

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
March 21, 2012
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:01 PM by Mr. Dale Kerr. Pledge of Allegiance was recited.

ROLL CALL: Those present included Mr. Rick Saunders, Mr. Dale Kerr, Mr. Robert Jesteadt, Sr. Mr. Thomas Smith and Mrs. Kelly Livermore.

NOTICE OF RECORDING POLICY: Mr. Kerr requested for anyone in the meeting to acknowledge the use of a recording device. No one acknowledged a recording device.

VISITORS: Pat Moore, Bob Badger, Audrey Badger, and Scott Wiest.

TREASURER'S REPORT: A motion was made by Mr. Saunders to accept the treasurer's report for the month of January. Second by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Saunders to accept the February 15, 2012 minutes. Second by Mr. Jesteadt. All in favor. Motion carried.

BID OPENING:

2012 Bids

Stanford Road Paving Project: Mr. Kerr made a motion to reject the bids due to the cost. Second by Mr. Jesteadt. All in favor. Motion carried.

Bidder	Option 1	Option 2
Glenn O. Hawbaker 106 Hawbaker Industrial Blvd Grove City, PA 16127	Binder 72.60 Wearing 82.10 Total 175,346.20	Binder 72.60 Wearing 82.10 Total 189,073.10
IA Construction 158 Lindsay Road Zelienople, PA 16063	Binder 79.15 Wearing 90.05 Total 191,698.05	Binder 79.15 Wearing 90.05 Total 207,656.05
Shields PO Box 672 Valencia, PA 16059	Binder 67.14 Wearing 67.14 Total 153,549.18	Binder 67.14 Wearing 67.14 Total 165,567.24
Wiest Asphalt 310 Mitchell Hill Road Butler, PA 16002	Binder 65.25 Wearing 65.25 Total 149,226.75	Binder 65.25 Wearing 65.25 Total 160,906.50
Youngblood Paving 2516 Route 18 Wampum, PA 16157	Binder 61.00 Wearing 70.00 Total 148,327.00	Binder 61.00 Wearing 70.00 Total 159,939.00

Diesel: Mr. Saunders made a motion to award the bid to Reed Oil pending the review of all required documents. Second by Mr. Jesteadt. All in favor. Motion carried.

Glassmere 1967 Saxonburg Blvd Tarentum, PA 15084	Markup over wholesale .1495	Guaranteed Price 4.99/gallon
Reed Oil 511 Montgomery Avenue New Castle, PA 16102	Markup over wholesale .065 + .03 (winter additive)	Guaranteed Price None

QUOTES:

Aggregate Quote: Mr. Saunders made a motion to accept the quotes from Allegheny Mineral. Second by Mr. Jesteadt. All in favor. Motion carried.

Allegheny Mineral PO Box 1022 Kittanning, PA 16201	#2A 16.00/TON	#3 16.50/TON	Limestone Sand 16.00/TON	#9 (1B) 18.50/TON	Anti Skid NONE
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Oil Quotes: Mr. Saunders made a motion to accept the quotes from Suit-Kote. Second by Mr. Jesteadt. All in favor. Motion carried.

Russell Standard Corporation PO Box 802 Mars, PA	MC 70 3.73	E3 2.374
Suit-Kote 10965 McHenry St. Meadville, PA 16335	3.989	2.448

Mowing: Mr. Kerr made a motion to accept the quotes from Stinson’s Lawn Care. Second by Mr. Saunders. All in favor. Motion carried.

Stinson’s Lawn Care LLC	Brush Cutting 64.00/HOUR	Mowing 64.00/HOUR
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CORRESPONDENCE:

- A. PSATS Bulletin: Available for view at the township office.
- B. LEGAL NOTICE: 2011 DCED Audit Report
- C. PEOPLES GAS: Requesting a refund of \$5.29 for property that is exempt from property tax. Mr. Saunders made a motion to pay the refund. Second by Mr. Jesteadt. All in favor. Motion carried.
- D. COUNTY OF BUTLER: Proposed Gas Impact Fee Ordinance
- E. KU RESOURCES: Engineers proposal for strategic programs of drilling impact fees.
- F. JAMES O. PINKERTON: Curve on road by his property made suggestion for warning. The road department is cutting brush and will be installing two additional signs.
- G. PSATS: Executive Director requesting a resolution to support prevailing wage reform. Mr. Saunders motion to approve township resolution 2012-07 “Prevailing Wage Reform”. Second by Mr. Kerr. All in favor. Motion carried.

PUBLIC COMMENT: None

COMMITTEE UPDATES:

Planning Commission:

Westerman Plan: Just received the mylar for recording. Fruehauf land development plan being presented at the upcoming planning commission meeting. A motion was made by Mr. Saunders for the engineer to work with Mr. Freuhauff on the HOP to determine if one is needed or one exists. After the engineer identifies what exist, Mrs. Livermore will contact Mr. Smith for further action in regards to agreements etc. Motion second by Mr. Kerr. All in favor. Motion carried.

BCATO:

The BCATO committee is working on the spring convention.

COG:

Mr. Jesteadt reported that Armstrong Cable is offering free internet and cable to municipalities. Mrs. Livermore stated that the township has been receiving it since the execution of the cable franchise agreement.

ROAD DEPARTMENT REPORT:

A. Borough Roads: There has been no action on the proposed addendum to the maintenance agreement. .

B. Protech Asphalt: A motion was made by Mr. Saunders and seconded by Mr. Kerr for Mr. Smith to prepare correspondence back to the insurance company instructing that the township will not accept Protech Asphalt as the contractor to address the failing applications. All in favor. Motion carried.

OLD BUSINESS:

- A. Darlene Oliver Building Permit: Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- B. National Flood Insurance Ordinance. Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- C. Hardship Hookups: Mr. Saunders made a motion to approve the Parson Application and Agreement. Second by Mr. Jesteadt. All in favor. Motion carried.
- D. Township Building: Mr. Shuty is working on the lot line revision. Mr. Saunders made a motion to hold a workshop meeting to review the plans once the preliminary land development plan is in draft. Second by Mr. Jesteadt. All in favor. Motion carried.
- E. Hufnagel (Adams) Driveway Permit: Motion to table for further review made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.

NEW BUSINESS:

- A. Auditor Position: The resident interested in the position was not present. No action taken. Mr. Saunders made a motion to send a certified letter to Ms. VanKirk requesting Waneata Rowlands auditor records. Second by Mr. Jesteadt. All in favor. Motion carried.

- B. Student Intern Position: A motion was made by Mr. Saunders to hire Bob Swartwout for the intern position. Mrs. Livermore will identify a start/stop date. The intern position will pay \$9.30 per hour with no benefits not to exceed \$3,000. The position can be used by the road department and will be coordinated by Mrs. Livermore. Motion seconded by Mr. Jesteadt. All in favor. Motion carried.
- C. DCNR: DCNR is planning an expansion of the sewage treatment plant at Moraine State Park. The Component 4A will be presented to the Planning Commission for approval. The component 3 packet will be forthcoming.
- D. Newsletter: Mrs. Livermore requested approval to print 400 copies of the second edition of the Muddy Creek Messenger to be distributed at the polling location and placed in various businesses. Motion made by Mr. Saunders to approve the printing. Second by Mr. Jesteadt. All in favor. Motion carried.
- E. PADOT: Mrs. Livermore attended the annual meeting. Information is available at the township office.
- F. PSATS conference: Motion made by Mr. Saunders to approve attendance at the annual conference by Mr. Kerr with the township covering the registration fee. Second by Mr. Jesteadt. All in favor. Motion carried.

SOLICITORS COMMENTS: Mr. Smith asked if the township was planning on doing more core testing for the roads to identify weight limits

Mr. Kerr made a motion to contact the engineer to perform testing of the roads identified as priority not to exceed the budgeted \$5,000. Second by Mr. Saunders. All in favor. Motion carried.

Fisher Road
 Currie Road
 Flinner Road
 Oak Grove Road
 Miller Road
 Badger Hill Road
 Wallace Road

SECRETARY'S COMMENTS: Mrs. Livermore requested approval to send a thank you letter to a local resident who cut down trees to improve site distance. Approval was made.

EXECUTIVE SESSION: Mr. Saunders made a motion at 8:28 to enter into executive session to discuss the sale of real estate. Second by Mr. Jesteadt. All in favor. Motion made by Mr. Saunders to end executive session at 8:40 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

REAL ESTATE: A motion was made by Mr. Saunders to advertize for the acceptance of bids for the 5 acres owned by the township on Perry Highway. The gas/oil rights will not be transferred. Bids to be opened at the next meeting (April 18, 2012). Second by Mr. Jesteadt. All in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 8:41 PM. Second by Mr. Jesteadt. All in favor.
Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)