

**MINUTES OF THE  
REGULAR MEETING HELD  
June 15, 2015**

The regular meeting of the Butler Township Board of Commissioners was held on June 15, 2015 at 6:30 p.m. at the Butler Township Municipal Building, 290 S. Duffy Road, Butler, PA 16001. The following Commissioners were present: Pres. Joe Hasychak, Commis. Joe Wiest, and Commis. Sam Zurzolo. Vice-Pres. Dave Zarnick and Commis. Charles M. Nedz were absent. Pres. Hasychak called the meeting to order followed by a moment of silence and the pledge of allegiance to the flag.

Also present were Manager Ed Kirkwood, Solicitor Larry Lutz, Engineer Dan Deiseroth, and Zoning Officer Jesse Hines.

Pres. Hasychak asked if there were any corrections or additions to the minutes of the June 1, 2015 meeting. There being none, the minutes will stand as presented.

Pres. Hasychak noted receipt of the monthly report for the Fire/Zoning Departments.

Commis. Zurzolo reported that the Township Recycling Event has been approved by the Department of Environmental Protection and will be held on July 11, 2015 from 9:00 a.m. to 1:00 p.m. at the Butler Township Municipal Building. Registration is required and is open to Butler Township residents only. Televisions and computers will not be accepted at this recycling event.

Commis. Zurzolo reported that he attended the flag presentation ceremony in Lyndora for Flag Day. Commis. Hasychak spoke during this event.

Commis. Zurzolo reported that one of the police cruisers was involved in a motor vehicle accident last week while responding to an accident. The officer driving the vehicle received minor injuries and has returned to work.

Commis. Zurzolo reported that the American Legion held a Veteran's Appreciation Day at the ball park.

Commis. Wiest reported that the new tractor is out cutting back brush.

Commis. Wiest reported that seal coating and paving will be starting shortly.

Commis. Wiest reported that the new sound system in the meeting room is working nice.

Commis. Wiest reported that the road department has been out with the recent heavy rainfall.

Commis. Hasychak reported that he presented proclamations to two new eagle scouts.

Zoning Officer Hines reported that he attended a training class on managing Marcellus Shale. The class was very informative with presentations from both sides of the issue. After the meeting he met with Rick Grossman, the township planning consultant, to discuss the proposed zoning ordinance amendments and he stated that they both feel that the proposed ordinance should stay as presented.

Zoning Officer Hines reported that there will be three public hearings scheduled for the July 20<sup>th</sup> board meeting. Three applications have also been submitted for the July Planning Commission meeting which will be scheduled for review at the July 20<sup>th</sup> board meeting. He requests that a special meeting be held to discuss these three applications on July 13<sup>th</sup> so that the July 20<sup>th</sup> meeting will not be overburdened.

Motion by Commis. Hasychak to schedule a special board meeting to be held on Monday, July 13<sup>th</sup> for the purpose of discussing the items from the July Planning Commission meeting, seconded by Commis. Wiest.

Commis. Hasychak asked if there was any public comment for this non-agenda item. There were none.

The motion carried unanimously. The manager was asked to advertise for the meeting.

Manager Kirkwood reported full payment has been received for the damages to the traffic signals at Hansen Avenue and Whitestown Road, thanks to the help of Solicitor Lutz.

Manager Kirkwood reported that the sound system is part way in place and he gave an update on the progress of the installation and the improved functions. Some of the issues that need to still be addressed are: coordinating the camera with the new system; rewriting the software to operate the VHS; and installing a new DVD system.

Manager Kirkwood reported that he has had ongoing discussions with Dan Brocket from the Penn State Extension Office who provides educational seminars on Marcellus Shale. The manager has received a number of sources from Mr. Brocket and he is scheduled to attend the July 6<sup>th</sup> board meeting to answer any questions.

Manager Kirkwood reported that he has been in discussions with the trust organization from whom we buy our healthcare coverage concerning the wording contained in the new contract. At this time he has not received answers to his questions and so has not presented the new contract to the board for approval.

Manager Kirkwood reported that he attended a seminar presented by the Delaware Valley Health Trust on the new healthcare act and the requirements that are involved to be in compliance. A discussion followed.

Manager Kirkwood reported on the progress of the time study. The final report should be sent to the township by June 17<sup>th</sup>.

Manager Kirkwood reported that a college student has been hired on a temporary basis to work thirty hours per week cutting grass. An employee that had been on light duty

because of a work related injury has been released to full duty without restrictions. So the Buildings and Grounds Department is back to a full complement of employees.

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

Motion by Commis. Hasychak to introduce an ordinance amending Butler Township Codified Ordinance, Chapter 300 (Zoning), by changing the zoning classification of land consistent with the Foothold LP / Starcher change of zoning request for property along Mercer Road from A-1 (Agricultural) to R-1 (Single Family Residential), and to set the Public Hearing Date and Time for this application for July 20, 2015 at 7:15 p.m. at the Municipal Building, seconded by Commis. Wiest and carried unanimously.

Motion by Commis. Hasychak to introduce an ordinance amending Butler Township Codified Ordinance, Chapter 300 (Zoning), by changing the zoning classification of land consistent with the proposed KLTF change of zoning request for property along Benbrook and New Castle Road from A-1 (Agricultural) to C-2 (Convenience Commercial), and to set the Public Hearing Date and Time for the KLTF Change of Zoning for July 20, 2015 at 7:30 p.m. at the Municipal Building, seconded by Commis. Wiest. A discussion followed. The motion carried unanimously.

Zoning Officer Hines presented the request by VA Butler Partners Company, LLC to extend their final approval until September 21, 2015.

Motion by Commis. Wiest to pass Resolution 15-16 extending the VA Butler Partners Company, LLC final approval until September 21, 2015, seconded by Commis. Zurzolo and carried unanimously.

Commis. Hasychak presented the letter from Mark Krchnak dated June 1, 2015 notifying the township of his resignation from the Recycling Advisory Committee.

Motion by Commis. Wiest to accept the resignation of Mark Krchnak from the Recycling Advisory Committee, seconded by Commis. Zurzolo and carried unanimously.

Engineer Deiseroth presented information on the 2015 Storm Sewer Project Bids. Based on adequate funds being available, he recommended awarding all contracts to R & B Contracting and Excavating, Inc. in the amount of \$683,970.00 for all based bids and Alternate Bids 1 and 2 with priorities on completion as follows: Alameda, Bessemer, Duffy in 2015; Township Line, Colleen and Cupps in 2016. He also recommended that adequate inspections be done to insure that the work complies with the plans and specifications. A discussion followed.

Motion by Commis. Wiest to award the 2015 Storm Sewer Project to R & B Contracting and Excavating Inc., the lowest responsible bidder meeting specification, in the amount of \$683,970 for the Base Bid and Alternate Bid 1 and 2, seconded by Commis. Zurzolo. A discussion followed. The motion carried unanimously.

Commis. Zurzolo presented the letter from Chief Hays requesting permission to have Ptlm. Justin Welton attend the Southwest Regional Crisis Intervention Team Training

being held at the Butler County Community College on August 10-14, 2015. There is no cost for this forty hours of training and a vehicle will not be required.

Motion by Commis. Zurzolo to authorize Ptlm. Justin Welton to attend the Southwest Regional Crisis Intervention Team Training as presented, seconded by Commis. Wiest and carried unanimously.

Commis. Zurzolo presented the letter from Chief Hays requesting permission for Ptlm. Max Wittlinger to assist with the State Police Troop D Camp Cadet Program to be held on August 9 – 14, 2014 at Camp Lutherlyn, Prospect, PA. There will be no cost to the township and a vehicle will not be required.

Manager Kirkwood presented information on the General Assembly statute that requires any individual who is training or assisting any organization that deals with youth to have a special records check and certification. There is a twenty dollar fee for this records check and certification.

Motion by Commis. Zurzolo to authorize Ptlm. Max Wittlinger to assist with the State Police Troop D Camp Cadet Program as presented, seconded by Commis. Wiest and carried unanimously.

Commis. Zurzolo presented the letter from Chief Hays concerning a request from Daniel Davidson to have the handicapped parking sign removed from in front of his house at 407 Bessemer Avenue.

Motion by Commis. Zurzolo to authorize the removal of the handicapped parking sign in front of 407 Bessemer Avenue, seconded by Commis. Wiest and carried unanimously.

Manager Kirkwood presented information on the Facility Dude Software for the Road Department record keeping. He stated that he and Superintendent Tom Knights have viewed an online demonstration of the software and have concluded independent of each other that this program gives the best value to the department, as well as, the township. A discussion followed.

Motion by Commis. Wiest to authorize the purchase of the Facility Dude Software for the Road Department at a cost of \$4,085.00, seconded by Commis. Zurzolo and carried unanimously.

Manager Kirkwood reviewed the bills report and the following totals were noted: General Fund - \$235,242.25; Stormwater Capital Fund - \$18,920.31; Equipment Capital Fund - \$44,705.00; Highway Aid Fund - \$22,415.16; Park Development Fund - \$5,481.32; General Fund (added after May Bills Report) - \$54,011.50; Payroll Fund (prior month) - \$228,693.19.

Motion by Commis. Hasychak to pay the bills as per the bills report, seconded by Commis. Zurzolo, and carried unanimously.

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

*Kurt Kern, Rock Ann Haven, 141 Greenwood Drive, commented on the noise ordinance issue that was discussed at a recent board meeting. He wanted to express his desire to have the township police department enforce the noise ordinance in the township as opposed to the LCB no tolerance position. A discussion followed.*

*Questions were taken from the media.*

*A motion was made by Commis. Wiest to adjourn the meeting at 7:47 PM, seconded by Commis. Zurzolo and carried unanimously.*

*Theresa Giesler*