

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
October 12, 2009
7:00 p.m.**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order by Mr. Kerr at 7:00 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: Pat Moore, Audrey Badger, Bob Badger, Larry Coble, Annette Sudano.

TREASURER'S REPORT/FINANCIAL STATEMENT: Motion made by Mr. Saunders to pay the bills presented. Second by Mr. Kerr. All in favor. Motion carried.

MINUTES: The September 28, 2009 meeting minutes were presented. Mr. Gramz commented that Planning Commission: Modification challenge was based on the MPC. Motion by Mr. Kerr to accept the minutes with noted change by Mr. Gramz, second Mr. Saunders. All in favor. Motion carried

CORRESPONDENCE:

- A. Senator Mary Jo White and Representative Stevenson responded to the Boards opposition to HB 1500.
- B. Portersville Fire Department faxed an expenditures list for 2008.

PUBLIC COMMENT: None

PLANNING COMMISSION REPORT:

Nothing to report. The Planning Commission meeting scheduled for October 8, 2009 was cancelled due to lack of business.

Mr. Gramz informed the Board that Mr. Brethausen will be resigning. Mr. Erdner will not seek reappointment and Mr. Gramz is in question about remaining on the commission.

ROAD DEPARTMENT REPORT:

The road department building currently needs a portion of the roof replaced. Price quotes are being obtained.

Mr. Kerr reported that there was some vandalism at the building. In addition, there were damaged road signs. Mr. Flinner is making a list of damaged property for law enforcement.

OLD BUSINESS:

- A. EIT Tax Audit: Motion to table by Mr. Kerr, second by Mr. Saunders. All in favor. Motion carried.
- B. Debra Allen Property: Mrs. Allen called and reported that the surveyor is scheduled to be at her house within the week. Motion to table made by Mr. Saunders, second by Mr. Kerr. All in favor. Motion carried.
- C. 2010 Budget Calendar: Mr. Kerr made a motion to table. Second by Mr. Saunders. All in favor. Motion carried.
- D. Sewer System Bonding Requirements: Mr. Saunders made a motion to table. Second by Mr. Kerr. All in favor. Motion carried.
- E. Intergovernmental Agreement with Portersville Borough/Muddy Creek Township: Mrs. Livermore will get a draft from Penn Dot. Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- F. Keystone Municipal Services: Mr. Smith is reviewing the Rules recently received by the township. Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- G. Purchasing Procedures: Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- H. Levis Road/Road Bonding: Mr. Saunders received a price from Gannett Fleming for core sampling of township roads. The quote is cost prohibitive and Mr. Saunders will provide an estimate for Levis and Bauder Mill. A multi plan should be developed so that each year additional roads can be identified for bonding.
- I. UCC Appeals Board Agreement: A motion was made by Mr. Saunders to approve the Agreement with Lancaster Township to use their UCC Appeals board. It is noted that this is not a joint board. Motion seconded by Mr. Kerr. All in favor. Motion carried.
- J. Tax Collector Quotes: Mrs. Livermore will be sending out requests for quotes for the collection of Earned Income Tax and Local Services Tax.
- K. Building Code Official: Mrs. Livermore will confirm that MDIA, as the BCO for Muddy Creek Township, is removed from the Labor and Industry website

Motion by Mr. Saunders to enter into executive session for personnel discussion made at 7:55 PM. Second by Mr. Kerr. All in favor. Motion carried.

Motion by Mr. Kerr to end executive session made at 8:00 PM. Second by Mr. Saunders. All in favor. Motion carried.

SOLICITORS COMMENTS: None.

SECRETARY COMMENTS: None

ADJOURNMENT: Motion by Mr. Saunders at 8:15 PM to adjourn, second Mr. Kerr. All in favor.
Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Sean Gramz

Kelly A. Livermore, Secretary/Treasurer

(Seal)

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

October 26, 2009

7:00 p.m.

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order by Mr. Kerr at 7:00 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: Pat Moore, Audrey Badger, Bob Badger, Larry Coble, Annette Sudano, John Conrad, Bernie Hudak, Janet Hudak, John Depto, Paulette Depto.

TREASURER'S REPORT/FINANCIAL STATEMENT: Motion made by Mr. Saunders to pay the bills presented. Second by Mr. Kerr. All in favor. Motion carried.

MINUTES: The October 12, 2009 meeting minutes were presented. Motion by Mr. Saunders to accept the minutes, second Mr. Kerr. All in favor. Motion carried

CORRESPONDENCE:

- A. Mackin Engineering provided a preliminary recreation plan for Butler County to be reviewed and commented.
- B. PennDot provided specs for installation and inspection of traffic signal mast arms.

PUBLIC COMMENT:

John Depto from Guillard Road wanted an update on the ditching of the road and the runoff onto the road. Mr. Kerr will be contacting the road department foreman to get a status report and will contact Mr. Depto with an update.

Annette Sudano wanted to caution everyone to be careful while driving at "twilight" because of the deer.

PLANNING COMMISSION REPORT:

Nothing to report.

ROAD DEPARTMENT REPORT:

The road department has been sweeping and berming roads in the township. The replacement of the traffic mirror on Route 488 and Miller Road was requested. Mr. Kerr contacted PennDot to get the requirements for a mirror. The mirror has to be permitted. PennDot will do a physical inspection to determine the effect of the mirror.

OLD BUSINESS:

- A. EIT Tax Audit: Motion to table by Mr. Saunders, second by Mr. Kerr. All in favor. Motion carried.
- B. Debra Allen Property: A letter will be prepared and sent to Mrs. Allen with a response time of ten days outlining a timeline to address the issues brought to her attention regarding the submission of a subdivision plan.
- C. Sewer System Bonding Requirements: Motion to remove from the agenda made by Mr. Saunders. Second by Mr. Kerr. All in favor to remove from agenda. Motion carried.
- D. Intergovernmental Agreement with Portersville Borough/Muddy Creek Township: Mr. Saunders will provide the rough draft to Portersville Borough for review. Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- E. Keystone Municipal Services: Mr. Smith informed the board that the township needs to appoint an appeals board according to the rules and regulations received by Keystone Municipal Services. Motion to remove from the agenda made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- F. Purchasing Procedures: Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- G. Levis Road/Road Bonding: Mr. Saunders will obtain quotes for lesser number of roads. Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- H. Ordinance 41 Violation: Mrs. Livermore received a phone call from Mr. Geibel and he stated that he is working to clean up the property. Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.

NEW BUSINESS:

- A. Portersville Fire Department: Motion to accept the financial report submitted by PFD for 2008 and make payment to the PFD for Fire Tax Monies received made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- B. Road Department Building Roof Repair: Mr. Saunders reported that one estimate to repair the roof at the road dept building was between \$8,000 and \$10,000. They are waiting for two other estimates.

SOLICITORS COMMENTS: None

SECRETARY'S COMMENTS: Mrs. Livermore requested approval to spend \$95.00 for Webinar training held by PSAB on Nov. 5, 12, 19 on Municipal Secretary training. Motion by Mr. Saunders to approve expenditure of \$95.00. Second by Mr. Kerr. All in favor. Motion carried.

Motion by Mr. Kerr to enter into executive session for personnel discussion made at 7:50 PM. Second by Mr. Saunders. All in favor. Motion carried.

Motion by Mr. Saunders to end executive session made at 8:10 PM. Second by Mr. Kerr. All in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Saunders at 8:10 PM to adjourn, second Mr. Kerr. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Sean Gramz

Kelly A. Livermore, Secretary/Treasurer

(Seal)