



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

June 17, 2020

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. Robert Jesteadt, Mr. Rick Saunders, and Mrs. Kelly Livermore was present. Mr. Thomas Smith 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.

PUBLIC COMMENT/VISITORS:

Nick DiBiase	Darla DiBiase
Sandi Cox	Josh Reinert
Gary Miller	Mike Tomasovich
Todd Wier	Keith Wier

TREASURER'S REPORT:

A motion was made by Mr. Saunders to accept the treasurer's report for the month of May, 2020. 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:13386-13417: Void: 13388, 13412); Payroll (5/28/20, 6/11/20); Electric 6/17/20. 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 May 20, 2020 meeting minutes. All in favor. Motion carried.

CORRESPONDENCE:

Local 66 Pension: Annual Fund report
Gateway Engineer: Act 14, 67, 68 and 127 Notifications (NPDES Permit)
PUC: Gas Well Permit

COMMITTEE UPDATES:

PLANNING COMMISSION:

Dibiase/Dunmire Plan: A motion was made by Mr. Kerr and seconded by Mr. Jesteadt to approve the two-foot waiver request Section 403.02(1). All in favor. Motion carried.

A motion was made by Mr. Kerr and seconded by Mr. Saunders to approve the soils classification waiver request Section 403.02.(15). All in favor. Motion carried.

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt for a conditional approval of the preliminary/final lot line revision plan with the following conditions: 1. Septic permit J33476 needs added to the plan for lot 4F94-11, 2. PennDOT Highway Occupancy notice needs added to the plan, 3. Easement right of way lines, indicating bearings and distances,

widths and use of easement need added to the plan. Mr. Kerr is approved the sign the plan outside the meeting. All in favor. Motion carried.

Merriman Plan #4: A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to waive Section 603.01J when Mr. Miller submits the required documentation of either a deed or recorded maintenance agreement for Merriman Lane for each parcel in the Merriman Plan of lots accessing Merriman Lane. All in favor. Motion carried. A motion was made to provide conditional approval of the preliminary/final subdivision plan with the following conditions.

1. Article IV, Paragraph 403.02B(1): Parcels 1 and 14 shall have addresses provided on the drawings.
2. Article IV, Paragraph 404.02 A (5): A private lane notice shall be added to the drawing for Lakeside Lane (please note that Lakeside is one word). The existing Merriman maintenance contract needs amended to account for parcel 14. It should also be noted that no further development of Merriman Lane lots will be approved.
3. Article IV, Paragraph 403.02.C and 404.02.C (1): The septic system permit number for parcel 1 should be provided if the dwelling was constructed after May 15, 1972. If the septic was constructed prior to May 15, 1972, please note on the plan.
4. DEP approval of the Sewage Planning Module.
5. Approval of the Private Lane Sign Agreement.

Mr. Kerr is approved to sign the plan outside of the meeting. All in favor. Motion carried.

Thoroughbred Development: A motion was made by Mr. Kerr and seconded by Mr. Saunders to approve the preliminary land development plan. All in favor. Motion carried.

EMERGENCY SERVICES: A motion was made by Mr. Kerr and seconded by Mr. Saunders identify Marnie Chuba as the Pandemic Safety Officer. All in favor. Motion carried.

ROAD DEPARTMENT REPORT:

Badger Hill Road (Bear Run Campground): Mr. Todd Wier and Mr. Keith Wier were present to discuss the status of the stormwater plan.

Grader Tires: A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the purchase of tire at a cost of \$2,575 (Skander Tires). All in favor. Motion carried.

Badger Hill Signage: A request was made to post speed limit signs on Badger Hill Road. An engineer study is needed to post the signage. No action.

Paving: Badger Hill, Kern Road and Pleasant Valley ext. is scheduled for July 8, 2020 and July 9, 2020. Badger Hill will be closed on July 8, 2020 from 8:00 AM to 4:00 PM. Kern Road will be closed partial on July 8, 2020 and all day on July 9, 2020.

PERMITS:

Septic:

Sewage Hardship: (Pfeifer Road): The owner will be contact to confirm who will be living in the trailer and the justification for the request.

Flinner Road: New

Wallace Road: New

Stanford/Yellow Creek: New

116 Pleasant Valley Rd: Repair

Building:
124 Kildoo: Ag Building (Assessment)
1761 Perry Highway: Deck
148 Ragan Road: Swimming Pool
285 W. Park Road: Swimming Pool
100 Albert Drive: Deck
971 Yellow Creek Road: Ag Building (Assessment)
115 Kerry Lane; Garage (Assessment)
109 Ragan Road: Swimming Pool

Driveway:
Flinner: New
Stanford Road: Cease and Desist.

Over Posted Weight: Burnside (Dodson): Cease and desist issued.

UNFINISHED BUSINESS:

Communications Tower Ordinance and Subdivision and Land Development Ordinance: A motion to table was made by Mr. Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.

A motion to table the following made by Mr. Saunders and seconded by Mr. Jesteadt.

Code Enforcement: Mrs. Cox was present and discussed the code enforcement process.

Portersville Boundary (Brenneman Road): No Action

Armstrong Service (Stanford Road): No Action

NEW BUSINESS: None

SOLICITOR'S COMMENTS: Absent

SECRETARY'S COMMENTS: None

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES: A motion was made by Mr. Kerr and seconded by Mr. Saunders to enter executive session at 8:22 PM. All in favor. A motion to exit executive session at 8: 24 PM was made by Mr. Kerr and seconded by Mr. Saunders. All in favor.

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the completion of Mr. Lunn on June 21, 2020. All in favor. Motion carried.

ADJOURNMENT: Motion by Mr. Jesteadt to adjourn at 8:25 PM. Second by Mr. Saunders. 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)