

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
June 11, 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 6:32 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 6:35 p.m.

PUBLIC TO BE HEARD:

1. Mr. Bob Shakely, 200 West Sunbury Road: Mr. Shakely appreciates the Board taking the time and consideration on his brother's, Anthony W. Shakely, conditional use request.
2. Ms. Quinn Conklin, 111 Shady Dr: Ms. Conklin requests the "Watch Children" sign be removed from the property.
3. Mr. Ronald Flatt, 315 North Duffy Road: Mr. Flatt stated the Township adopted Butler County's Emergency Management Plan.

MINUTES:

1. Public Hearing - Gray's Rezoning Hearing - May 12, 2014: *Latuska motioned approving the minutes of the Gray's Rezoning Hearing held on May 12, 2014. Erie seconded. Motion carried.*
2. Agenda Setting Meeting - May 12, 2014: *Frenchak motioned approving the minutes of the Agenda Setting Meeting held on May 12, 2014. Latuska seconded. Motion carried.*
3. Regular Meeting May 14, 2014: *Latuska motioned approving the minutes of the Regular Meeting held on May 14, 2014. Erie seconded. Motion carried.*

TREASURER'S REPORT:

1. May 2014: *Frenchak motioned approving the May 2014 Treasurer's Report. Latuska seconded. Motion carried.*
2. Warrant List 14-05-10: *Erie motioned approving Warrant List 14-05-10. Latuska seconded. Motion carried.*
3. Warrant List 14-06-11: *Latuska motioned approving Warrant List 14-06-11. Erie seconded. Motion carried.*

ZONING REPORT: May 2014: Construction costs were \$224,600.00 fees collected were \$2,852.48.

SUBDIVISION & LAND DEVELOPMENTS: None

OLD BUSINESS:

1. Shakely Conditional Use Request: The Center Township Board of Supervisors held a Public Hearing on June 9, 2014 to obtain public comment and testimony from the parties involved in the conditional use application filed by Anthony W Shakely. The applicant proposes converting a garage into an apartment. The property is located at 963 Sunset Drive (Center Township Map 060-2F106-14/1), Butler PA 16001. Section 20-604.E of the Center Township Codification of Ordinances permits single family dwellings with garage apartment as a conditional use in the "R-1", Single Family Residential District.

The Planning Commission recommended approval at their meeting held Wednesday, April 23, 2014. Public notifications were mailed Friday, May 23, 2014 to all property owners within 300 feet. The notice of the public hearing was published in the Butler Eagle editions of Sunday, May 25, 2014 and Sunday, June 1, 2014. The property was posted on Friday, May 30, 2014. *Latuska motioned approving the Shakely Conditional Use request. Frenchak seconded. Motion carried.*

2. Shanor Heights Water Runoff: Township Engineer Olsen reported that currently there is a fifteen inch (15") pipe which should be replaced with a twenty-four inch (24") pipe. The ditch will need to dug for feet (4') wide and two feet (2') deep and #5 Rip Rap. To dissipate the stormwater at the exit, a twenty-six foot (26') apron is required. Additional easement must be procured from the property owner. Pennsylvania Department of Environmental Protection and Army Corps of Engineers permits may be required. *Latuska motioned authorizing Township Engineer Olsen to contact property owner to discuss the additional construction easement. Erie seconded. Motion carried.*
3. Proposed Bees and Chickens Ordinance: Former Supervisor Flatt presented an updated proposal of the Bees and Chickens ordinance. *Frenchak motioned tabling the proposed Bees and Chicken ordinance. Latuska seconded. Motion carried.*

4. Rex Energy Oil & Gas Lease: The Township received a letter from Mr. Ken Winkelman, Riverbend, LLC, interested in leasing Township properties for oil and gas. Township Gallagher will contact Mr. Winkelman.

NEW BUSINESS:

1. Professional Code Services: With the resignation of Building Code Official/Zoning Officer Round, Professional Code Services presented a proposal to review and issue permits and conduct zoning enforcement. The Township will receive fifteen percent (15%) of all uniform Construction Code permitting fees. In addition, any zoning issue the Township will be invoice at sixty dollars (\$60.00) per hour. The Board desires to sign the agreement through December 31, 2014. ***Frenchak motioned (1) accepting Professional Code Services proposal through December 31, 2014 and (2) authorize Chairman Latuska to sign the proposal. Latuska seconded. Motion carried.***
2. Center Township Athletic Association Request: The Center Township Athletic Association presented a request for a donation in repairing the drive to the baseball fields. Smallwood suggested donating the road millings from the 2014 Paving Project. Contractor will be required to transport to the ball fields at no cost to the Township. ***Wulff motioned donating millings from the 2014 Paving Project, at the discretion of Smallwood, with the contractor hauling to the ball fields at no expense to the Township. Latuska seconded. Motion carried.***
3. Office Relocation: The Board is considering moving the current office to the new Maintenance Facility at 150 Henricks Road. Latuska is concerned the Municipal Building will not be insured, if vacant. The building would only be covered for Actual Cash Value. ***Frenchak motioned creating a committee, consisting of Township Secretary/Treasurer Amendolea, Wulff, Erie and Frenchak to review the possibility of relocating the office and make a recommendation to the Board at the September 2014 agenda setting meeting. Smallwood seconded. Motion carried.***
4. 2013 Marcellus Shale Distribution: The Township is projected to receive \$63,171.27 from the Marcellus Shale Impact Fee.
5. Butler Transit Authority Resolution No. 2014-06-09: Butler Area Transit Authority provides bus service to and from the Clearview Mall. The matching funds, \$750.00 per quarter, are provided by the Clearview Mall. ***Latuska motioned adopting Butler Area Transit Authority Resolution No. 2014-06-09. Erie seconded. Motion carried.***
6. Continuity of Operations Plan: Each municipality is required to adopt a Continuity of Operations Plan which annexes Butler County's plan. ***Frenchak motioned authorizing Randy Brown, Emergency Management Coordinator, to prepare a draft Continuity of Operations Plan with input from Township Secretary/Treasurer Amendolea, Public Works Director Lauer, Unionville Volunteer Fire Company and any Board member. Latuska seconded. Motion carried.***

Wulff motioned releasing to Randy Brown, Emergency Management Coordinator, any

current emergency management documents. Latuska seconded. Motion carried.

PUBLIC WORKS DIRECTOR:

1. Award Contract for Aggregate: The Township advertised for 500 tons of #3 limestone, 1,000 tons of #2A modified limestone, and 100 tons of #4 Rip Rap. The following bid was received:

Company	Bid Bond	PRICE PER TON In Place	Total Bid
Allegheny Mineral Corporation PO Box 1022 Kittanning, PA 16201-1022	Yes	#3 Limestone - \$17.95 #2A Modified Limestone - \$17.45 #4 Rip Rap - \$19.50	\$28,375.00

Wulff motioned awarding to Allegheny Mineral Corporation the 2014 Aggregate Contract in the amount of \$28,735.00. Frenchak seconded. Motion carried.

2. Award Contract for 2014 Paving Project: The Township advertised to mill and pave Sunset Drive (T-442) from State Route 308 (SR0308) to Holyoke Road (T-496). The following bids were received:

Company	Bid Bond	PRICE PER TON In Place	Total Bid
Glenn O Hawbaker Inc 106 Hawbaker Industrial Blvd Grove City, PA 16127	Yes	Milling of Bituminous - \$1.50 Superpave Wearing Course (9.5mm) - \$93.75	\$259,263.00
Russell Standard Corporation 285 Kappa Drive Ste 300 Pittsburgh, PA 15238	Yes	Milling of Bituminous - \$1.25 Superpave Wearing Course (9.5mm) - \$95.00	\$255,675.00
Shields Asphalt Paving PO Box 672 Valencia, PA 16059	Yes	Milling of Bituminous - \$1.25 Superpave Wearing Course (9.5mm) - \$78.55	\$217,050.40
Wiest Asphalt Products & Paving Inc 310 Mitchell Hill Rd Butler, PA 16001	Yes	Milling of Bituminous - \$1.05 Superpave Wearing Course (9.5mm) - \$71.45	\$195,161.20
Wilson Excavating & Grading Inc 407 E Neshannock Ave New Wilmington, PA 16142	Yes	Milling of Bituminous - \$2.85 Superpave Wearing Course (9.5mm) - \$93.00	\$292,726.20

Frenchak motioned awarding to Wiest Asphalt and Paving Inc the 2014 Paving Contract in the amount of \$195,161.20. Latuska seconded. Motion carried.

3. Award Contract for 2014 Seal Coat Project: The Township advertised to seal coat Brown Road (T-412), East Brewster Road (T-441), Maser Road (T-443), Stoney Run Road (T-544) and Sunset Drive (T-442) from Holyoke Road (T-496) to State Route 8 (SR0008). The following bids were received:

Company	Bid Bond	PRICE PER TON In Place	Total Bid
Russell Standard Corporation PO Box 802 Mars, PA 16046	Yes	Single Bituminous Seal Coat (SRL G) - \$2.084	\$141,476.51
Suit-Kote Corporation 10965 McHenry St Meadville, PA 16335	Yes	Single Bituminous Seal Coat (SRL G) - \$2.054	\$139,439.90

Frenchak motioned awarding to Suit-Kote Corporation the 2014 Seal Coat Contract in the amount of \$139,439.90. Latuska seconded. Motion carried.

4. Appointment of Seasonal Employee: Public Works Director Lauer reports that Matthew Pintell was offered another position. He requests authorization to hire Russell Weitzel as a seasonal employee. ***Latuska motioned appointing Russell Weitzel Jr as a seasonal worker at the rate of \$8.50 per hour. Erie seconded. Motion carried.***
5. UPS Battery Replacement: Bronder Technical Services recommends replacing the UPS batteries at the (1) North Main Street Extension and Clearview Mall north entrance and (2) North Main Street Extension and Mercer Road. The cost to replace the eight (8) batteries is \$3,414.86. ***Erie motioned authorizing, based on Bronder Technical Service's recommendation, the replacement of eight (8) UPS batteries at a cost of \$3,414.86. Latuska seconded. Motion carried.***
6. Ford F550 Repair: The 2008 Ford F550 engine has a broken ring. The Township received the following quotes for repair:

Company	Bid	Work	Warranty
Allstate Peterbilt of Youngstown	\$18,084.88	Complete Engine Replacement	2 Yr Unlimited Mileage
Butler County Ford	\$17,458.30	Complete Engine Replacement	2 Yr Unlimited Mileage
Butler County Ford	\$13,120.47	Long Block Installed	2 Yr Unlimited Mileage
Bacher Automotive	\$16,500.00	Complete Engine Replacement	2 Yr Unlimited Mileage

Latuska motioned awarding to Bacher Automotive the complete engine replacement with a two (2) year warranty in the amount of \$16,500.00. Frenchak seconded. Motion carried.

7. Use of Equipment for Butler County Fire School: Mr. Bill Errera contacted the office questioning why he could not use the Township's high lift for the Butler County Fire School. Latuska stated the Board voted to authorize one (1) truck and one (1) employee to assist the Butler County Fire School at the meeting held on May 12, 2014.
8. John Deere Accident: The John Deere tractor was involved in an accident during mowing operations. The tractor was struck from behind. Incident was reported to the insurance company.

9. Pre-Employment Physicals: Smallwood would like to adopt a policy requiring a pre-employment physicals for new hires. Latuska will contact Ed Begovich, United Mine Workers, for his opinion.
10. Shanahan Road Speed Bumps: Public Works Director Lauer reports that residents are requesting the speed bumps be installed.
11. Shanahan Road Obstruction: The resident at 121 Shanahan Road placed a basket ball hoop in the right-of-way. Former Building Code Official/Zoning Officer Round notified the property owner to remove the hoop. Township Solicitor Gallagher suggests authorization for him to send letter threatening prosecution and civil action. ***Latuska motioned authorizing Township Solicitor Gallagher send a letter threatening prosecution and civil action. Erie seconded. Motion carried.***

ENGINEER'S REPORT:

1. Township Property (419 Sunset Drive): Nicklas, King McConahy completed the appraisal of the proposed property to be acquired from R. W. McDonald and Sons. The property was appraised at \$10,500.00 which is the maximum the Township may pay. Latuska and Mr. Ronald Flatt [with] will (*corrected 07/09/2014*) meet with Mr. Lee & Jan McDonald to discuss the transfer of property. Mr. McDonald requested to meet with the appraiser. No further communication has been made.
2. Dedicated Road Right-of-Ways: Township Engineer Olsen presented a list of subdivisions approved in the past twenty-one (21) years dedicating additional right-of-way. Township Solicitor Gallagher reviewed a resolution from Cranberry Township combining dedicated road rights-of-way. Township Solicitor Gallagher's secretary will contact the Butler County Clerk of Courts for fee.
3. Clearview Mall Traffic Signal: Mr. Township Engineer Olsen provided State Route 8 information to Jared Cosby, Wooster and Associates. Wooster will present drawings depicting the signal maintenance easement.
4. Butler County Transportation Improvement Plan: Township Engineer Olsen is preparing a description to add Henricks Road (T-830) for submission to the Butler County Transportation Improvement Plan.
5. American Society of Civil Engineers: The Federal Government and the Environmental Protection Agency is redefining streams which will consider roadside ditches as a stream. Pennsylvania Department of Environmental Protection and Army Corp of Engineers permits will be required.

SOLICITOR'S REPORT: None

MISCELLANEOUS:

1. Office Staff: The Board will address the possibility of hiring an individual to cover the office during Township Secretary/Treasurer Amendolea's absent.
2. McDonalds Restaurant: Pavement markings and signs are confusing customers.
3. Complaints: Mr. Paul Snyder, Professional Code Services, is following up on complaints.
4. Ifft Lane: Property is being cleared of debris.
5. Fireworks Ordinance: On Saturday, June 7, 2014, the resident at 224 Henricks Road had a massive fireworks display. Shell casings were found at the Maintenance Facility.
6. EdgeMarc Pipeline: EdgeMarc will begin construction in mid July, if permits are received.
7. Appointment of Person to Make Deposits: ***Frenchak motioned appointing Erie to deposit receipts. Latuska seconded. Erie abstained. Motion carried 4 to 0.***

ADJOURNMENT:

Frenchak motioned to adjourn at 8:58 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