

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

July 17, 2013

7:00 PM

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

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

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: Christine Jones, Alberta Slater, Linda Boyd, Rodger Weitzel and Josh Weitzel

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

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills General Fund checks (10720-10753), Fire Fund (1040), Highway Aid (718), and Building Fund (1025). Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the June 12, 2013 meeting minutes. All in favor. Motion carried. Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the June 26, 2013 Special meeting minutes. All in favor. Motion carried.

CORRESPONDENCE:

Attorney Sarah Hancher: Water runoff on Scheibel Lane. Her clients (Michael and Nancy Gilliland) want a remedy to stop the water from running off West Park Road down their private lane. A motion by Mr. Saunders to send a letter to Ms. Hancher with a copy of the engineer report detailing the homeowner's responsibility to maintain the private lane. Second by Mr. Jesteadt. All in favor. Motion carried.

Shell Gas: Gas well in Perry Township Twentier Well (Potsdam formation)

FEMA: provided revised copies of the FIRM panels. The revised panel incorporates an updated analysis for Camp Run to tie in with Beaver County.

Butler County Administrative Assistant: Coast2Coast discount card program. Prescription drug and discount card to provide prescription drug and discount program to its residents.

Butler County Tax Collection Committee: Attendance record for the meetings

Butler County Tax Office: Exoneration from assessment (2 trailers in Lake Arthur Estates)

Butler County Tax Office: Muddy Creek Township Taxable Parcels 3. Mrs. Livermore will contact the tax office to get more information.

IUP: Multi Disciplinary Workshop (Marcellus Shale) Oct. 7/8, 2013

DEP: Permit for the Patton Well on Whitestown Road – XTO

Butler County Commissioners: First Energy Discount. A motion was made by Mr. Saunders to send the W-9 tax form to First Energy. Second by Mr. Jesteadt. All in favor. Motion carried.

PUBLIC COMMENT: None

COMMITTEE UPDATES:

- Planning Commission:
No meeting held due to lack of agenda items.
- BCATO:
No summer meetings.
- COG:
No report.
- ACT 32 COMMITTEE:
No report.

ROAD DEPARTMENT REPORT:

- Red Truck: The truck was listed on Municibid. No bid received. A motion to repost on Municibid using the recommendations of the Municibid manager. Second by Mr. Jesteadt. All in favor. Motion carried.
- Road Damage: CJ Long repaired the road.
- Bauder Mill Road: Bridge Damage. Contact the county bridge engineer. There is property on Bauder Mill Rod that has a 12" pipe that is not sufficient to handle the water flow. The engineer did inspect and made recommendations. The cost for the installation of a new 24" pipe next to the 12" pipe with a storm water catch basin will be approximately \$5200.00.
- Logging Over Posted Weight Permit: SES Wood Products bonded a portion of Kirk from Edna Lane to Stone Church, Stone Church, and Yellow Creek. SES is complete with logging. The logger for James Property will bond the roads separate. \$12,500 per mile
- Driveway Permit: Ralph Porter applied for a driveway permit for West Park Road. The engineer did get a chance to inspect and approved the site distance. The driveway is going to be steep and the engineer recommended that Mr. Porter meet with the road dept to address the water runoff.
- Culvert Request: Mr. Guillard at 228 Sawyer Road wants a culvert pipe installed along the front of his property. The engineer does not recommend this.
- Kelner Road: The private lane was paved. The owner needs to obtain a driveway permit.
- Road Occupancy Permit: Mark West (Gas line) on Hufnagel Road
- Over Posted Weight Permit: Mark West: Hufnagel, Bauder School and Pfiefer to Bauder School for pipeline installation. Bond \$12,500 per mile
- Final Payment: Youngblood Paving completed the paving project. Mr. Knapko completed the final inspection paperwork. A motion to approve the completion and release payment was made by Mr. Saunders. Second by Mr. Jesteadt. All I favor. Motion carried.

OLD BUSINESS:

- Butler County Tourism Office Traffic Flow Pattern: Mrs. Livermore spoke with Sheriff Slupe who informed her that there would not be any changes in the traffic flow pattern. No two lanes in and out traffic on Currie Road.
- Indemnity Agreement for HOP: Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- Assessment Permit: A motion was made to adopt Ordinance 67 was made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.

- D. EIT Funds: No agreement between the school district and township has been reached. The distribution of the funds will be made in January 2015. Mr. Saunders motion to remove the item from the agenda. Mr. Jesteadt seconded the motion. All in favor. Motion carried.
- E. Intermunicipal Agreement Ordinance: Draft Copies provided to the Board. Motion to table made by Mr. Kerr. Second by Mr. Jesteadt. All in favor. Motion carried.
- F. Junk Cars: Mrs. Livermore has not been successful in reaching the owner of the property. Mr. Kerr will get her an address and phone number.

NEW BUSINESS:

- A. Allen Granny Flat Application: A motion was made by Mr. Kerr to approve the Granny Flat Application. Second by Mr. Jesteadt. All in favor. Motion carried.
- B. Caruso and Caruso: Accountants to site to finish 2012 audit. A copy of the DCED audit was provided to the Board.
- C. Computer for Administrative Office: Mr. Saunders motioned to approve the purchase of a new computer. Second by Mr. Kerr. All in favor. Motion carried.
- D. SPC: Grant for traffic signal program 2013 cycle. Due Aug 30, 2013
- E. Sewage Holding Tank Agreement: Mr. Saunders motioned to approve Rex Energy Holding Tank Agreement. Second by Mr. Jesteadt. All in favor. Motion carried.

SOLICITORS COMMENTS: None.

SECRETARY’S COMMENTS: None

EXECUTIVE SESSION: A motion to enter executive session to discuss personnel made by Mr. Kerr at 8:14 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

A motion was made by Mr. Saunders to end the executive session at 8:16 PM. Second by Mr. Kerr. All in favor. Motion carried.

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the upgrade of Mr. Reich from Road Worker II to Road Worker I effective August 5, 2013. All in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:17PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)