



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

June 16, 2021

7:00 PM

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:00 PM by Mr. Saunders. Pledge of Allegiance was recited.

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

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.

PUBLIC COMMENT/VISITORS:

Eddie Trizzino -Butler Eagle

Keith Mikes

Keith Mikes: Discussion was made on Cul-de-sac. Keith Mike's Lawyer needs to draft up a developer's agreement.

Mega Truck Stop: A motion was made by Mr. Saunders to sign the HOP Plan once our Engineer has reviewed them contingent upon the following:

1. Developer's agreement - the copy is being reviewed.
2. Sewage approval from PaDEP – an updated request was sent to see if the previous data was accepted.
3. Financial guarantee on the project
4. Updated full-size drawings for the HOP will need signed by the Township then forwarded to PennDOT for signature
5. Stormwater plan and agreement

Mr. Kerr arrived at 7:10 and took over chair at 7:30.

TREASURER'S REPORT:

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

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. BILLS (General Fund: 13765 - 13794) (Void: 13773) (Highway Aide – 738) (Electric - 6/15/21) (Payroll: 5/27/21, 6/10/21) Seconded by Mr. Jesteadt. All in favor. Motion carried.

MINUTES:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the May 19, 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:

Mr. Saunders made a motion to accept the completion of the Wiest Asphalt Report. The motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

Bond Burnside Road :

Flinner Road –

PERMITS:

Building:

Meckler, Dan/Holly – 285 Hufnagel Road

Notaro, James – 462 Stanford Road

Septic:

Decker, Brett – Lot 5 West Park Road

Driveway:

Chris Smith – 810 Yellowcreek Road (requesting a variance of the width of 85 ft. on his driveway permit. Ordinance 72 Section: 7.0 (minimum width of a residential driveway shall be twelve feet and the maximum width shall be twenty feet.

Mr. Saunders made a motion to accept the variance. The motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

Demolition:

Woodward, William – Lake Arthur Estates

Spartan, Inc. Lake Arthur Estates

Foreman – Ronald & Linda – A motion was made by Mr. Saunders to extend Ronald and Linda Foreman’s permit #2215 due to expire on June 2, 2021 for their 3 bedroom double wide to September 1, 2021. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

Mr. Saunders made a motion to approve Hutchins Reconstructive Planning. The motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

UNFINISHED BUSINESS:

Portersville Dollar General – Requested the release of the bond.

Mr. Saunders made a motion to table. If we don’t receive a letter from Vic Cheeseman by next month, we will release the bond. Motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

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:

A motion was made by Mr. Saunders to approve Resolution #2021-10 for Berkheimer representative update. Mr. Jesteadt seconded. All in favor. Motion carried.

Resolution #2021-11 – Plan Revision for New Land Development (Michelle Hvizdak – small flow, Levis Road)

Mr. Saunders made a motion to pass Resolution #2021-11. Motion was seconded by Mr. Kerr. All in favor. Motion carried.

SOLICITOR’S COMMENTS:

Mr. Smith stated the American Rescue plan regarding the Township funding is really restricted and believes the money will go back to the government.

SECRETARY’S COMMENTS:

Mr. Saunders will not be at the July meeting. He will be on vacation.

Mr. Saunders made a motion to remove Kelly as Treasurer. Motion was seconded by Mr. Kerr. All in favor. Motion carried.

Mr. Kerr made a motion for Glen and Cody to get overtime hours on Friday from 6:00 am to noon. Need to finish up job. Motion was seconded by Mr. Saunders. All in favor. Motion carried.

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES:

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 9:24 PM. Seconded by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Marissa A. Rasp, Secretary/Treasurer

Eric “Rick” Saunders

Robert J. Jesteadt, Sr.

(Seal)