were Vice Chairman Philip Wulff; Supervisors Edward Latuska, Robert Sloan and Alan Smallwood; Township Solicitor Michael Gallagher; Township Engineer David Heath; and Township Secretary/Treasurer Anthony Amendolea.

PUBLIC TO BE HEARD:

- A. Ms. Gina Klopfer, 108 Elliott Drive: Ms. Klopfer referred to the Monday, June 7, 2021 meeting comments. She personally contacted the drive-in in July 2020 to complain about the noise from the concert.
- B. Mr. Brad Cavaliero, 100 North Maple Drive: As a representative for the Hull Plan Association, he asks the Township to revisit the Lakewood Drive (T-709) bridge and re-inspect.
- C. Ms. Connie Davka, 151 Brandon Road: Ms. Davka supports the drive-in.
- D. Mr. Phil Mohny, 207 Cherokee Drive: Mr. Mohny stated individuals are ignoring the speed limit on Cherokee Drive (T-712) and requests speed bumps. He asked why a group home was permitted at 206 Cherokee Drive since it is residential.
- E. Mr. Bruce Meier, 205 Cherokee Drive: Mr. Meier discussed with Senator Robert Casey and State Representative Tim Bonner the situation at 206 Cherokee Drive. They stated group home should not be there.
- F. Ms. Christina Caruso, 809 Sunset Drive: Ms. Caruso stated her driveway is flooding due to clogged catchbasin or culvert. She thanked the Board for the progress on the drive-in situation.

- G. Mr. Nathan Wulff, Assistant Fire Chief: Mr. Wulff presented the report for May 2021.

| Type of Calls | Number of Calls |
|-------------------------|-----------------|
| Motor vehicle accidents | 3 |
| Automatic fire alarms | 9 |
| Service calls | 7 |
| Structure fires | 5 |
| Medicals | 3 |
| Brush fires | 3 |
| Dive calls | 2 |
| Vehicle fires | 0 |
| Total | 32 |

1. He stated the fire department was in the process of receiving a Quick Response Service certification permitting response to medical calls.

MINUTES:

- A. Agenda Setting Meeting – May 10, 2021: *Wulff motioned approving the minutes of the Agenda Setting Meeting held on Monday, May 10, 2021. Smallwood seconded. Latuska abstained. Motion carried 4 to 0.*
- B. Regular Meeting – May 12, 2021: *Sloan motioned approving the minutes of the Regular Meeting held on Wednesday, May 12, 2021. Flatt seconded. Latuska and Smallwood abstained. Motion carried 3 to 0.*

TREASURER'S REPORT:

- A. May 2021: *Flatt motioned approving the May 2021 Treasurer's Report. Latuska seconded. Motion carried.*
- B. Warrant List 21-05-10: *Latuska motioned approving Warrant List 21-05-10. Sloan seconded. Motion carried.*
- C. Warrant List 21-06-11: *Latuska motioned approving Warrant List 21-06-11. Sloan seconded. Motion carried.*

ZONING REPORT: May 2021: Construction costs were \$146,225.00 fees collected were \$1,530.16. Year to date fees collected \$9,142.22. Zoning report was adjusted to reflect actual fees Township collected including the fifteen (15) percent received from Professional Code Services.

SUBDIVISION & LAND DEVELOPMENTS: None

OLD BUSINESS:

- A. Authorize Ad for Outdoor Entertainment Ordinance: Sloan, Smallwood and Wulff met with Mr. John Manson and Mr. Brian Drusky on Tuesday, May 11, 2021 and Tuesday, June 1, 2021 to discuss the proposed ordinance. *Wulff motioned authorizing placement of ad in the Butler Eagle edition for Monday, July 5, 2021. Smallwood seconded. Flatt opposed. Motion carried 4 to 1.*

NEW BUSINESS:

- A. Jiffy Mart Dumpster Relocation Request: Mr. Joe Wendling presented. Mr. Paul Gill requests authorization to relocate dumpster enclosure to the northeast rear corner of 1701 North Main Street Extension (Center Township Map 060-S4-16). The enclosure will be a six (6) foot chain link fence with black slats. Vogel is capable of accessing the dumpster with the overhang. The Planning Commission, contingent on Township Engineer Heath's

recommendation, recommended approval of the dumpster location. Township Engineer Heath had no comment. **Flatt motioned granting approval of the Jiffy Mart Dumpster relocation request. Smallwood seconded. Motion carried.**

B. Purchase of Recycle Bins: Township Secretary/Treasurer Amendolea requests authorization to purchase one hundred (100) fourteen (14) gallon recycle bins at a cost of \$7.99 each. **Flatt motioned authorizing purchase of one hundred (100) fourteen (14) gallon recycle bins at a cost of \$7.99 each. Latuska seconded. Motion carried.**

C. Family Medical Leave Request: Randall Brown, Zoning Officer, requests authorization to use family medical leave to attend to his mother. **Flatt motioned authorizing Randall Brown up to twelve (12) weeks of family medical leave as established by law to attend to his mother. Sloan seconded. Motion carried.**

D. American Rescue Plan Funds: Township Secretary/Treasurer is applying for the 2021 American Rescue Plan funds. The following forms are required as part of the application process:

1. Non-Entitlement Unit Self-Certification of Budget Amount
2. Federal Funding Accountability Data Sheet
3. Coronavirus State and Local Fiscal Recovery Funds
4. Assurances of Compliance with Civil Rights Requirements

Latuska motioned authorizing Chairman Flatt to sign the aforementioned forms as part of the American Funds Plan application process. Smallwood seconded. Motion carried.

E. Lawn Maintenance: Due to high number of complaints for high grass, Zoning Officer Randall Brown requests using a lawn care company to maintain yards that are not being maintained. A lien will be placed against those properties. **Latuska motioned authorizing Zoning Officer Brown to establish a list of lawn care companies for lawn maintenance. Smallwood seconded. Motion carried.**

PUBLIC WORKS:

A. Award Contract for 2021 Aggregate: The Township received the following bid:

| Company | Bid Bond | Price Per Ton - Delivered | Total Bid |
|--|----------|--|-------------|
| M&M Lime Company 215 Nichola Road Worthington, PA 16262-4303 | | #2A Modified Limestone - \$ #2B Gravel - \$ #3 Limestone - \$ #4 Rip Rap - \$ #5 Rip Rap - \$ | No Response |
| McClymonds Suppy & Transit Company Inc PO Box 296 Prospect, PA 16051-0296 | | #2A Modified Limestone - \$ #2B Gravel - \$ #3 Limestone - \$ #4 Rip Rap - \$ #5 Rip Rap - \$ | No Response |
| McKinney Hauling & Excavating Inc 1013 West Sunbury Road West Sunbury, PA 16061-2813 | Yes | #2A Modified Limestone - \$19.12 #2B Gravel - \$18.73 #3 Limestone - \$19.28 #4 Rip Rap - \$20.48 #5 Rip Rap - \$31.60 | \$41,753.00 |

Flatt motioned awarding the 2021 Aggregate Contract to McKinney Hauling and Excavating, Inc in the amount of \$41,735.00. Wulff seconded. Motion carried.

- B. Cherokee Drive (T-412) Stormwater: Mr. Kenneth Vogt, 431 Cherokee Drive, states water is standing on his property. He suggests the Township install a catchbasin and pipe to remedy the situation. ***Flatt motioned tabling the Cherokee Drive (T-712) stormwater. Latuska seconded. Motion carried.***
- C. Vacuum Trailer Extended Warranty/Maintenance Plan: The extended warranty for the newly purchased vacuum trailer is for three (3) years from date of purchase at a cost of \$3,687.00. The maintenance plan for routine maintenance at intervals of 250, 500, 750 and 1,000 hours to include parts and labor at a cost of \$2,765.00 ***Sloan motioned not to purchase the extended warranty or maintenance plan due to additional cost is not beneficial to the Township. Flatt seconded. Motion carried.***

ENGINEER'S REPORT:

- A. Butler Area Sewer Authority Request for Assistance: Township Engineer Heath was contacted by the Butler Area Sewer Authority to see if Center Township would be available to assist Butler Area Sewer Authority when workload is excessive. ***Flatt motioned authorizing Township Engineer Heath to assist Butler Area Sewer Authority, outside of Center Township due to conflict of interest, when workload is excessive. Smallwood seconded. Motion carried.***
- B. North Duffy Road (T-509) Stormwater: Township Engineer Heath wants to discuss with the Public Works Department of possible stormwater problems prior to paving.

SOLICITOR'S REPORT:

- A. Schiebel's Right to Know Appeal: The Office of Open Records upheld Thomas Schiebel's appeal for unredacted reimbursable medical invoices and premium costs. The Board has the right to appeal the decision before the Butler County Court of Common Pleas. ***Sloan motioned to appeal the Office of Open Records decision. Wulff seconded.***

Flatt stated it may be a HIPPA violation.

Sloan stated it would provide Personal Health Information.

Latuska stated there is no problem in releasing the information. He is considering the cost to appeal.

Flatt and Sloan for. Latuska, Smallwood and Wulff opposed. Motion failed 2 to 3.

- B. Forest Oaks Developers Agreement: Weaver Homes provided copies of the Developers Agreement for Forest Oaks. Township Solicitor Gallagher reviewed the Developers Agreement. ***Sloan motioned, based on Township Solicitor Gallagher recommendation, authorizing Chairman Flatt to sign the Forest Oaks Developers Agreement. Wulff seconded. Motion carried.***
- C. Authorize Ad for Multi-Municipal Agreement with Butler Township: Weaver Homes provided copies of the Multi-Municipal Agreement to be signed. Wulff was not satisfied with the Multi-Municipal agreement. Township Solicitor Gallagher suggested meeting with Butler Township Commissioners to discuss. ***Flatt motioned authorizing Gallagher, Wulff and Sloan to meet with the Butler Township Commissioners. Latuska seconded. Motion carried.***

MISCELLANEOUS: None

ADJOURNMENT:

The meeting adjourned to an executive session to discuss personnel at 7:30 p.m. The meeting reconvened at 8:04 with no action taken.

Sloan made a motion to adjourn at 8:05 p.m. Wulff seconded. Motion carried.

Anthony A. Amendolea
Township Secretary/Treasurer

Ronald E. Flatt
Chairman

Phillip B. Wulff
Vice Chairman

Edward G. Latuska
Supervisor

Robert M. Sloan
Supervisor

Alan H. Smallwood
Supervisor