



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
August 18, 2021
7.00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 6:57 PM by Mr. Kerr. Pledge of Allegiance was recited.

ROLL CALL: Those present included Mr. Dale Kerr, Mr. Robert Jesteadt, Mr. Rick Saunders, Mr. Thomas Smith, Mrs. Abbie Flinner and Mrs. Marnie Chuba.

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.

PUBLIC COMMENT/VISITORS:

Larry Coble
Keith Wehr
John Galbo
Todd Wehr

Mr. Keith Mikes - Mr. Rick Saunders motioned to table The Mikes Subdivision & Land Development Agreement Draft item, as Mr. Mikes was not present. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

TREASURER'S REPORT:

A motion was made by Mr. Robert Jesteadt to approve the Treasurer's report for June 2021. Mr. Saunders seconded the motion. All in favor, motion carried.

A motion was made by Mr. Dale Kerr to approve the Treasurer's report for July 2021. Mr. Jesteadt seconded the motion. Mr. Saunders abstained from the vote due to being absent during the July 12, 2021 meeting. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Rick Saunders to pay the bills (General Fund: 13825-13849 (Void: 13828); Highway Aid: 739; Payroll (8/5/21, 8/19/21); (Electric- 8/12/21) Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES:

A motion was made by Mr. Robert Jesteadt and seconded by Mr. Saunders to approve the minutes for the June 16, 2021 meeting. All in favor. Motion carried.

A motion was made by Mr. Robert Jesteadt and seconded by Mr. Kerr to approve the minutes for the July 21, 2021 meeting. Mr. Saunders abstained due to being absent during the July 21, 2021 meeting. All in favor. Motion carried.

CORRESPONDENCE:

Caruso & Spencer Preliminary Draft – The draft of the audit was reviewed. Opportunities for questions/clarifications were provided. Two bound copies and an electronic copy of the final report will be provided to the Township. Additional copies are available upon request. Mr. Rick

Saunders made a motion to accept the report. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

COMMITTEE UPDATES:

PLANNING COMMISSION: No meeting in August

ROAD DEPARTMENT REPORT:

Suit-Kote Completion report – a motion was made by Mr. Rick Saunders and seconded by Mr. Jesteadt to sign and accept the report. All in favor. Motion carried.

Burnside Road – Lack of action on behalf of Mr. Dobson, from Dobson Trucking, was discussed. Concerns regarding the safety and practicality of choices made regarding access and departure from the site were discussed. It was decided that if Mr. Dobson does not fulfill his obligations to the Township, the driveway will be blocked by 1 PM on Tuesday, August 21, 2021. Mr. Thomas Smith will contact Mr. Dobson’s attorney to convey this information on Thursday, August 19, 2021.

Jim Rock – driveway on Flinger Rd. – A letter will be sent stating that the Township will accept a \$500 payment for work that has been done to resolve the issue. If the driveway is not adequately maintained or this \$500 payment is not received within 30 days, the Township will put a lien against the property for the sum of \$1,577.28 (actual costs of repairs).

Nye Driveway – A letter will be sent stated that the homeowner must clear the debris from the road or he will be charged for the cost of clean-up. A picture (shown at the meeting) of the debris will be included in the letter.

Wayne Checkak – Mr. Checkak will have to meet bonding requirements for all roads upon which his towing business will travel due to the excessive weight of his trucks. A letter will be sent to him stating such.

Pfeifer Rd. – There are pockets of sand appearing on the road after 2 years of use. While there was only a one year warranty, Mr. Glen Hempfling will be in contact Shields to see what they will do to address the issue. A photo documenting the damage was shown.

PERMITS:

Stormwater Management – Bear Run Camp Ground – A motion was made by Mr. Rick Saunders to approve the Stormwater Management Agreement, contingent upon the execution of the maintenance agreement. This motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

UNFINISHED BUSINESS:

Subdivision and Land Development Ordinance : A motion was made by Mr. Rick Saunders and seconded by Mr. Jesteadt to have the Planning Commission review the existing ordinance and identify areas of concern that may be revised, as opposed to rewriting the entire document. All in favor. The motion carried.

Communication Tower Ordinance: Mr. Rick Saunders made a motion to remove this item from the agenda. Mr. Jesteadt seconded. All in favor. Motion carried.

Amusement Tax Ordinance: Mr. Rick Saunders made a motion to remove this item from the agenda. Mr. Jesteadt seconded. All in favor. Motion carried.

Solicitation Ordinance: A motion to table this item until the September 15, 2021 meeting was made by Mr. Rick Saunders and seconded by Mr. Jesteadt. All in favor. The motion carried.

NEW BUSINESS:

A motion was made by Mr. Rick Saunders to table the ratifying of Abbie Flinner as Secretary/Treasurer. Mr. Jesteadt seconded. All in favor. Motion carried.

Following Executive Session:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to ratify the hiring of Mrs. Abbie Flinner as Secretary/Treasurer at \$18.50 per hour. All in favor. Motion carried.

SOLICITOR’S COMMENTS: None

SECRETARY’S COMMENTS: None

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES:

A motion was made at 8:25 PM by Mr. Rick Saunders to enter into Executive Session. This was seconded by Mr. Jesteadt. Mr. Saunders stated that Mrs. Flinner had accepted the position of Secretary/Treasurer/Permit officer under the following conditions: A starting salary of \$18.50 was established. She will then receive a performance review following her 120 day probation period. At this time she may earn a \$0.50 - \$1.00 raise based upon her performance. She will then receive a \$0.60 raise in January 2022, in following with the Road Workers’ Union Contract. Lastly, she will receive another performance review upon her one year anniversary of her hire (August 12, 2022). An additional raise may be earned at this time. A value for this raise was not set at the time of hire. Subsequent raises will be given annually, matching the raise established by the Road Workers’ Union contract. Mrs. Flinner confirmed that this was her understanding of the raise schedule that she accepted upon her acceptance of the position.

Upon this agreement, a motion was made at 8:28 PM by Mr. Saunders and seconded by Mr. Jesteadt to leave Executive Session. All were in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Rick Saunders to adjourn at 8:33 PM. Seconded by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Abbie M. Flinner, Secretary/Treasurer

Eric “Rick” Saunders

(Seal)

Robert J. Jesteadt, Sr.