



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

**April 21, 2021
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:00 PM by Mr. Kerr. Pledge of Allegiance was recited. Mr. Saunders introduced Ms. Marissa Rasp as the new Secretary/Treasurer.

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

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:

Dorothy Nye	Ryan Stroup
Nathan Nye	Larry Cable
Jay Wall	Tom Thompson
Mike Aubre	Joe Nash
Eddie Trizzino	

Mr. Joe Nash introduced himself as the candidate running for Magisterial District Judge.

Dorothy and Nathan Nye: A motion was made by Mr. Saunders to approve the non-building waiver plan with 10 ft. contours and the final plan contingent upon review of the planning commission. Seconded by Mr. Jesteadt. All in favor. Motion carried.

Mega Truck Stop: Mr. Larry Cable presented the final land development plan. A request was made by the Board to add a pedestrian crosswalk: additionally, an emergency generator was also requested. A motion was made by Mr. Saunder and seconded by Mr. Jesteadt to conditionally approve the plan with the following conditions:

1. Plan revised showing pedestrian crosswalk per review by the township engineer.
2. Approval by PA DEP for tap into the Lake Arthur Estates sewage system.
3. Traffic signal agreement between property owner and Muddy Creek Township.
4. Execution of a developers agreement.

If the conditions are completed prior to the May 19, 2021 Board of Supervisors meeting, the plan and traffic signal plan can be signed outside of the meeting. All in favor. Motion carried.

TREASURER'S REPORT:

A motion was made by Mr. Saunders to accept the treasurer's report for the month of March, 2021. Second by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills General Fund checks (GF:13678-13729) (Void: 13677, 13679,13686,13702, 13716, 13717, 13726, 13730); Payroll (4/1/21, 4/15/21); Electric 4/15/21. Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the March 17, 2021 meeting minutes. All in favor. Motion carried.

CORRESPONDENCE: NONE

COMMITTEE UPDATES:

PLANNING COMMISSION: Refer to Public Comment.

EMERGENCY SERVICES: No Report

ORDINANCE ENFORCEMENT: No report

ROAD DEPARTMENT REPORT:

Bauder School Road Pipe damage: A motion was made by Mr. Saunders to send a Certified letter to the property owner identifying the damage repair and cost giving 30 days to remit payment or come to the next meeting to make payment of \$701.03. Mr. Kerr seconded the motion. All in favor. Motion carried.

Bond Burnside Road : A motion was made by Mr. Saunders to send a Certified letter to the property owner in regards to the use of the driveway stating the driveway needs to be moved or turned into a right in/right out driveway and that as of now, the permit is rescinded. It can no longer be used until they contact the township with a plan or the contractor utilizing the road must obtain a road bond for the road. Mr. Kerr seconded the motion. All in favor. Motion carried.

Flinner Road – A motion was made by Dale Kerr to send a certified letter to the property owners to inform them the road department repaired the roadway and driveway to divert storm water runoff. It is the property owners responsibility to maintain the driveway. The board needs to determine the cost of repair completed by road department.

Truck Broom: Truck broom has not been sold yet.

Tree Trimming: Tree trimming on Kelly road was completed by Borty's Tree Service.

PERMITS:

Building:

Mega Truck Stop: 2925 New Castle Rd. – truck stop

McCabe – 110 Tiffany Lane – Mobile home

Marshall – 106 Wallace Rd. - SFD

Shields – 131 Brians Ct. – Mobile Home

Bush – 123 Lake Arthur Dr. – Mobile Home

Septic:

Moore – Hutchins Lane -

Chvala – Pfeifer Rd.

Palmetto Capital Brothers (Bill Gerber) – Perry Highway

UNFINISHED BUSINESS:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to table Communication Tower Ordinance, Subdivision and Land Development Ordinance, Amusement Tax Ordinance and Solicitation Ordinance. All in favor. Motion carried.

NEW BUSINESS:

Mr. Kerr signed the Traffic Signal Maintenance contract from Bruce and Merrilee’s.

A motion was made by Mr. Kerr and seconded by Mr. Saunders to appoint Ms. Rasp as the Right to Know Officer, Flood Zone Administer, and Pension Administer. All in favor. Motion carried.

Ms. Rasp was added as a signer at First National Bank and Mrs. Livermore was removed.

A motion was made by Mr. Kerr to order credit cards for Ms. Rasp and Mrs. Chuba and to remove Mrs. Livermore from the credit card account. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

A motion was made to appoint Mr. Saunders to security alarm responder in which he needs a key made for the office.

SOLICITOR’S COMMENTS: Not present but available by phone.

SECRETARY’S COMMENTS: Ms. Rasp and Mrs. Chuba were both bonded in the amount of \$700,000.

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES: A motion was made by Mr. Kerr and seconded by Mr. Saunders to enter executive session at 7:50 pm. All in favor.

A motion was made by Mr. Kerr and seconded by Mr. Saunders to approve one paid week of Maternity leave for Mr. Cody Lunn. All in favor. Motion carried.

A motion was made by Mr. Saunders and seconded by Mr. Kerr to leave executive session at 7:59 pm. All in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:11 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Marissa A. Rasp, Secretary/Treasurer

Eric “Rick” Saunders

(Seal)

Robert J. Jesteadt, Sr.