

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

July 16, 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. Bob Jesteadt, Mr. Dale Kerr, Mr. Thomas Smith and Mrs. Kelly Livermore. Mr. Rick Saunders 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: None

TREASURER'S REPORT: A motion was made by Mr. Kerr to accept the treasurer's report for the month of June, 2014. Second by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Kerr to pay the bills General Fund checks (11162-11202); Payroll (7/3/2014, 7/17/2014), electric (7/14/14, 7/15/14) and Highway Aid (724). Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion to table the adoption of the minutes of the May 21, 2014 made by Mr. Kerr with a second by Mr. Jesteadt. All in favor. Motion carried.

CORRESPONDENCE:

Rex Energy: Bloom Units (8 and 10) Connoquenessing Township

PSATS Newsletter

Rex Energy: Dunmire Well (John Kruhm property – Kelly Road) Access road off of 488 -4 wells

Russell Standard: Notification I-79 joint repair lane closure July 21 to Oct. 3. 3 mile lane closure between 5AM to 9PM

ADP: Quarterly Report – in the office

ADP: Fee increase 21% per pay (\$400.00/year)

PUBLIC COMMENT: None

COMMITTEE UPDATES:

PLANNING COMMISSION:

The Planning Commission also made some recommendations for amending the SALDO:

- (1). Remove Alternate Septic Test requirements for lot line on lots adding acreage but for lots losing more than 1.5 acre the requirement can be required.
- (2). Remove 2' contour requirements for lot line revisions
- (3). Section which specifically addresses lot line revisions.

A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to approve for Mr. Smith to review the recommendations to develop a draft amended ordinance. All in favor. Motion carried.

COG: No report

BCATO: No report

Act 32 Committee: A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to remove from the agenda. All in favor. Motion carried.

ROAD DEPARTMENT REPORT:

- A. Wallace Road (Gearhart) Driveway: Status is pending.
- B. Gearhart: Need to check on this. Mr. Gearhart said that he was having his contractor complete.
- C. Wiest Asphalt and Paving: Notice of Completion and Request for payment. A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to approve the Notice of Completion and make payment for the paving with the bond being held for one year. All in favor. Motion carried.
- D. Anti Skid Quotes: One quote was received by Dale McClymonds for \$12.95 per ton. A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to award the contract to Dale McClymonds for Anti Skid.
- E. Ash Tree Cutting: A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to approve for the road workers to get 5 hour/ea overtime per week during the month of August, 2014 to cut ash trees with the following conditions:
 - 1) The trees are identified that are in the township right of way.
 - 2) The property owner is notified if the tree is not in the right of way for the property owner to cut
 - 3) Trees in the right of way can be cut. The property owner will be notified if the cut wood is to be left on parcel or the property requests the wood to be removed.
- F. Stump Grappler Rental: A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to approve a rental agreement with Joe Reich for the rental of a stump grappler with agreement for \$75/day for a total of \$375.00.
- G. Millings: The Township has received approximately 1800 ton of millings. Mrs. Livermore will contact Mr. Knapko to inquire about using the millings to widen Yellow Creek Road.
- H. Private Lane signs: A motion was made by Mr. Jesteadt and seconded by Mr. Kerr to replace private lane signs one time through attrition. The signs will be red and meet the new reflectivity specifications. All in favor. Motion carried.

PERMITS ISSUED:

Septic Permits: Rex Energy (2) 2100 gallon holding tanks and porta jons

Building Permits:

103 Walker Road – Porch Roof

120 Fisher Road – Commercial Building

113 Flinner Road – Mobile Home Demo and replacement

Driveway Permits:

Mr. Kelner SWM Plan recorded

Over Posted Weight Permits:

Lipinski Logging wants to log on Hufnagel.

ARM: Temp waterline for Flinner Well

Assessment Permits: None

Road Occupancy Permit: MarkWest: Waiting for estimates.

OLD BUSINESS:

Building Plans: Mrs. Livermore continues to work on obtaining a quote for the development of plans for specs.

Gas Lease Bid Opening: One Bid received from Rex Energy with agreement bid for \$1500 per acre and 15% royalties. A motion to reject the bid was made by Mr. Kerr and seconded by Mr. Jesteadt. All in favor. Motion carried.

NEW BUSINESS:

Road Occupancy Ordinance: Need to revisit the ordinance if the township wants to require any type of road bonding. The draft ordinance is being reviewed.

Fire Department: Ordinance to authorize fire department to seek reimbursement for hazardous abatement material, environmental incidents and safety and rescue response activities. The ordinance can be forwarded to the Fire Department.

Resolution 2014-09 Act 13 Appropriations. A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to adopt Resolution 2014-09 depositing the Act 13 funds into the capital reserve fund. All in favor. Motion carried.

Tree Trimming: Just Hangin Around Tree Service: Mr. Morey has been having health issues. Quotes for tree trimming need to be solicited.

Auditor General Office: Audit of the 2011-12-13 pension fund has been performed. The auditor will be back to do a final exit interview.

Union Contract: Expires in December. Need to negotiate so a budget can be developed.

Septic Hardship: A motion to approve the septic hardship for Debra Allen was made by Mr. Kerr and seconded by Mr. Jesteadt. All in favor. Motion carried.

SOLICITORS COMMENTS: None.

SECRETARY’S COMMENTS: None

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 8:09 PM. 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)