

**MINUTES OF THE  
REGULAR MEETING HELD  
June 20, 2016**

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

Also present were Manager Ed Kirkwood, Assistant Manager Cheryl McNeill, Solicitor Larry Lutz, Zoning Officer Jesse Hines, Public Works Superintendent Thomas Knights and Township Engineer Dan Deiseroth.

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

Commis. Zarnick asked if there were any corrections or additions to the minutes of the May 16, 2016 meeting. There being none, the minutes will stand as presented.

Commis. Zarnick noted receipt of the monthly Treasurer, Fire/Zoning Department, Road Department and Police Department reports.

Commis. Nedz had nothing to report.

Commis. Lokhaiser reported that on Thursday, June 30<sup>th</sup> between 7:00 AM and 9:00 PM, Valley Dairy will be donating twenty percent of your meal to the Buck for Books Campaign by the Butler Area Public Library. The library summer reading program also started today.

Commis. Lokhaiser reported on Preston Park activities. He thanked the Daisy Scouts from Center Township, led by Alexis Dumbaugh, for planting flowers at the entrance to the park at the beginning of May. He gave an update on the picnic shelter being constructed by Eagle Scout candidate Jordan Serkofsky. A guided tour of Preston Park was conducted on June 15<sup>th</sup> by Tony Stagno and Dave Heltzell. Fourteen people were in attendance. The Monday Morning Maintenance Crew has been hard at work. The group averages between 15 and 17 people each week. Today they cleared an area near the arboretum, where the picnic shelter is to be constructed.

Commis. Wiest had nothing to report.

Commis. Zurzolo reminded everyone about the Butler Township Recycling Event scheduled for July 9<sup>th</sup> from 9:00 AM to 1:00 PM.

Commis. Zurzolo requested the board look into doing something to beautify the right of way between Highfield Road. Commis. Zarnick asked Zoning Officer Hines to look into the request and report back at the next meeting.

Commis. Zurzolo reported that he and Commis. Lokhaiser have been getting complaints from residents about the \$3.00 increase in the sewer bills. Commis. Zarnick

commented that he attended the Butler Area Sewer Authority (BASA) board meeting when they voted on the increase. He stated that there is a lot of infrastructure work that needs to be completed. He asked Manager Kirkwood to contact BASA and request to have a representative attend a future board meeting to explain the increase. He also requested that a representative from the Butler Transit Authority attend a meeting and give a presentation also.

Commis. Zarnick reported that he and Manager Kirkwood attended the Allegheny County and Western Pennsylvania Association of Township Commissioners Spring Convention in May. He also attended the Flag Day ceremony in Lyndora, PA at St. John's Church.

Assistant Manager McNeill reported that she attended the tour of Preston Park on June 15<sup>th</sup>.

Public Works Superintendent Knights reported that the township seal coat and paving projects will begin in July.

Manager Kirkwood reported that of the eighteen applications or resumes that were received for the Regulations Inspector position, six met the minimum requirements for the position. First round of interviews will begin on Monday, June 27<sup>th</sup>. The goal is to have someone in the position by the end of July.

Manager Kirkwood reported that Asst. Manager McNeill has been working on the Business Privilege and Mercantile aspect of the Act 511 taxes that we collect. She is currently working on a reconciliation and has determined that there are potential business establishments that may qualify to be paying either business privilege or mercantile taxes to the township. He is confident that we will see some positive results of the work that she has completed. The board will be kept informed as the process continues.

Solicitor Lutz had nothing to report.

Engineer Deiseroth had nothing to report.

Zoning Officer Hines reported that the Gaiser Center on Old Plank Road were before the Planning Commission this month with a land Development for their building addition. The Planning Commission recommended approval with contingencies. The Gaiser Center is in the process of revising their plan and have requested in writing that their plan not be considered at this meeting. They would like to go before the board at the July board meeting.

Commis. Lokhaiser reported that on June 11<sup>th</sup> a group of boy scouts were at Preston Park for a work day. He also wanted to commend Facilities Manager Eric Heltzell and his crew for their work at Preston Park.

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

Zoning Officer Hines presented information on the T. Farnen Subdivision. The plan proposes a lot line revision. The plan would require a modification for an odd shaped lot. The Planning Commission recommended approval contingent upon razing of the shed on

Parcel 052-37-A130 within 90 days of approval. He recommended approval of the plan with this contingency.

Engineer Deiseroth and Solicitor Lutz gave no objection to the approval recommendation, as presented.

Motion by Commis. Nedz to grant a modification for an odd shaped lot. 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 T. Farnen Subdivision contingent upon razing of the shed on Parcel 052-37-A130 within 90 days of approval. Seconded by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Zoning Officer Hines presented information on the Candleford Subdivision – Plan Revision No. 1. The plan is a lot consolidation. It would require a modification for odd shaped lot. The Planning Commission recommended approval of the plan with this modification. He recommended approval with the medication.

Engineer Deiseroth and Solicitor Lutz gave no objection to the approval recommendation, as presented. A discussion followed.

Motion by Commis Nedz to grant a modification for odd shaped lot. 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 Candleford Plan Revision No. 1. Seconded by Commis. Wiest. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood reported that the township has received a letter dated June 22, 2016 from John Day announcing his resignation as janitor effective July 22, 2016. Mr. Day had previously retired from the Road Department and has dedicated much of his life to serving Butler Township.

Motion by Commis. Zarnick to accept the resignation of John Day. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood requested the authorization to draft specifications and advertise for a commercial company to clean the building.

Motion by Commis. Zarnick to authorize the drafting of specifications and advertising for janitorial services. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood explained that during the opening of the bids for the excess equipment at the May 16<sup>th</sup> meeting a bid sheet was missed for the sale of the snow plows. This bid was actually the highest bid, so the previous award will need to be rescinded.

Manager Kirkwood also stated that he had repeatedly tried to contact Bayridge Motors Inc. concerning taking possession of the 2013 Ford Interceptor that was awarded at the May 16<sup>th</sup> meeting. After receiving no response he left a message giving a deadline of Friday, June 17<sup>th</sup> to respond. Friday afternoon he received a call from Bayridge Motors, Inc. declining the purchase of the 2013 Ford Interceptor. Manager Kirkwood requested that the award to Bayridge Motors, Inc. be rescinded and the award go John Day, the next highest bidder at \$3,625.00. Due to the amount of time and effort given by Manager Kirkwood in attempting to complete the award transaction, Commis. Zarnick requested that the township look into a policy where bidders are required to place a deposit with their bid. In the event they back out of the agreement they would forfeit their deposit. Solicitor Lutz will look into this request.

Motion by Commis. Zarnick to rescind the award for the sale of Gledhill Snow Plow-Yellow 23 to Steve Geibel for \$100.00 and Gledhill Snow Plow-Yellow 27 to Steve Geibel for \$150.00. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Zarnick to rescind the award for the sale of four (4) Gledhill Snow Plows to Glenn Freed for \$50.00 each. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Zarnick to award the sale of the six (6) Gledhill snow plows to Devino Used Trucks and Parts for \$2,148.00. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Zarnick to rescind the award for the sale of the 2013 Ford Interceptor to Bayridge Motors, Inc. for \$6,888.00. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Motion by Commis. Zarnick to award the sale of the 2013 Ford Interceptor to John Day for \$3,625.00. Seconded by Commis. Nedz. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Engineer Deiseroth gave an update on the Storm Water Project. He reported on the meeting held between the township representatives and R. & B. Construction representatives concerning issues with the storm water work that has been completed and assurances made for the work going forward. Township Line Road and Cupps Road repairs are scheduled to begin. A discussion followed.

Engineer Deiseroth requested the authorization for payment No. 5 to R. & B. Construction for work completed on the Storm Water Project for Alameda Road in the amount of \$8,134.40. A discussion followed concerning the work completed. Engineer Deiseroth stated that this is not the final payment on this project and additional punch list items will be addressed before final payment will be issued.

Motion by Commis. Wiest to authorize payment No. 5 to R. & B. Construction for work completed on the Storm Water Project for Alameda Road in the amount of \$8,134.40. Seconded by Commis. Zurzolo. The vote was Lokhaiser: Yes; Nedz: Yes; Wiest: Yes; Zurzolo: Yes; and Zarnick: Yes. Motion carried.

Manager Kirkwood reviewed the bills report and the following totals were noted: General Fund - \$326,666.06; Stormwater Capital Fund - \$6,500.50; Highway Aid Fund - \$22,218.78; Park Development Fund - \$390.00; General Fund (added after May Bills Report) - \$12,059.15; Stormwater Capital Fund (paid after May Bills Report) - \$31,878.00; Capital Equipment Fund (paid after May Bills Report) - \$22,308.00; Payroll Fund (prior month) - \$240,467.29.

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

Manager Kirkwood read a correspondence dated June 17, 2016 from Deshon Woods Development, LLC requesting a waiving of the application fee of \$2,300.00 for a change of zoning for the former Deshon Woods property that was recently purchased by Deshon Wood Development, LLC. Zoning Officer Hines gave an overview of the change of zoning process and stated that it is a costly process and the fee structure is justified. No motion was made. The current fee structure will stand.

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

Mark Krenitsky, 139 Winterwood Drive, stated that he did not get a trash bill for this quarter for his Wintergreen Drive property, which is an empty lot. He thanked Mr. Kirkwood for addressing his issue. He requested that the township consider donating their property along Alameda Road to Butler County for development at Alameda Park.

Questions were taken from the media.

Motion was made by Commis. Zurzolo to adjourn the meeting at 7:28 PM, seconded by Commis. Zarnick and carried unanimously.

Theresa Gusler