

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
February 19, 2014
7:00 PM**

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

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

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: Matt Garner

TREASURER'S REPORT: A motion was made by Mr. Saunders to accept the treasurer's report for the month of January, 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 (10986-11018); Fire Tax Fund (void check 1045/1046; payments 1047/1048): Payroll (1/30 and 2/13/14), electric (2/10/2014). Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the January 15, 2014 minutes. All in favor. Motion carried.

CORRESPONDENCE:

FNB: Letter of Collateralization

EMC: Workers Comp Audit for 2013. No additional charges this year.

PSATS New Bulletin

Prospect Library Statistics

Portersville/Muddy Creek Township: Fire Protection *A motion was made by Mr. Saunders for Mr. Kerr to sign the agreement if he concurs outside of the meeting. Mr. Saunders abstains from signing the agreement because he is a member of the fire department. Second by Mr. Jesteadt. All in favor. Motion carried.

DCNR: Emergency Action Plan Moraine State Park Dam

PSATS: Legal Defense Newsletter

EMC: Dividend Refund check \$2,847.13 (Loss Sensitivity Premium)

Portersville Borough: W/C for fire department (township portion is \$22,915.72)

US Bankruptcy Court Notification

Butler County Tax Office: Tax Collector Liability

Municipal Derivatives Settlement

XTO: Proposed well site in Connoquenessing Township

M. Meisel: Certification of Uncollected Taxes for 2013

PUBLIC COMMENT: Mr. Garner was present to provide a concept plan for land development.

COMMITTEE UPDATES:

- **Planning Commission:**
 - **Alternate Appointment:** A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to appoint Mr. Larry Coble as alternate effective January 1, 2014 and term expiration December 31, 2014. All in favor. Motion carried.
 - **2013 Annual Report:** The annual report was provided and is on file at the township office.
 - **Oliver Plan:** Motion to send a certified letter to Ms. Oliver inquiring of the status of her plan and the denial of her plan if an extension is not made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried..

- **BCATO:**

No report.

- **COG:**

KPN information provided. Mr. Jesteadt reported that KPN can do bidding for projects with no additional costs. Mrs. Livermore will contact KPN to get additional information.

- **ACT 32 COMMITTEE:**

No report.

ROAD DEPARTMENT REPORT:

- A. **Wallace Road (Gearhart) Driveway.** Drainage work not complete.
- B. **Bus/Car accident:** An accident on Stone Church Road between a bus and car.
- C. **Yellow Creek Road:** An accident which occurred on February 18, 2014 occurred in front of Mr. Ferson's property. He has requested approval to have boulders installed. Mr. Saunders stated that boulders cannot be placed in the township right of way.

PERMITS ISSUED:

Septic Permits:

Trumbull Holding Tank: Inspected by the SEO. An alarm float was installed but no alarm box is located on the trailer.

Building:

Pilot: Building a Cinnabon inside of Pilot.

Driveway:

Kelner continues to work on SWM.

Ringle Driveway: The engineer and road workers met with Mr. Ringle and his contractor on Feb. 3, 2014 to review the requirements of the permit. The contractor will work on the driveway in the spring but will contact the office before work is started.

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 Flinger, Flinger Road, Ragan Road

OLD BUSINESS:

- A. Aggregate, Single Seal, Paving and Oil Bids: Motion to advertise bids for Aggregate, single seal, paving, oil and diesel for opening on March 19 made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.
- B. Color Copier Purchase: Quotes for the purchase of a copier were received. A motion was made by Mr. Saunders to purchase the copier and enter into a maintenance agreement from Direct Image Copy Systems, Inc. for a cost of \$2349.00 and agreement cost of \$288.00 per year which includes 12,000 black pages and 2400 color pages. A second was made by Mr. Jesteadt. All in favor. Motion carried.
- C. Fraud Prevention Policy: A motion by Mr. Saunders and seconded by Mr. Jesteadt to adopt Resolution 2014-06 "Fraud Prevention Policy" All in favor. Motion carried.
- D. Conflict of Interest Policy: A motion by Mr. Saunders and seconded by Mr. Jesteadt adopting Resolution 2014-07 "Conflict of Interest Policy" All in favor. Motion carried.
- E. PSATS Conference: Need to let Mrs. Livermore know if any officials are attending this year's conference.

NEW BUSINESS:

- A. 2014-15 Costar Salt Contract: A motion was made by Mr. Saunders to approve the ordering of 500 tons of salt. Second by Mr. Jesteadt. All in favor. Motion carried.
- B. Lowes Credit Line: Increase to \$4,000. J. Reich provided a card. Old cards cancelled. A motion was made by Saunders and seconded by Mr. Jesteadt to approve the increase in credit limit. All in favor. Motion carried.
- C. Address Numbering on Hufnagel. There is an address sequencing error on Hufnagel Road. Mrs. Livermore will contact the property owners (Pregaman) to request the correction of their address so that the sequencing is correct.
- D. Rex Energy: The road bond for Rex should be the same as Cheeseman Road to be bonded at \$50,000 per mile.
- E. Liquid Fuels: The liquid fuels 2014 payment will be \$93,637 and increase of \$6,706.00.

SOLICITORS COMMENTS: None.

SECRETARY'S COMMENTS: None

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:02PM. 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)