

**MUDDY CREEK TOWNSHIP  
BOARD OF SUPERVISORS**

**May 21, 2014**

**7:00 PM**

**CALL TO ORDER:** The Muddy Creek Township Board of Supervisors was called to order at 7:02 PM by Mr. Dale Kerr. Pledge of Allegiance was recited.

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

**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:** James Rader, Mike DeFelice, Colton Walker, Tom Thompson

**TREASURER'S REPORT:** A motion was made by Mr. Saunders to accept the treasurer's report for the month of April, 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 (11093-11129); Payroll (4/24/14, 5/8/14, 5/22/14), electric (5/16/2014) and Highway Aid (773). Second by Mr. Jesteadt. All in favor. Motion carried.

**MINUTES:** Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the April 16, 2014 minutes. All in favor. Motion carried.

**CORRESPONDENCE:**

Local 66 Pension Fund Status

Love Bankruptcy: Notice to tax collectors

PSATS Legal Defense Newsletter

MS Bike Event: June 7: Yellow Creek, Kelly Road, SR 488, SR 19, West Park Road (1300 cyclists)

XTO – Well Permit Notification (Kyne Well) Connoquenessing Twp.

2013 PSATS Annual Report

IRS Refund: Error between ADP and IRS. No impact on the township.

Prospect Library Statistics

Markosky Engineering Group (MarkWest) Flinner to Plesniak pipeline

Rex Energy – Well Permit Notification (Michaels Unit) Connoquenessing Twp.

Butler County Board of Assessment Appeals: Drake (trailer moved)

Pa Dept of the Auditor General: Liquid Fuels Examination (Forwarded via email)

Rex Energy: Hamilton Well (Lancaster Twp), Michael Well (Connoquenessing Twp.) and Bintrim Well (Lancaster Twp.)

**PUBLIC COMMENT:** None

## **COMMITTEE UPDATES:**

### Planning Commission:

- ❖ T & M Leasing Land Development/Lot Line Revision: Mr. DeFelice presented the preliminary/final plan for a bus garage located on Fisher Road. A motion to waive the secondary/alternate septic testing site was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.
- ❖ A motion to approve the plan conditioned upon receipt of review from the Butler County Planning Commission with authorization for Mr. Kerr to sign plan outside of a meeting was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

BCATO: No meeting during the summer months.

COG: No report

ACT 32 COMMITTEE: No report.

## **ROAD DEPARTMENT REPORT:**

- A. Wallace Road (Gearhart) Driveway. Mrs. Livermore will contact Mr. Gearhart to obtain status of the project. Mr. Kerr will do an inspection.
- B. Rex Energy: Flinner/Yellow Creek Road Intersection improvements. The right of way and easement have not yet been recorded.
- C. Crack sealing: The road department will be crack sealing the week of May 26<sup>th</sup>. The admin office will be closed from 9-3 and open from 3 – 4 so Mrs. Livermore can assist with the crack sealing.
- D. MarkWest: Hufnagel Road was repaired by a contractor working for MarkWest. Mr. Hempfling reported that the job was OK. He asked if the township would include in the agreement that it would receive any millings from repairs done on township roads.

## **PERMITS ISSUED:**

### Septic Permits:

Ron Flinner: Sewage Planning Module was returned incomplete.  
Trumbull (PennDot Construction): Holding tank in compliance.

### Building Permits:

566 East Portersville Road: Sunroom  
200 Bauder Mill Road (Levis Road): Mobile Home  
109 Fox Trot Lane: In ground Pool  
300 American Chestnut: Above Ground Pool

### Driveway Permits:

Mr. Kelner submitted an updated plan with easement agreement on the plan. Mr. Smith reviewed the agreement. A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the plan and agreements. All in favor. Motion carried.

### Over Posted Weight Permits:

MarkWest: Bonding Ragan, Stone Church and Flinner Roads

### Assessment Permits:

117 Wallace Road (Barn) No Action on the SWMP  
215 Ragan Road: Wagon Barn  
211 Cherry Falls Lane: Agriculture Building

**OLD BUSINESS:**

- A. Gas Lease: A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to advertise the bidding of the township property on Perry Highway and Stanford Road to lease the gas rights. Non surface only. All in favor. Motion carried.

**NEW BUSINESS:**

- A. Penndot Butler County Outreach Meeting: Mrs. Livermore attended the April 17<sup>th</sup> meeting and has a list of upcoming projects.
- B. Excavator: Estimated cost \$44,000
- C. Building Plans: Mrs. Livermore will provide information to Mr. Thompson for input on the EzIQC presentation. A motion was made by Mr. Saunders and seconded by Mr. Jesteadt for Mr. Thompson to begin the process to develop plans for the building. All in favor. Motion carried.
- D. Parson – Granny flat: A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the non medical granny flat annual application to expire December 31, 2015. All in favor. Motion carried.

**SOLICITORS COMMENTS:** Not present.

**SECRETARY’S COMMENTS:** None

**ADJOURNMENT:** Motion by Mr. Saunders to adjourn at 7:54 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

**MUDDY CREEK TOWNSHIP SUPERVISORS**

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Dale Kerr, Chairman

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Eric “Rick” Saunders

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Robert J. Jesteadt, Sr.

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Kelly A. Livermore, Secretary/Treasurer

(Seal)