

**MINUTES OF THE
REGULAR MEETING HELD
January 18, 2016**

The regular meeting of the Butler Township Board of Commissioners was held on January 18, 2016 at 6:30 p.m. at the Butler Township Municipal Building, 290 S. Duffy Road, Butler, PA 16001. The following Commissioners were present: Pres. Dave Zarnick, Vice-Pres. Sam Zurzolo, Commis. Charles M. Nedz and Commis. James Lokhaiser, Jr. Commis. Joe Wiest was absent.

Also present were Manager Ed Kirkwood, Solicitor Larry Lutz, Zoning Officer Jesse Hines, Public Works Superintendent Tom Knights, and Township Engineer Dennis Flinn.

Pres. Zarnick called the meeting to order followed by a moment of silence and the pledge of allegiance to the flag.

Pres. Zarnick asked if there were any corrections or additions to the minutes of the December 19, 2015 meeting. There being none, the minutes will stand as presented.

Pres. Zarnick noted receipt of the monthly Fire/Zoning report.

Commis. Nedz had nothing to report.

Commis. Lokhaiser reported that the Penn State Extension will be holding a Tree Tenders Workshop on Friday, April 8, 2016 at the Butler Township Park Rental Building. The cost will be \$25.00 per person.

Commis. Zurzolo reported that the transition to a twelve hour work shift in the police department has gone smoothly.

Commis. Zurzolo reported that the Citizens Police Academy will start on Tuesday, January 19th with fourteen people signed up for the eight week class.

Commis. Zurzolo reported on the Public Hearing on the Noise Ordinance with the LCB. He commended Solicitor Black on her job in representing the township.

Commis. Zarnick reported that he attended his first Penn State Extension Board meeting. He will pass information on to the board of future programs being held as they are announced.

Commis. Zarnick reported that he attended the Allegheny County and Western Pennsylvania Association of Township Commissioners meeting. One of the items on the agenda that is being pushed this year is House Bill 1268, Electronic Legal Advertising. The bill will provide that if certain conditions are met, the government unit may publish a notice on an official government website instead of a newspaper of general circulation. With the board's approval, he would like the manager to send a letter with our approval stating that we agree with this bill to Representative Ellis and State Senator Hutchinson. The board noted its approval to have the letter sent.

Commis. Zarnick reported that he will be attending a County Recreation Board meeting where they will be discussing the Alameda Park Water Fees, discounts and rental rates and programs offered for 2016.

Solicitor Lutz reported on the Public Hearing on the Noise Ordinance with the LCB.

Engineer Flinn reported on the progress of the Storm Water Projects. R & B will be mobilizing to work on the Bessemer Avenue repairs. Colleen Drive, Township Line Road and Cupps Road will also be worked on in 2016.

Zoning Officer Hines had nothing to report.

Public Works Superintendent Knights reported on the work of the Road Department. Most of December was spent preparing for winter, doing some ditching and other storm water measures trying to make the snow and ice removal easier this year. There was one call out in December for road maintenance due to the weather.

Manager Kirkwood reported that he has received forty-five resumes for the position of Assistant Township Manager. Not all of them local. He estimated that it will take him two weeks to go through the resumes before he will begin the interview process, which he plans on conducting in the mornings. At this time he is not sure how many days it will take to complete the first round of interviews and subsequent additional interviews as he narrows the field of applicants.

Manager Kirkwood reminded the board that we have a potential shortfall in regards to the liquid fuels budget items. Typically we receive our allocation on March 1st, but due to the State budget impasse we will be receiving only forty percent of our allocation. He will be having conversations with Penn Dot and monitoring the situation to keep the board informed on decisions that will need to be made concerning the budget items that rely on these funds. Commis. Zarnick asked the manager to send a letter to our state representatives stating our concerns and asking them to address these budget items.

Commis. Zarnick asked for public comment on agenda items. There was none.

Zoning Officer Hines presented the request for a modification of odd shaped lots in the Protzman Subdivision and recommended its approval.

Township Engineer Flinn reported that the request is in order and recommended approval.

Solicitor Lutz had no objection.

Motion by Commis. Nedz to grant a modification for odd shaped lots in the Protzman Subdivision. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Nedz to grant final approval of the Protzman Subdivision. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request for a modification for odd shaped lots in the Green Properties Subdivision #1 and recommended approval.

Engineer Flinn stated that based on the revised plan dated December 23, 2015 all technical requirements have been met.

Solicitor Lutz had no objection.

Motion by Commis. Nedz to grant a modification for odd shaped lots in the Green Properties Subdivision #1. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zamick: Yes. Motion carried.

Motion by Commis. Nedz to grant final approval of the Green Properties Subdivision #1. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request for final approval of the Green Properties Subdivision #2 and recommended approval.

Engineer Flinn stated that based on the revised plan dated December 21, 2015 all technical requirements have been met.

Solicitor Lutz had no objection.

Motion by Commis. Nedz to grant final approval of the Green Properties Subdivision #2. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request to extend the Keelan final approval until April 18, 2016 and recommended approval.

Motion by Commis. Nedz to pass Resolution 16-05, extending the Keelan final approval until April 18, 2016. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request to extend the Keystone Ridge final approval until April 18, 2016 and recommended approval.

Motion by Commis. Nedz to pass Resolution 16-06, extending the Keystone Ridge final approval until April 18, 2016. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines recommended the appointment of Charles Smith as the alternate Sewage Enforcement Officer for Butler Township.

Motion by Commis. Nedz to appoint Charles Smith as the alternate Sewage Enforcement Officer. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request to extend the Speedway LLC final approval until April 18, 2016 and recommended approval.

Motion by Commis. Nedz to pass Resolution 16-07, extending the Speedway LLC final approval until April 18, 2016. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the request to extend the Butler Crossing Lot #5 final approval until April 18, 2016 and recommended approval.

Motion by Commis. Nedz to pass Resolution 16-08, extending the Butler Crossing Lot #5 final approval until April 18, 2016. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines recommended the appointment of Mark Swift to the BAMM Committee for a three year term to expire January 2019.

Motion by Commis. Nedz to appoint Mark Swift to the BAMM Committee for a three year term to expire January 2019. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines recommended the appointment of Tom Lavorini to the BAMM Committee for a three year term to expire January 2019.

Motion by Commis. Nedz to appoint Tom Lavorini to the BAMM Committee for a three year term to expire January 2019. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines recommended the appointment of Greg Haughey to the Zoning Hearing Board for a three year term to expire January 2019.

Motion by Commis. Nedz to appoint Greg Haughey to the Zoning Hearing Board for a three year term to expire January 2019. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines recommended the appointment of Joe Gray to the Zoning Hearing Board as an alternate for a three year term to expire January 2019.

Motion by Commis. Nedz to appoint Joe Gray to the Zoning Hearing Board as an alternate for a three year term to expire January 2019. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood opened the bids for the 2016 Fuel Bidders List.

Company	Unleaded Gasoline	Diesel Fuel
Glassmere Fuel Service	X	X
Butler Petroleum	X	X
Bradigan's Inc.	X	X

Motion by Commis. Zarnick to accept the Fuel Bid Suppliers for 2016 as presented. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood opened the bids for the Vibratory Asphalt Roller. He recommended tabling the bids for review.

Company	Bid Bond	Amount
Walsh Equipment	Yes	\$49,290.00
Highway Equipment Co.	Yes	\$39,595.00

Motion by Commis. Zarnick to table the bids for the vibratory asphalt roller for review. Second by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Zarnick to authorize Berkheimer, Inc. to collect the 2015 Delinquent Per Capita Taxes. Second by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Engineer Flinn presented the request by United Growth for a bond release in the amount of \$82,055.97, leaving the new bond amount of \$341,973.50 for the Greenwood Plaza Development and recommended approval.

Motion by Commis. Nedz to reduce the United Growth bond by \$82,055.97, leaving the new bond amount of \$341,973.50. Second by Commis. Lokhaiser. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood reviewed the bills report and the following totals were noted: General Fund - \$112,549.30; Stormwater Capital Fund - \$973.50; Highway Aid Fund - \$60,876.65; General Fund (added after December Bills Report) - \$38,050.99; Capital Equipment Fund (added after December Bills Report) - \$14,200.00; Payroll Fund (prior month) - \$364,350.14.

Motion by Commis. Zarnick to pay the bills as per the bills report, seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Commis. Zarnick asked Public Works Superintendent Knights about the salt supply and delivery. A discussion followed.

Manager Kirkwood noted receipt of a letter from Bill Mueller, dated January 5, 2016 in regards to the Vogel Solid Waste Contract.

Manager Kirkwood noted receipt of a letter from Michael Lieber, representing C2T, Inc., asking the township to recognize their initiative to encourage youth and young adult mentoring and to publicly support national mentoring month, which is January and to encourage everyone to join in the acknowledging of youth mentoring by honoring and finding ways to get involved in their respective areas.

Commis. Zarnick asked for public comment on any item of concern.

Ken Lawrence, 147 Jan Drive, affiliated with Mercer Road Volunteer Fire Company, presented a request to schedule a meeting between the township and the fire departments to discuss restructuring the Fire Department Fund allocations before the decision is made before the board.

Questions were taken from the media.

Motion was made by Commis. Zarnick to adjourn the meeting at 7:10 PM, seconded by Commis. Lokhaiser and carried unanimously.

Theresa Giesler
