

**MINUTES OF THE  
REGULAR MEETING HELD  
February 20, 2017**

The regular meeting of the Butler Township Board of Commissioners was held on February 20, 2017 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. Joe Wiest, Commis. Charles M. Nedz and Commis. Jim Lokhaiser, Jr.

Also present were Manager Ed Kirkwood, Asst. Manager Cheryl McNeill, Solicitor Larry Lutz, Zoning Officer Jesse Hines, Township Engineer Dan Deiseroth and Alternate Township Engineer Bill Braun.

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

Pres. Zarnick stated that anyone taping the meeting is required to state their name and address at the beginning of the meeting.

Ryan Saelor, Butler Radio Network, 1 High Street, Pittsburgh, PA 15205, will be taping the meeting.

Pres. Zarnick asked if there were any corrections or additions to the minutes of the February 6, 2017 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. Wiest had nothing to report.

Commis. Zurzolo reported that there is a Recycling Committee meeting Thursday, February 23<sup>rd</sup> at 1:00 PM.

Commis. Lokhaiser reported that on Saturday, March 11<sup>th</sup> at Preston Park from 9 a.m. to Noon there will be a Pruning Workshop presented by the Woodland Owners of Clarion and Allegheny Valley. The workshop is free but you are asked to register for the event.

Commis. Lokhaiser reported that South Butler Volunteer Fire Department will start their annual fish dinners on Friday, March 3<sup>rd</sup>.

Commis. Lokhaiser reported that he will be attending the Butler Public Library Board of Directors meeting on Wednesday, February 22<sup>nd</sup>.

Commis. Zarnick reported that he attended the State Association of First Class Township Commissioners meeting in Harrisburg earlier in the month. During this meeting he had the opportunity to meet with Pennsylvania State Representatives to discuss specific items of concern affecting communities across the state, such as local use of radar, legal notice for advertising, binding arbitration reform, municipal pensions and infrastructure funding.

Commis. Zarnick reported that Butler Township will once again participate in the Great American Clean-up. Anyone interested in doing clean-up work within the township is to contact the administration office to register. The township will provide gloves, trash bags and safety vests to all participants.

Commis. Zarnick reported that Butler Township has been awarded status as a 2017 Banner Community. Through the hard work of the township and the staff we were recognized as a model community with commitment to sustainable practices including professional development, intergovernmental cooperation, sound fiscal management, and proactive communication to engage the community.

Asst. Manager McNeill noted receipt of the 2016 Zoning Report. It is available for review.

Manager Kirkwood had nothing to report.

Engineer Deiseroth had nothing to report.

Solicitor Lutz had nothing to report.

Zoning Officer Hines reported on the letter that was distributed to the board concerning the recent township Insurance Service Office (ISO) rating. Every five years the ISO does a review of all of the municipalities concerning their building code department and how they are enforcing those codes. The township received a lower rating this term because the township is still under the 2009 Building Codes which are mandated by the state. Because this building code is over six years old the ISO does not recognize it as a functional building code. He wanted to notify the board that the primary reason behind the decrease in rating is mandated by a higher authority and not under the control of the township. He and Commis. Zarnick have been in contact with many of the entities that are involved in this issue to make them aware of the concerns that the township has on the potential impact this score could have on its residents and businesses.

Commis. Zarnick thanked Zoning Officer Hines for his efforts in contacting these entities. Butler Township has taken the lead in pushing this issue and they will continue to push the issue until a solution is found.

Zoning Officer Hines presented a review of the 2016 Zoning Report.

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

Zoning Officer Hines presented information on the Butler Township Volunteer Fire District Subdivision. The referenced Subdivision Plan is located along Whitestown Road in the C-2 (Convenience Commercial) Zoned District within the H (Hansen Avenue Revitalization) Overlay District. The plan proposes to consolidate lots and then subdivide the lot to create separate parcels for the post office and fire hall.

Motion by Commis. Nedz to grant a modification for odd shaped Lot 1 and Lot 2 in the Butler Township Vol. Fire District Subdivision. Seconded by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Nedz to grant final approval of the Butler Township Vol. Fire District Subdivision. Seconded by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented the Courtyards at Krendale Subdivision and Land Development. The referenced Subdivision Plan and Land Development is located along South Benbrook Road in the R-2 (Multifamily Residential) Zoned District. The plan proposes to consolidate two lots into one lot. The plan proposes nine quad-style buildings, driveways, utility service lines, and storm water infiltration basin.

Mike Ogen, Gateway Engineers, presented additional information on the Courtyards at Krendale Plan. Brett Shultz, with Weaver Homes was present to answer questions concerning the buildings. A discussion followed.

Engineer Braun stated that everything has been addressed in the subdivision plan and on the land development they are just waiting on the MPDS requirement, which application has been made and a review of the revised driveway plan.

Motion by Commis. Nedz to grant final approval of the Courtyards at Krendale Subdivision. Seconded by Commis. Wiest. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Nedz to grant final approval of the Courtyards at Krendale Land Development contingent upon compliance with Senate Engineering Company's letter dated February 16, 2017, #11696. Seconded by Commis. Wiest. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines explained that Bill Braun from Senate Engineering Company is the Alternate Township Engineer on this Subdivision/Land Development because Gateway Engineers Inc. is the engineering firm contracted for the Courtyard at Kendale Plan.

Zoning Officer Hines presented the ninety day extension request by Struxures LLC (Dollar Tree). He recommended approval.

Motion by Commis. Nedz to pass Resolution 17-04, extending the Struxures, LLC (Dollar Tree) final approval until May 15, 2017. Seconded by Commis. Lokhaiser. The vote was: Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; Zarnick: Yes. Motion carried.

Commis. Lokhaiser presented information on the Fire Department Allocation distributions. In 2016 the distribution amounts were set at 56% to Station 3, 22% to Station 6 and 22% to Station 7. The board will need to determine the distribution percentages for 2017. He recommended that the percentages remain the same for 2017. The township has budgeted \$348,423.00 for the Fire Department Allocations in 2017. A discussion followed. It was requested that the fire department chief or president from each department attend an upcoming commissioner meeting and present to the board how the previous allocations were spent and how they plan on spending the 2017 allocations. The discussion continued. March 20, 2016 was the meeting date set for the presentation. Letters will be sent to the fire departments inviting them to the March 20<sup>th</sup> meeting. The letter will list the information that the board would like included in the presentations.

Motion by Commis. Lokhaiser to table the decision on the distribution of Fire Department Allocations until the March 20, 2017 meeting at which time each fire department is to present information on how the previous year's allocations were spent and how they plan on spending the 2017 allocations. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Assistant Manager McNeil presented the annual resolution for the Butler Transit Authority Operating Expenses matching funds in the amount of \$24,918.00.

Motion by Commis. Zarnick to pass Resolution 17-05, setting Butler Township's matching funding for the Butler Transit Authority at \$24,918.00 for fiscal year 2017-2018. Seconded by Commis. Lokhaiser. A discussion followed. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Assistant Manager McNeil presented the resolution from Butler Transit Authority specific to the \$4,200.00 Butler Health System will pay to the authority through a pass through the township for their facility in Summit Township.

Motion by Commis. Zarnick to pass Resolution 17-06, setting Butler Health System's matching funding for the Butler Transit Authority at \$4,200.00 through Fiscal year 2017-2018. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Assistant Manager McNeill presented the resolution from Butler Transit Authority specific to the \$4,200.00 SPHS will pay to the authority through a pass through the township for services to their facility in Center Township.

Motion by Commis. Zarnick to pass Resolution 17-07, setting SPHS's matching funding for the Butler Transit Authority at \$4,200.00 through Fiscal year 2017-2018. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Assistant Manager McNeill reviewed the bills report and the following totals were noted: General Fund - \$134,474.31; Highway Aid Fund - \$5,043.48; Park Development Fund - \$390.00; General Fund (added after January Bills Report) - \$24,851.25; Highway Aid Fund (added after January Bills Report) - \$47,469.58; Payroll Fund (prior month) - \$259,342.08.

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

There was no correspondence.

Commis. Zarnick asked for public comment on any item of concern. There was none.

Questions were taken from the media.

Motion was made by Commis. Zarnick to adjourn the meeting at 7:20 p.m. and carried unanimously.

Theresa Giesler