

**MUDDY CREEK TOWNSHIP  
BOARD OF SUPERVISORS**

**March 17, 2010**

**7:00 p.m.**

**CALL TO ORDER:** The Muddy Creek Township Board of Supervisors was called to order by Mr. Kerr at 7:03 p.m. The Pledge of Allegiance was recited.

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

**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:** Ms. Susan Taimuty, Ms. Janel Meier, Ms. Pat Moore, Mr. Scot Wiest, Mr. Robert Ondo, Mr. Ryan K. McConnell.

**TREASURER'S REPORT:** Mrs. Livermore provided copies of the treasurer's report for the month ending February, 2010. Motion to accept the report made by Mr. Saunders, second by Mr. Gramz. All in favor. Motion carried.

**ADMINISTRATIVE ACTION (Invoices):** Motion made by Mr. Kerr to pay the bills presented. Second by Mr. Gramz. All in favor. Motion carried.

**MINUTES:** Motion to accept the February 17, 2010 minutes made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.

**BID OPENING:**

**DIESEL** \*(Motion to table to next meeting made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried)

NAME	WHOLESALE MARKUP	GAURANTEED PRICE
PURVIS BROTHER, INC. PO BOX 957 MARS, PA 16046-0957	\$ .15	
REED OIL 511 MONTGOMERY AVENUE NEW CASTLE, PA 16102-1111	\$.065 plus .0300 (winter additive)	
GLASSMERE FUEL SERVICE PO BOX 187 CURTISVILLE, PA 15032-0187	\$.2210	2.999

**SINGLE SEAL** \*(Motion to award to Protech Asphalt Maintenance, Inc. contingent upon completion of accurate paperwork made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.)

NAME	UNIT PRICE	TOTAL
GLENN O HAWBAKER 106 HAWBAKER INDUSTRIAL BLVD GROVE CITY, PA 16127	\$1.26	\$71,593.20
WIEST ASPHALT PRODUCTS AND PAVING INC. 310 MITCHELL HILL ROAD	\$1.27	\$72,161.40

BUTLER PA 16002		
TDF SERVICES INC. PO BOX 111 OAKMONT, PA 15139-0111	\$1.279	\$72,672.78
RUSSELL STANDARD CORP PO BOX 802 MARS PA 16046	\$1.284	\$72,956.88
PROTECH ASPHALT MAINTENANCE, INC PO BOX 8425 NEW CASTLE, PA 16107	\$1.165	\$66,195.30
SUIT KOTE CORPORATION 10965 MCHENRY STREET MEADVILLE, PA 16335	\$1.213	\$68,922.66

**ROAD OIL** \*(Motion to award to Suit Kote Corporation contingent upon review of bid requirements and receipt of accurate paperwork made by Mr. Saunders. Second by Mr. Gramz. All in favor. Motion carried.)

NAME	MC70	E3
GLENN O HAWBAKER 106 INDUSTRIAL BLVD GROVE CITY PA 16127	\$3.68/gallon	\$2.24/gallon
TDF SERVICES INC PO BOX 111 OAKMONT, PA 15139-0111	No Bid	\$2.069/gallon
RUSSELL STANDARD CORP PO BOX 802 MARS PA 16046	\$3.112/gallon	\$2.05/gallon
Suit Kote Corporation 10965 McHenry Street Meadville, PA 16335	\$3.10/gallon	\$2.016/gallon

**BITUMINOUS (KIRK ROAD)** (Motion to table for further review made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.)

NAME	SUPERPAVE	WEARING COURSE	TOTAL
SHIELDS ASPHALT PAVING PO BOX 672 VALENCIA, PA 16059	\$57,850.80	\$28,925.40	\$86,776.20
GLENN O HAWBAKER 106 HAWBAKER INDUSTRIAL BLVD GROVE CITY, PA 16127	\$58,397.50	\$34,909.28	\$93,306.78
WIEST ASPHALT PRODUCTS AND PAVING INC. 310 MITCHELL HILL ROAD BUTLER PA 16002	\$62,622	\$31,311	\$93,933
PROTECH ASPHALT MAINTENANCE INC PO BOX 8425 NEW CASTLE, PA 16107	\$65,027.48	\$36,415.19	\$101,442.67

**AGGREGATE** \*(Motion to award to Quality Aggregates contingent upon review of bid requirements and receipt of accurate paperwork made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.)

NAME	#2A	#3	LIMESTONE	1B SAND
QUALITY AGGREGATES 4955 STEUBENVILLE PKE SUITE 245 PGH PA 15205	\$12.95	\$13.45	\$12.20	\$14.55
ALLEGHENY MINERAL PO BOX 1022 KITTANNING, PA 16201	\$14.30	\$14.40	\$13.50	\$15.50
MCCLYMONDS SUPPLY AND TRANSIT CURRIE ROAD BOX 296 PORTERSVILLE, PA 16051	\$13.00	\$13.50	\$12.25	\$15.56

**CORRESPONDENCE:**

DCED Report 2009 Audit – Caruso & Caruso: to be published in the Butler Eagle by the end of the month.

PCS: Road Department Building recommendation for reinforcement of header where cut for door openers and new roof insulation.

Pete Matheiu: Proposal for vapor barrier and lambeams: Motion by Mr. Saunders to table. Second by Mr. Gramz. All in favor. Motion carried.

Peoples Natural Gas – Major Project requests.

PSATS – Proposed Bylaw changes available for supervisor attending the conference.

Butler County Board of Assessment Appeals: Mayville removal of trailer on Lot 132 Lake Arthur Estates

Calvin Nye – Requesting Building Permit Extension: The original permit was issued on 2003. A motion by Mr. Saunders for Mr. Nye to apply for a new permit. Second by Mr. Gramz. All in favor. Motion carried.

Jason Boosel – Requesting Building Permit Extension: On a motion to approve the extension for one year made by Mr. Saunders. Second by Mr. Gramz. All in favor. Motion carried. Mr. Boosel will be required to show progress via inspections for any additional extension requests.

Act 14 Notification – Mr. Larry Adams has applied for a renewal of NPDES permit for sewage.

Rex Energy: Permit application for drilling or altering a well – Cheeseman Unit.

## **PUBLIC COMMENT:**

Mr. Gramz noted during public comment that the Census forms are out.

## **PLANNING COMMISSION REPORT:**

- A. Vacant Position – 4 yr. term.
- B. Taimuty Variance Request for a 22 foot variance for the existing garage and 10 foot variance for a proposed new home. Motion by Mr. Saunders to approve the variance request of encroachment to set back of 22 feet for an existing garage and 10 feet for a proposed new home with no other alteration on the plot plan. Second by Mr. Gramz. All in favor. Motion carried.

## **ROAD DEPARTMENT REPORT:**

- A. Boom Mower: Not in good condition
- B. Stone Church Road (Slater/Stevenson Property): A drain pipe is clogged up causing storm water to over flow over Stone Church Road. The owner has a pipe connected to the townships drain pipe. The owner is responsible to clear or disconnect the pipe. The Engineer and Road Foreman should meet to examine the pipe and make a recommendation. Verification needs to be made if the township installed the pipe that is located on the property. Motion made by Mr. Kerr with a second by Mr. Saunders to have the Engineer and Road Foreman examine the location on Stone Church Road as well as West Park Road for recommendations.

## **OLD BUSINESS:**

- A. EIT Tax Audit: Mr. Smith stated that Slippery Rock Area School District has requested a meeting with the Board of Supervisors. Mr. Saunders made a motion to table. Second made by Mr. Kerr. All in favor. Motion carried.
- B. Debra Allen Property: Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- C. Relay Switch – Pilot Traffic Lights: Mrs. Livermore will check with Bronder to confirm that the original quote is still valid. Motion by Mr. Saunders if the quote is still valid to approve Bronder Technical Services to install the relay switches at the intersection of Route 422 and Pilot and Route 422 and Interstate 79. Second by Mr. Gramz. All in favor. Motion carried.
- D. Auditor Positions: Mr. Robert Ondo was present as the Vacancy Board. Mr. Ondo made a motion to appoint Ms. Susan Taimuty to the position of Auditor for a term to expire on December 31, 2011. Second by Mr. Saunders. All in favor. Motion carried. A motion was made to advertize for the annual auditors meeting made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.

**NEW BUSINESS:**

- A. Mr. Gramz stated that he is no longer employed by Professional Code Services.
- B. Appraisal of the Township Property: A Motion was made by Mr. Kerr to have the property on Perry Highway appraised. Second made by Mr. Saunders. All in favor. Motion carried.
- C. Office (Stanford Road) Phase I: Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- D. Lane Reflection Signage: Mr. Kerr made a motion for the Road Foreman to do an inventory of the lane signs currently in the township. Second by Mr. Saunders. All in favor. Motion carried.
- E. Seasonal Worker: Motion made by Mr. Saunders to terminate the Winter Seasonal Position effective March 26, 2010. An evaluation should be performed on the worker. Second by Mr. Kerr. All in favor. Motion carried.
- F. Seasonal Worker – Summer: Motion made by Mr. Kerr to hire Mr. Michael Watson as Seasonal Worker – Summer beginning on April 5, 2010 for \$10.00/hour. Second by Mr. Saunders. All in favor. Motion carried.
- G. Nonresident EIT Tax: Mr. Saunders made a motion to remove the nonresident EIT from the DCED tax roster. Second by Mr. Kerr. All in favor. Motion carried.
- H. Budget Resolution: Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- I. October Board of Supervisors Meeting: Motion to publish with the November Planning Commission meeting advertisement made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- J. Crafc Machine Training: Motion to send Road Department employees to training made by Mr. Saunders. Second by Mr. Kerr. Motion carried.
- K. Ford 550: Mr. Gramz suggested that the township investigate the possibility of trading in the Ford 550.

**SOLICITORS COMMENTS:** None

**SECRETARY'S COMMENTS:** None.

**ADJOURNMENT:** Motion by Mr. Saunders at 9:15 PM to adjourn, second Mr. Kerr. All in favor.  
Motion carried.

**MUDDY CREEK TOWNSHIP SUPERVISORS**

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Dale Kerr, Chairman

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Rick Saunders

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Sean Gramz

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Kelly A. Livermore, Secretary/Treasurer

(Seal)