

BUFFALO TOWNSHIP SUPERVISORS – REGULAR MONTHLY MEETING – JUNE 9, 2021

The Regular Monthly Meeting of the Buffalo Township Board of Supervisors was held Wednesday, June 9, 2021 and convened at 7:30 p.m. The Meeting was called to order by the Chairman, Ron Zampogna III. This Meeting is being recorded, if anyone is taping this Meeting, please state your name and address.

ROLL CALL

Ron Zampogna III	Present
Matthew J. Sweeny	Present
Albert T. Roenigk	Present
Gary L. Risch Sr.	Present
Michael Oehling	Present

A majority of the Board of Supervisors being present, the Chairman declared the Meeting open for the transaction of business.

ANNOUNCEMENT OF EXECUTIVE SESSIONS; PERSONNEL; AND/OR INFO-GATHERING MEETINGS OF THE BOARD

- a) The Board of Supervisors met for an Executive Session at the Township Building with their Solicitor to discuss personnel matters on Wednesday, June 9.

APPROVAL OF THE MINUTES of the May 12, 2021, Regular Monthly Meeting of the Buffalo Township Board of Supervisors, as recorded, was on motion of Matt Sweeny, seconded by Michael Oehling. Motion Carried. Un. Approval.

ACCEPTANCE OF THE TREASURER’S REPORT for May 1-31, 2021 inclusive for audit, was on motion of Michael Oehling, seconded by Albert Roenigk. Motion Carried. Un. Approval.

MONTHLY BILLS

After reviewing invoices and bills presented for payment, it was on motion of Matt Sweeny, seconded by Albert Roenigk, to pay the monthly bills. Motion Carried. Un. Approval.

REPORTS

(1) THE ELECTED TAX COLLECTOR’S REPORT (ROBYN FLEISHMAN):

- **MAY 2021:** Twp. Real Estate Tax is \$26,899.35, Per Capita @ Discount is \$2,626.40, Per Capita @ Face \$410.00, Per Capita @ Penalty 55.00

(2) THE APPOINTED TAX COLLECTOR’S REPORT (BERKHEIMER):

- **MAY 2021:** Earned Income Tax is \$158,826.75, Local Services Tax is \$14,859.27

(3) THE APPOINTED TAX COLLECTOR’S REPORT (SHARPS):

- **MAY 2021:** Twp. share: \$160.00

(4) WEEKLY STAMP SALES (DEED TRANSFER’S):

- **MAY 2021:** \$0.00

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(5) ZONING OFFICER'S REPORT (RICK HEALEY):

- **MAY 2021:** 45 Permits Issued, 16 Single Family Residences, 2 Storage Bldg., 3 Pools, 6 Decks/Porches/Roof, 1 Sign, 17 Grading Permits, Building Permit Fee: \$13,532.80, Mileage: 158, Grading Permit Fee: \$1,610.00, Lot Development Fund: \$0.00

(6) THE DISTRICT JUSTICE'S REPORT:

- **MAY 2021:** Ordinance & Statute Violations \$125.00, Code Violations \$27.37

(7) BUFFALO TWP. POLICE REPORT

- **MAY 2021:** Total calls 154

OLD BUSINESS

AMENDMENT #6 TO ZONING ORDINANCE #135 PUPOSING ZONING CHANGE FROM R-1 RESIDENTIAL DISTRICT TO B-1 BUSINESS DISTRICT BY WEAVER HOMES - ADOPTED

On a motion of Matt Sweeny, seconded by Michael Oehling to adopt Amendment #6 to Zoning Ordinance #135. Motion Carried. Approval on a Roll Call Vote.

Roll Call Vote: Ron Zampogna – yes Matt Sweeny – yes Albert Roenigk – yes
 Gary Risch – Abstain Michael Oehling – yes

Gary Risch abstained because he is involved as a property owner.

RESOLUTION #2021-6 PURPOSING MULTI-FAMILY DWELLINGS IN B-1 BUSINESS DISTRICT BY WEAVER HOMES – ADOPTED

On a motion of Matt Sweeny, seconded by Michael Oehling to adopt Resolution #2021-6. Motion Carried. Approval on a Roll Call Vote.

Roll Call Vote: Ron Zampogna – yes Matt Sweeny – yes Albert Roenigk – yes
 Gary Risch – Abstain Michael Oehling – yes

Gary Risch abstained because he is involved as a property owner.

RESOLUTION #2021-8 PURPOSING NATURAL GAS WELL PAD ALONG EKASTOWN ROAD BY PENNENERGY RESOURCES – ADOPTED

On a motion of Matt Sweeny, seconded by Gary Risch to adopt Resolution #2021-8. Motion Carried. Approval on a Roll Call Vote.

Roll Call Vote: Ron Zampogna – yes Matt Sweeny – yes Albert Roenigk – Abstain
 Gary Risch – yes Michael Oehling – yes

Albert Roenigk abstained because he is involved as a property owner. Atty. Brian Farrington with Lutz Pawk & Black, Township Solicitor abstained because the Law Firm is involved. Atty. Phillip Lope was in attendance via cell phone for questions, comments, and discussions.

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NEW BUSINESS

FULL - TIME HIRE OF POLICE OFFICER ERIK BERGSTROM – APPROVED

On a motion of Gary Risch, seconded by Michael Oehling to approve the hire of Erik Bergstrom from Part Time to Full Time Police Officer. Motion Carried. Un. Approval.

RECOGNITION OF SARVER GIANT EAGLE EMPLOYEES WHO HELPED SAVE THE LIFE OF A PERSON BY ADMINISTERING CPR UNTIL FREEPORT AMBULANCE SERVICE ARRIVED

Matt Sweeny read a letter that was supplied by Chris O’Leath, Director of Freeport EMS. The letter stated: On January 13, 2021 at approximately 5:30 pm a customer suffered a life-threatening medical event at the Sarver Giant Eagle. The following individuals: Cecilia Ottenweller, Andrew Chick and Dayna Keyes, took immediate action, initiated CPR, and deployed and AED. They followed the prompts from the AED and rapidly initiated a defibrillation. As a result of their quick thinking and immediate actions, these three people made a difference and saved the life of that patient. They restored the patients’ heartbeat prior to EMS arrival and allowed time for the paramedics to initiate additional medical interventions and ultimately, transfer of the patient to the hospital. As of this date, the patient continues to improve and is extremely grateful to everyone for their help that day. It is our intention to recognize these employees for their actions and facilitate a proper introduction to the patient at a township meeting. Please convey our thanks and commendations to your staff for an excellent job! They are truly heroes!!! Director, Chris O’Leath was in attendance to honoring these three Sarver Giant Eagle Employees for saving the life of this Township resident. Chris along with the Board of Supervisors supplied Certificates that the patient, Mrs. Harvey handed to each employee who saved her life and she sincerely thanked each of them personally.

LETTER OF REQUEST BY THE JOHN HAVEN WITH THE PARKS & RECREATION COMMITTEE & CHUCK SARVER WITH THE FREEPORT INTERNATIONAL BASEBALL INVITATIONAL TO USE THE FREEPORT END OF THE BUTLER-FREEPORT COMMUNITY TRAIL FOR A 5/10K RUN ON SATURDAY JULY 31, 2021 WHICH COINSIDES WITH THE FREEPORT INTERNATIONAL BASEBALL INVITATIONAL – APPROVED

Chris Zeigler, President of the Trail Council stated that the Trail is available for that date but has concerns with the race being in Laneville. Chris stated that there is not enough parking for an event such as this and suggest that they start at the Monroe Trail Head and utilize the Buffalo Creek Nature Center. Michael Oehling, Supervisor Liaison to the Parks & Recreation Committee stated that he would advise that they start at the Monroe Trail Head. Chris stated that it would be just as the Veteran’s Day Race is. Several suggestions were shared. It was discussed that there is a need for more information regarding this race. Chris stated that we do not close the trail for these races. Atty. Farrington stated that Chris will have to dictate where it is going to take place and conditionally approve the request with the condition that Chris approves the trail route and starting location. Chris asked who is on the Waiver? Atty. Farrington stated that they would have to sign the updated Waiver that we did

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for the last event because the one they had been signing did not include all of the entities that I would want the people to release liability for. Michael Oehling stated that he would relay the information.

On a motion of Matt Sweeny, seconded by Michael Oehling to approve the Parks & Recreation Committee to use Butler-Freeport Community Trail for a 5/10K Run on Saturday July 31, 2021 contingent upon completing the Waiver and Chris Zeigler’s conditions to make sure that all her comments/concerns are followed properly. Motion Carried. Un. Approval.

OPENING OF SEALED BIDS & AWARDING OF CONTRACTS FOR THE 2021 ROAD WORK – AWARDED

Albert Roenigk, Supervisor of Roads opened the sealed bids.

ITEM #1:

24,007 S.Y. (MORE OR LESS), SINGLE ASPHALT SEAL COAT, SRL G, IN PLACE

Russell Standard Corp.	1.920 Per S.Y.	\$46,093.44
Youngblood Paving Inc.	1.717 Per S.Y.	\$41,220.02

ITEM #2:

21,400 S. Y. (MORE OR LESS), ASPHALT FOG SEAL FOR ASPHALT SEAL COATS

Russell Standard	0.650 Per S.Y.	\$15,604.55
Youngblood Paving Inc.	1.105 Per S.Y.	\$26,527.74

On motion of Matt Sweeny, seconded by Albert Roenigk, to award to Russell Standard for a total bid price of \$61,697.99 for Item #1 & Item #2. Motion Carried. Un. Approval.

ITEM #1:

15,354 S.Y. POLYMER-MODIFIED EMULSIFIED ASPHALT PAVING SYSTEM, TYPE B

Peter J. Caruso & Sons, Inc.	5.45 Per S.Y.	\$83,679.30
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ITEM #2:

Peter J. Caruso & Sons, Inc.	5.45 Per S.Y.	\$33,130.55
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On motion of Albert Roenigk, seconded by Matt Sweeny, to award to Peter J. Caruso & Sons, Inc. for a total bid price of \$83,679.30 for Item #1. Motion Carried. Un. Approval. No award was given for Item #2.

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SUMMIT TOWNSHIP TRAIL EASEMENT - APPROVED

Atty. Brian Farrington spoke regarding this. He stated that Summit Township is putting in a new Sanitary Sewer System to make their life easier they have requested use of the trail easement to run their main line and a couple laterals which will cross the trail. Mr. Howard and I have reviewed both the easement purposed by Summit Township as well as their preliminary drawings. There are still a few details that we need to iron out mostly with respect to the easement and I believe that Mr. Howard has received revised drawings for the lateral cuts which are actually going to be borings across the trail. As per our typical policy this action would simple be to allow the Board to enter into an agreement with Summit Township for a temporary access or construction easement with a permanent easement for the placement of the line and the laterals.

On a motion of Albert Roenigk, seconded by Gary Risch to approve Summit Township Trail Easement contingent upon all details being satisfied by the Township Solicitor and Township Engineer. Motion Carried. Un. Approval.

LAND DEVELOPMENT

REMARKS FROM THE FLOOR:

Chris Zeigler, President of the Trail Council shared an update regarding the Butler-Freeport Community Trail. Chris stated that Holbein Inc. is doing some proactive work north of Bear Creek along the stream so it doesn't wash away like it did before. They worked south of Bear Creek a couple years ago. Matt asked if we could include that in our MS4? We have done some mowing this week and next week is the Audubon's Buffalo Creek Nature Park Ribbon Cutting is on Saturday, June 12th at 10 am. We have been working on a new trail brochure first time in 7 years. There are a lot of new businesses in the township as well as Butler. We get about 30,000 printed so we will have stock for a few years. Our Membership Drive is currently open. We are going to work with Freeport Borough to get a little more parking down there. The trail is in good shape. Matt Sweeny stated that he received a message from the Mayor of Freeport. He said that there has been complaints along the trail at Butler Junction with weeds and poison ivy below the Freeport Bridge. It was discussed and Bob Fletcher, Township Road Master stated he would get it taken care of but I don't think anyone has ever taken care of that area. Chris asked who has the key for the bollards. It was suggested to ask Freeport Borough, possibly PennDot.

Bob Fletcher stated that Holbein will be bringing in some rip rap tomorrow. I told Clayton today that we will help them. Also, it looks like the Edgewood plan is going to get taken care of within the next couple weeks. Holbein is doing the digging for that project. We took some millings down to put around the main entrance to the Buffalo Creek Nature Center for the Ribbon Cutting next week.

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ADJOURNMENT was on motion of Gary Risch, seconded by Matt Sweeny, at 8:30 p.m. Motion Carried.
Un. Approval.

APPROVED:

CHAIRMAN

SECRETARY/TREASURER