

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

July 18, 2012

7:00 PM

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:07 PM by Mr. Dale Kerr. Pledge of Allegiance was recited.

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

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: Mr. Bill Stanley

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

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Kerr to accept the June 20, 2012 minutes. Second by Mr. Jesteadt. All in favor. Motion carried. Mr. Saunders abstained due to his absence at the June meeting.

CORRESPONDENCE:

Rex Energy: Meet and Greet/Mix and Mingle Event July 28

PADEP: Planning Module for New Land Development (Sewage Treatment Plant)

Geokinetics: Release of Road Bond from 2011 A motion was made by Mr. Kerr to release the road bond to Geokinetics. Second by Mr. Jesteadt. All in favor. Motion carried.

Shell: Well Permit Worth Township (Drake)

Bronder Technical Services: Annual Contract Renewal A motion was made by Mr. Kerr to renew the annual maintenance contract with Bronder Technical Services for traffic signals on Route 422. The rate to remain the same. Second by Mr. Jesteadt. All in favor. Motion carried

COG: The 2011 Annual Report is available in the office.

BCTCC: Notification that Centax is experiencing difficulties with distribution of earned income tax.

PennDOT: Change in the plans for the I-79 bridge replacement. Penndot is not going to install a temporary I-79 North on ramp. The proposed detour is SR 422 to SR19 to SR208 to I-79 North Bound. A letter will be sent to Penndot in response to the proposed detour. Concern will be expressed regarding the amount of extra traffic passing through Leesburg and the length of the detour.

Berkheimer EIT Audit for 2011. The Audit is available in the township office.

Gary Hite: MCT resident interested in UCC Appeals Board, Planning Commission and Auditor position. Mr. Saunders made a motion to appoint Mr. Hite to the planning commission as an alternate to complete Mr. Badger term and to the UCC Appeals Board for Muddy Creek Township. Second by Mr. Kerr. All in favor. Motion carried. Mr. Hite

term on the Planning Commission will begin upon receipt of Mr. Badger's resignation letter.

PSATS Legislative News Update: State Fine Money: Municipalities that have a population of 3000 or less or provide at least 40 hours per week of police service may continue to receive revenue from state police fines. Act 87 of 2012 lengthens the time period for approvals under the permit extension act for an additional three years until July 2, 2012. It also imposes a gas drilling moratorium in portions of Bucks and Montgomery County. Natural gas storage fields are reaching their capacity. Land Use modification to the MPC requiring the township to provide a monthly report to the school district superintendent if they approved a plan for residential development during the preceding month.

Board of Assessment: Application for exemption from real estate taxation (township property mineral rights)

PUBLIC COMMENT: None

COMMITTEE UPDATES:

Planning Commission:

No quorum, the meeting was cancelled.

BCATO:

No meeting scheduled until September, 2012.

COG:

No meeting.

ROAD DEPARTMENT REPORT:

- A. Borough Roads: There has been no action on the proposed addendum to the maintenance agreement.
- B. Protech Asphalt: The bond company will contact the township regarding the proposal to Mr. Lang.

OLD BUSINESS:

- A. Flood Management Ordinance: A motion to table was made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- B. UCC Appeals Board. Motion to table made by Mr. Kerr. Second by Mr. Saunders. All in favor. Motion carried.
- C. Indemnity Agreement for HOP: Motion to table made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.

NEW BUSINESS:

- A. Township Building: A motion was made by Mr. Kerr to rent a bulldozer for the road workers to prepare the Stanford Road Site for \$1,250 per week from OX Bow Equipment. Second by Mr. Jesteadt. All in favor. Motion carried.

SOLICITORS COMMENTS: None

SECRETARY'S COMMENTS: None

Executive Session: Mr. Saunders made a motion to enter into executive session at 7:38 PM to discuss personnel. Second by Mr. Kerr. All in favor. Motion carried.

Motion was made by Mr. Saunders at 7:48 PM to end the executive session. Second by Mr. Jesteadt. All in favor. Motion carried.

A motion to hire beginning September 4, 2012 Mr. Joe Reich for Road Worker II position was made by Mr. Jesteadt. Second by Mr. Kerr. All in favor. Motion carried. Mr. Saunders abstained due to not participating in the interview process.

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:54 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
July 31, 2012 (Special Meeting)
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. Dale Kerr, Mr. Robert Jesteadt, Sr., Mr. Rick Saunders Mr. Thomas Smith and Mrs. Kelly Livermore.

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: Mr. Bob Swartwout, Tom Thompson

CORRESPONDENCE: None

PUBLIC COMMENT: None

COMMITTEE UPDATES: None

OLD BUSINESS:

- A. Township Building: Discussion was held with the engineer regarding the maintenance garage. Mr. Thompson will prepare documents for bidding.
- B. Protech Asphalt: The township has requested a detail of the proposed repair locations and size. The cost of the repair can be derived from that information.

NEW BUSINESS: None

SOLICITORS COMMENTS: None

SECRETARY'S COMMENTS: August 3, 2012 is Bob Swartwout's last day. Mrs. Livermore reviewed the projects that Mr. Swartwout has been working on this summer. The Board thanked him for his service and wished him Best of Luck when he returned to college.

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:03 PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Rick Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer