

Board of Supervisors:
 Thomas Schiebel, Chairman
 Andrew Erie, Vice Chairman
 Ronald Flatt, Supervisor
 Kenneth Frenchak Jr, Supervisor
 Edward Latuska, Supervisor



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

Board of Supervisors
 Regular Meeting Minutes
 July 14, 2010
 6.30 p.m.

CALL TO ORDER: Chairman Thomas Schiebel called the Regular Meeting of the Center Township Board of Supervisors to order at 6:30 p.m. The meeting was held at the Center Township Municipal Building, 419 Sunset Drive, Butler PA 16001.

ROLL CALL: Present were Chairman Schiebel; Vice Chairman, Andrew Erie; Supervisors Ronald Flatt, Kenneth Frenchak, and Edward Latuska; Township Solicitor Michael Gallagher; Township Engineer Ron Olsen; and Township Secretary/Treasurer Anthony Amendolea. Public Works Director Mark Lauer arrived at 6:36 p.m.

PLEDGE OF ALLEGIENCE & PRAYER:

PUBLIC TO BE HEARD: (3 Minute Limit)

1. Mr. Joe Vargo, 289 Holyoke Road: Mr. Vargo stated he has been trying to get a water problem corrected for the past fifteen (15) years. Prior to the June 28, 2010 storm, he contacted the office on April 5, 2010, June 2, 2010, and June 28, 2010 to speak with Public Works Director Lauer to investigate the culvert that was installed two (2) years ago by the Township. The storm drain is not catching the water. In addition, it is the only storm drain within one mile and a half. *Latuska motioned to rescind the motion made at the Regular Meeting held June 9, 2010 authorizing the Township Engineer Olsen to study the water runoff along Palmer Road after receiving approval from the State Ethics Commission since Mr. White is an employee of his and provide options to the Board for further action, if necessary. Frenchak seconded. Motion carried unanimously.*

Schiebel motioned authorizing the Township Engineer Olsen to cease any and all work on Palmer Road to assist Public Works Director Lauer, if necessary, to study stormwater runoff on Holyoke Road from Jenny Drive to Trailwood Lane and make recommendations to the Board. Frenchak seconded. Motion carried unanimously.

2. Mr. Andy Bohin, 291 Holyoke Road: Mr. Bohin voiced the same concerns as Mr. Vargo. In addition, he stated he had water in his basement and stones clogged the culvert under his drive.
3. Mr. Jeff Knauer, 105 Elise Drive: Mr. Knauer receives water from State Route 8, which flows down Shanor Heights and Elise Drive into his yard. He showed pictures to Public Works Director Lauer of a storm drain collapsing across the road.
4. Ms. Betty Christy, 384 Palmer Road: Ms. Christy requested permission to block her driveway from individuals using Morgan Lane and continuing on her private drive. Township Solicitor Gallagher suggests she contact an

attorney.

MINUTES:

1. Agenda Setting Meeting Minutes - June 7, 2010: *Latuska motioned approving the minutes of the Agenda Setting Meeting held June 7, 2010. Flatt seconded. Motion carried unanimously.*
2. Regular Meeting Minutes - June 9, 2010: *Latuska motioned approving the minutes of the Regular Meeting held June 9, 2010. Frenchak seconded. Motion carried unanimously.*

TREASURER'S REPORT:

1. June 2010 Treasurer's Report: *Flatt motioned approving the June 2010 Treasurer's Report. Frenchak seconded. Motion carried unanimously.*
2. Warrant List 10-06-15: *Flatt motioned approving Warrant List 10-06-15. Latuska seconded. Motion carried unanimously.*
3. Warrant List 10-06-16: *Frenchak motioned approving Warrant List 10-06-16. Latuska seconded. Motion carried unanimously.*
4. Warrant List 10-07-17: *Latuska motioned approving Warrant List 10-07-17. Frenchak seconded. Motion carried unanimously.*
5. Warrant List 10-07-18: *Schiebel motioned approving Warrant List 10-07-18. Flatt seconded. Motion carried unanimously.*
6. Warrant List 10-07-19: *Schiebel motioned approving Warrant List 10-07-19. Latuska seconded. Motion carried unanimously.*
7. Capital Projects Building Fund CD: *Latuska motioned authorizing Secretary/Treasurer Amendolea to request rates for 60, 90, and 180 days with the approval of two supervisors to reinvest \$1,000,000. Flatt seconded. Motion carried unanimously.*
8. Capital Projects CD: *Latuska motioned authorizing Secretary/Treasurer Amendolea to request rates for 60, 90, and 180 days with the approval of two supervisors to reinvest \$100,000. Frenchak seconded. Motion carried unanimously.*

ZONING REPORT: June 2010: Construction costs were \$630,153.60 fees collected \$3,914.66.

SUBDIVISIONS & LAND DEVELOPMENTS: None

OLD BUSINESS: None

NEW BUSINESS:

1. Appoint Alternate Zoning Hearing Board Member: *Flatt motioned adopting Resolution No. 2010-07-13 appointing Joseph Bandura as the alternate zoning hearing board member to fulfill the term through December 31, 2011 left vacant by Lucas Wassam. Erie seconded. Motion carried unanimously.*

2. Butler Area Transit Authority Addendum to Resolution No. 2009-04-13: ***Frenchak motioned authorizing Chairman Schiebel to sign the Butler Area Transit Authority Addendum to Resolution No. 2009-04-13 continuing bus service to Clearview Mall. Flatt seconded. Motion carried unanimously.***
3. Ordinance Amendments: ***Frenchak motioned to forward the suggested changes of the sign ordinance, as reviewed by the Planning Commission, to Jeff Pierce, Olsen and Associates. Erie seconded. Motion carried unanimously.***

Frenchak motioned to accept the suggested amendments, as reviewed by the Planning Commission, for Chapter 14, "Subdivision and Land Development" and Chapter 20, "Zoning" to Jeff Pierce, Olsen and Associates. Flatt seconded. Motion carried unanimously.
4. Liquid Fuels Audit Adjustment: ***Flatt motioned transferring \$11,212.50 from the General Fund to the Liquid Fuels Fund to comply with the finding from the Liquid Fuels Audit for the year ending December 31, 2008. Erie seconded. Motion carried unanimously.***
5. Property Maintenance - 143 La Ray Drive: ***Frenchak motioned authorizing the Public Works Department to perform the necessary property maintenance required and place a lien against the property for all expenses. Flatt seconded. Motion carried unanimously.***

PUBLIC WORKS DIRECTOR:

1. Ratify Declaration of Emergency June 28, 2010: ***Flatt motioned ratifying action taken by Public Works Director Lauer and Chairman Schiebel declaring a state of emergency during the rain storm on June 28, 2010. Latuska seconded. Motion carried unanimously.***
2. Seal Coat Project: Mahood, Pinehurst, Pine Tract, and Whitmire Roads were seal coated. Pinehurst, Pine Tract, and Whitmire Roads were part of the 2009 Paving Program.
3. 2010 Paving Program: Three (3) drains will be completed on Spring Run Road this week. Shields Paving will be notified to schedule paving within two (2) to three (3) weeks.
4. Maintenance of Ditches: Public Works Director Lauer wants to experiment with cement slurry to maintain ditches.
5. West Brewster Road: Repairs to West Brewster Road due to storm damage on June 28, 2010 will be completed this week.
6. Dr. Cypher's Complaint: Building Code/Zoning Official Round and Lauer are investigating Dr. Cypher's complaint from Monday evening's meeting. Round contacted Mr. Brett Ligo, Ligo Architects, to investigate the stormwater detention on the Butler Veterinary Clinic property. The Township's 15" drain was clean. Lauer needs to work on Dr. Cypher's side of Sunset Drive to install a catch basin to slow the water down.
7. Mr. C. Reid Longwell's Complaint: ***Flatt motioned authorizing the Township Solicitor Gallagher to contact Mr. Leonard A. Greene, Mr. C. Reid Longwell's attorney, concerning road work done in the vicinity of 205 Sunset Drive. Schiebel seconded. Motion carried unanimously.***

ENGINEER'S REPORT:

1. SR 8/Benbrook Road Intersection: Mr. William Bercury is irate that PennDot eliminated drainage system the Township included for his property. The Township will review after the project is completed. Mr. DeMarsh requested drawings of the PennDot project.
2. Uhl Construction Change Order Number 2: ***Schiebel motioned authorizing the Chairman to sign Uhl Construction Change Order Number 2 which reduces the original bid for the purchase of the structural steel by the Township and over digs.***
3. Material Stored on Site: Township Engineer Olsen will have the Township Solicitor Gallagher review the bid package concerning payment of material stored on sight. He is questioning what happens if the Township pays for the material and the contractor does not pay the vendor.
4. Butler County Stormwater Management Ordinance: ***Frenchak motioned authorizing Chairman Schiebel to sign a letter to the Butler County Commissioners urging them to reject the proposed Ordinance and reject the Resolution requiring its adoption, with copies sent to the Butler Eagle Letters to the Editor and Mr. Walter Walowen, Mercer Township Supervisor.***

SOLICITOR'S REPORT:

1. Ronald McCall: Motion's Court is scheduled for July 22, 2010 at 9:00 a.m.
2. Oliver Hearing: Since Mr. Oliver's attorney did not show for the hearing scheduled for June 30, 2010, the hearing is scheduled for September 8, 2010 at 10:00 a.m.
3. Frawley's Appeal Hearing: Mr. Frawley is appealing the decision of Sewage Enforcement Officer Colombo denying a sewage permit for 112 Elgie Drive. ***Schiebel motioned scheduling a hearing on August 10 at 6:00 p.m. and authorize Township Secretary/Treasurer to invoice Mr. Frawley for the hearing, notify the Court Reporter and advertise the hearing with the assistance of Township Solicitor Gallagher. Frenchak seconded. Motion carried unanimously.***

MISCELLANEOUS: None**ADJOURNMENT:** ***A motion was made by Frenchak to adjourn the Regular Meeting at 8:43 p.m. Latuska seconded. Motion carried unanimously.***Anthony A. Amendolea
Township Secretary/TreasurerThomas G. Schiebel
ChairmanAndrew Erie
Vice ChairmanRonald E. Flatt
SupervisorKenneth J. Frenchak Jr
SupervisorEdward G. Latuska
Supervisor

