

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

March 19, 2014

7:00 PM

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:04 PM by Mr. Dale Kerr. Pledge of Allegiance was recited.

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

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

VISITORS: Robin Irwin, Darlene Oliver, Howard Stanford, Jim Hiteshew, Jim Miller, Dan Moore, Brenda Moore, Scott Wiest, Tom Thompson

TREASURER'S REPORT: A motion was made by Mr. Saunders to accept the treasurer's report for the month of February, 2014. Second by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills General Fund checks (11019-11056); Payroll (2/27/14 and 3/13/14), electric (3/19/2014). Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the February 19, 2014 minutes. All in favor. Mr. Kerr abstained due to his absence at the meeting. Motion carried.

BID OPENING:

SINGLE SEAL: Bid Option 2 (item 3 and item 4) awarded to Youngblood Paving pending review of required bid documents.

CONTRACTOR	ADDRESS	OPTION 1 (item1)	OPTION 1 (item 2)	OPTION 2 (item 3)	OPTION 2 (item 4)
Glenn O. Hawbaker	Hawbaker Industrial Blvd Grove City, PA 16127	30,323.92	9970.20	37273.52	9970.20
Youngblood Paving	2516 State Route 18 Wampum, PA 16157	25284.80	8098.40	30586.21	8098.40
Russell Standard	PO Box 802 Mars PA 16046	25596.96	8698.14	31463.24	8698.14
Suit Kote	10965 McHenry St Meadville Pa 16335	27403.013	9129.80	33683.203	9129.80

PAVING: Bid awarded to Wiest Asphalt and Paving pending review of required bid documentation

CONTRACTOR	ADDRESS	BID
Glenn O. Hawbaker	Hawbaker Industrial Blvd Grove City, PA 16127	59625.90
East Coast Paving and Sealcoating	208 3rd Street New Castle, PA 16102	56727.54
Sharon Paving and Construction Co. Inc.	100 Canal Street Sharpsville, PA 16150	57618.00
Youngblood Paving	2516 State Route 18 Wampum, PA 16157	58403.70
Wiest Asphalt and Paving	310 Mitchell Hill Road Butler, PA 16002	53436.33
Russell Standard Corp.	PO Box 802 Mars, PA 16046	74641.50
Voelker Paving	140 Eagle Mill Road Butler, PA 16001	63039.33
Shields Asphalt Paving	PO Box 672 Valencia, Pa 16059	55627.56

AGGREGATE: Bid awarded to McClymonds Supply and Transit pending review of bid documents

CONTRACTOR	ADDRESS	#2a	#3	#8	SAND
McClymonds Supply and Transit	Currie Road Box 296 Portersville, Pa 16051	15.71	16.86	19.36	14.61
Amerikohl Aggregates	940 Jim Mountain Road Mill Run, PA 15464	17.40	17.40	No bid	No bid

OIL: Bid awarded to SuitKote pending review of bid documents

CONTRACTOR	ADDRESS	E3	MC 70
Glenn O. Hawbaker	Hawbaker Industrial Blvd Grove City, PA 16127	2.168	3.637
Midland	225 Columbia Mall Drive Box 58 Bloomsburg, PA 17815	2.36	3.60
Russell Standard	PO Box 802 Mars, PA 16046	2.152	3.452
Suit Kote	10965 Mc Henry Street Meadville, PA 16335	2.139	3.39

DIESEL: Bid tabled until April 16, 2014.

CONTRACTOR	ADDRESS	COST MARK UP	GUARANTEED PRICE
Reed Oil	511 Montgomery Ave New Castle, PA 16102	.065	No bid
Glassmere Fuel Inc.	1967 Saxonburg BLVD Curtisville, PA 15032	.2218	3.7855

CORRESPONDENCE:

Municipal Derivatives Settlement Update notification

Caruso/Caruso: Legal Ad for 2013 Audit

Get Go Universal Fleet Card : Mrs. Livermore will investigate the prices for the fuel card

Central Pension Fund: Notice of Discrepancy: Working with CPF to get adjusted rate deposited into the workers account.

PennDot; Annual Transportation Outreach

Rex Energy: Gas Well Application (Burr Unit 1H and 2H) Connoquenessing Twp)

Rex Energy: Gas Well Application (Flinner Unit 2H and 4H)

Prospect Library Statistics

PSATS; Proposed Bylaws Changes

Simpson and McCrady (HIPPA Business Associate Contract) : A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to execute the contract. All in favor. Motion carried.

Rex Energy: Release of Ceasar Well Septic Escrow. Motion was made by Mr. Saunders and seconded by Mr. Jesteadt to release the septic escrow for the temporary holding tanks. All in favor. Motion carried.

PUBLIC COMMENT: None

COMMITTEE UPDATES:

- Planning Commission:
 - Oliver Plan: Ms. Oliver presented her final lot line revision plan to the Board. Mrs. Oliver is requesting a waiver on the 2 foot contours, alternate septic testing and building setback. (1). A motion was made by Mr. Saunders to approve the waiver of the 2 foot contours. Second by Mr. Jesteadt, All in favor. Motion carried. (2). A motion was made by Mr. Saunders to approve the waiver of the alternate septic testing. Second by Mr. Jesteadt, All in favor. Motion carried. (3). A motion was made by Mr. Saunders to approve the building setback from 75 feet to 45 feet only for the installation of the mobile home. The motion was seconded by Mr. Jesteadt. All in favor. Motion carried. (4). A motion to approve the Oliver Lot Line Plan with the authorization for Mr. Kerr to sign the plan outside the meeting was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried. (5). A motion to approve the Jones Excavating estimate for the materials and installation of the small flow in the amount of \$14,000 was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.
 - Hiteshew (Perry Highway): Presented the Board with a stormwater request for a drainage pipe extension onto a current pipe that crosses under Route 19. Mr. Hiteshew will contact PennDot to determine if the end of the pipe is in the PennDot right of way. Engineer Tom Thompson will look at the location as well.
 - Desuta Plan: Mr. Dan Moore presented to the Board his concerns with the right of way which crosses Mr. DeSuta's property.
- BCATO: No information reported
- COG: No report
- ACT 32 COMMITTEE: No report.

ROAD DEPARTMENT REPORT:

- A. Wallace Road (Gearhart) Driveway. Drainage work not complete.
- B. Freightliner: Chipped windshield from vehicle on I-79.
- C. Water from Property onto Roads: The Road Foreman requested correspondence is sent to the following property owners regarding water onto roadways: 303 Stanford, 287 Bauder Mill Road. Mr. Saunders stated that there is an issue on Yellow Creek Road as well.
- D. Dirt and Gravel Road Maintenance Program: In order to qualify for funding, the township has to have an ESM certification. The training is no cost. Mrs. Livermore will discuss the upcoming workshops with the Road Foreman to schedule attendance at the training.
- E. Sign Management: The Township is required to have a sign maintenance management or assessment program in place by June 13, 2014.

PERMITS ISSUED:

Septic Permits:

Building:

DeSuta Building Permit

Driveway:

Kelner continues to work on SWM. The agreement provided for the easement is not acceptable in its current form.

Ringle Driveway: No work on the driveway.

Over Posted Weight Permit:

- 1. Ervin Byler: Logging out of Horatio Perez on Yellow Creek Road.
- 2. Markwest: Bonding Yellow Creek from 488 to Lancaster Township to move compressor station to site.
- 3. Jeff Cable: Logging out of Lancaster Twp (Rice) on Stone Church. Bonding Stone Church and Yellow Creek to 488.
- 4. Rex: Bonding Yellow Creek from Lancaster Twp to Flinner, Flinner Road, Ragan Road as well as Cheeseman.

OLD BUSINESS:

- A. PSATS Conference: Need to let Mrs. Livermore know if any officials are attending this year's conference.
- B. Hufnagel Address Sequence: A notice has been sent to the property owners on Hufnagel Road to correct the address sequencing.

NEW BUSINESS:

- A. Act 205: Nonuniformed Pension Plan submission to the Commonwealth
- B. 2013 Pension Aid: The Township received an excess amount since the road worker was not eligible until his anniversary date. The excess can be maintained until the audit
- C. Abstaining from Votes: According to the State Ethics Commission, if a supervisor must abstain from a vote due to a conflict of interest, the supervisor must announce the nature of the conflict at the meeting and file a written memorandum with the township secretary who notes it in the minutes....Just an FYI.

- D. PEMA: PEMA is conducting a Spring Hazardous Weather Emergency Preparedness Exercise on May 12 and 13 in conjunction with the National Guard's "Vigilant Guard" exercise. PSATS encourages townships to participate.
- E. Hauling Permits: Oversized hauling is now permitted 7 days a week. As part of the transportation funding bill, this addition of 2 days for oversized hauling was enacted. PennDot is now requiring that permits for special events such as parades etc. have to be made through them to avoid hauling conflict.
- F. Local 66 Pension Contribution: The township's contribution increased from 2.01 to 2.09.
- G. Portersville EMS: Mr. Shreffler has requested on behalf of the Portersville EMS for funding of the EMT position. Mrs. Livermore will contact Mr. Shreffler and inform him that a formal request needs to be submitted along with the last two years budgets and the last two audits.

SOLICITORS COMMENTS: None.

SECRETARY'S COMMENTS: None

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 9:02PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Eric "Rick" Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)