



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
May 19, 2021
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:00 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, Mr. Tom Thompson and Ms. Marissa Rasp 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:

Eddie Trizzino	Larry Goble
Keith Wehr	Keith Mikes
Tom Rexford	Steve Parson
Ron Parson	Todd Wehr
Chris Galbreath	

Keith Mikes: Cul-da-sac – The board stated an agreement needs written up by an Attorney to review including the following items:

- 1.) The township could work the 100ft of roadway with Cul-da-sac into the bid with touch up work on the roads possibly in 2022.
- 2.) You may sign with your builder and start building your home but we cannot guarantee a price for the work needed to be done to the Cul-da-sac due to time frame.
- 3.) Due to Sonntag bid being over \$50,000 more than originally quoted from the township, Mr. Thompson requested that Mr. Mikes do the grubbing and clearing of the area over the next year (leave stumps) to save him close to \$16,000 in which he agreed upon.

Galbreath Subdivision: A motion was made by Mr. Saunders to approve the subdivision plan contingent upon:

- 1.) DEP approval of sewage module
- 2.) Muddy Creek Planning commission approval

Mr. Jesteadt seconded the motion. All in favor. Motion carried.

Bear Run Campground: A motion was made by Mr. Saunders to grant Mr. Wehr a 90 day extension for the Engineer to review the plans and changes to be made. Mr. Saunders made another motion to remove the cease and desist order due to good behavior and efforts. Mr. Jesteadt seconded both motions. All in favor. Motion carried.

Dorothy and Nathan Nye: A motion was made by Mr. Saunders to sign the plan. Seconded by Mr. Kerr. All in favor. Motion carried.

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

If the conditions are completed prior to the June 16, 2021 Board of Supervisors meeting, the plan and traffic signal plan can be signed outside of the meeting. Mr. Kerr seconded the motion. 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 April, 2021. Seconded by Mr. Jesteadt. All in favor. Motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. General Fund checks (GF:13731 - 13764) (Void: 13714, 13713, 13750); Payroll (4/29/21, 5/13/21); Electric 5/15/21. Seconded by Mr. Jesteadt. All in favor. Motion carried.

2021 Fee Schedule Amendment approved.

MINUTES:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the April 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:

Bauder School Road Pipe damage: A motion was made by Mr. Saunders to send another Certified letter to the property owner stating the payment plan arrangement that was agreed upon between the board and Mr. Parsons which is \$100.00 for 7 months. Mr. Kerr seconded the motion. All in favor. Motion carried.

Bond Burnside Road : A motion was made by Mr. Saunders to send a Certified letter to the property owner stating the laws and regulations from our Attorney, Mr. Smith Mr. Kerr seconded the motion. All in favor. Motion carried.

Flinner Road – A motion was made by Mr. Saunders to send a certified letter informing the property owner to attend the next board meeting or pay in full for the damages by the next board meeting. Mr. Jesteadt seconded the motion. All in favor. Motion carried.

PERMITS:

Building:

Notaro, James – 462 Stanford Rd – Pool

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.

Septic:

Demolition:

Woodward, William – Lake Arthur Estates - demo
Spartan Inc. – Lake Arthur Estates - demo

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.

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.

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:

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES:

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:06 PM. Second 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)