



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
February 17, 2021
1:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 1:00 PM by Mr. Kerr. Pledge of Allegiance was recited.

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

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.

PUBLIC COMMENT/VISITORS:

Garrett Hey (Schultheis Subdivision Plan):

A motion by Mr. Saunders and seconded by Mr. Jesteadt to approve the waiver request for Article IV, Paragraph 403.02 (A): Contours at 2-foot intervals. All in favor. Motion carried. A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the waiver for Section 603.01.J. Private driveway/streets shall provide access to no more than two (2) developed lots, tracts, or parcels. A third lot, tract or parcel whether proposed initially or at a later date, accessing such private driveway/street shall mandate the design and construction of such driveway/street to Township public street specifications. All in favor. Motion carried.

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the Schultheis Subdivision plan with the following conditions:

1. Approval of the Sewage Planning Module by the Pa. Department of Environmental Protection
2. A note on the plan: **No future development accessing Williams Road shall be approved until the private lane accessing Williams Road is designed and constructed in accordance with the Township public street specifications.**
3. Approval of the plan by the Muddy Creek Township Planning Commission.
4. The plan can be signed outside the meeting.

All in favor. Motion carried.

TREASURER'S REPORT:

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

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills General Fund checks (GF:13631-13652); Payroll (1/21/21, 2/4/21); (Fire Tax: 1086) Electric 1/12/21. Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the January 20, 2021 meeting minutes. All in favor. Motion carried.

CORRESPONDENCE:

Portersville EMS: January Report
PSATS: NewsBulletin
Prospect Library: December 2020 Report

COMMITTEE UPDATES:

PLANNING COMMISSION: Refer to Public Comment.

A motion to appoint Chris Smith to the Planning Commission was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

Nye Property Development Agreement: A motion to approve the Nathan and Dorothy Nye Agreement to complete a subdivision was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

EMERGENCY SERVICES: No Report

ORDINANCE ENFORCEMENT: West Park Road Driveway Permit: Resolved, Stanford Road 3 driveways on a parcel to be submitted for action.

ROAD DEPARTMENT REPORT:

Butler/Lawrence County Boundary: Waiting on direction from Harrisburg.

Bids: A motion to approve the advertisement for bids for paving, single/double/surface treatment and road oil was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to obtain quotes for aggregate for the 2021 construction season. All in favor. Motion carried.

A motion to approve bidding 500 ton of salt through Co-Stars for the 21-22 Winter Season was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

Tree Trimming: A motion to approve the agreement with Borty's in the amount of \$19,300 and to close Kelly Road during tree trimming scheduled removal times and notify the residents in writing of the tree trimming. All in favor. Motion carried.

PERMITS:

Building:

Badger Hill Road: Deck Replacement

Hunters Hill: Deck Roof installation

E. Portersville Road: Structural Change to SFD

Septic:

SFTF: A motion to approve the SFTF Agreement with John Meyers was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

SFTF: A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the SFTF Agreement upon receipt of the complete agreement from Lisa Sevin. All in favor. Motion carried.

Levis Road: Septic Repair

Kelly Road: Septic Inspection for Subdivision

Flinner Road: Septic Inspection for Subdivision

Driveway:

West Park Road: New Driveway

Sawyer Road: A motion to approve the Gilvecky driveway permit application in accordance with the recommendation from the township engineer. All in favor. Motion carried.

UNFINISHED BUSINESS:

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.

Auditors Annual Meeting: The Auditors met on January 27, 2021 and set the Road Master Wages at \$25.00/hour.

NEW BUSINESS:

Traffic Signal Maintenance: A motion to retain the services of Bruce and Merilees for Signal Maintenance for 2021 with no rate change was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

Resolution 2021-07: Plan Revision for New Development (John Meyers Subdivision). A motion to adopt Resolution 2021-07 was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

Resolution 2021-08: Interim Real Estate Tax Collection. A motion to adopt Resolution 2021-08 was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

Pheasant Shoot Approval: A resident (Robert Dempsey) requested for the township to provide a letter of approval for a pheasant shoot on his property. Mr. Dempsey has applied to the PA Game Commission for a non-commercial license for the shoot. A motion to approve the letter stating that the board has no objection to this activity being conducted on the resident's parcel as long as the resident complies with all requirements that the PA Game Commission places on the activity. If the Commission denies the application, the Board will support the Commission's decision. Motion made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

SOLICITOR'S COMMENTS: None

SECRETARY'S COMMENTS: 2020 Audit of the township accounts is scheduled for February 23, 2021. The Liquid Fuels Audit for 2019 is being conducted by phone on February 18, 2021 and the Workers Compensation audit for 2020 is scheduled for February 17, 2021, also via phone.

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 2:26 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Kelly A. Livermore, Secretary/Treasurer

Eric "Rick" Saunders

Robert J. Jesteadt, Sr.

(Seal)