



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
September 15, 2021
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 6:59 PM by Mr. Saunders. Pledge of Allegiance was recited.

ROLL CALL: Those present included Mr. Robert Jesteadt, Mr. Rick Saunders, Mr. Thomas Smith, and Mrs. Abbie Flinner.

NOTICE OF RECORDING POLICY: Mr. Saunders requested for anyone in the meeting to acknowledge the use of a recording device. No one acknowledged a recording device.

PUBLIC COMMENT/VISITORS:

Kirk Brethauer
Larry Coble

Kirk Brethauer – Mr. Brethauer inquired about multiple municipal issues, and also provided information regarding an upcoming webinar discussing the American Relief Act Funds.

TREASURER'S REPORT:

A motion was made by Mr. Saunders to approve the Treasurer's report for August 2021 and the amended report for July 2021. Mr. Jesteadt seconded the motion. All in favor, motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Jesteadt to pay the bills (General Fund: 13852-13883 (Void: 13826;13874; 13874); (Fire Tax Fund: 13880); Payroll (9/2/21, 9/16/21); (Electric- 9/10/21) Second by Mr. Saunders. All in favor. Motion carried.

Mr. Kerr entered the session at approximately 7:10 PM and took over as chair at approximately 7:15 PM.

MINUTES:

A motion was made by Mr. Saunders and seconded by Mr. Jesteadt to approve the minutes for the August 3, 2021 meeting. All in favor. Motion carried.

CORRESPONDENCE:

Shields Paving – letter was sent 9/8/21.

Keith & Hallie Mikes – Developer's agreement – A motion was made by Mr. Kerr to accept the Mikes Developer's agreement . This motion was seconded by Mr. Jesteadt. Mr. Saunders abstained from voting due to a distant familial relationship with the Mikes. All in favor. Motion carried.

COMMITTEE UPDATES:

PLANNING COMMISSION: No meeting in September

ROAD DEPARTMENT REPORT:

Updates were provided regarding current road projects/concerns. Additionally, a new stormwater project on Yellow Creek Rd. was discussed. Potential sources of funding and project costs were explored.

PERMITS:

OWV: Geopetro, LLC – permit to expire 10/21/21- Mr. Saunders motioned that a letter be sent to Geopetro informing them that they will need to renew their permit, agreement, and bond if they are continuing to utilize portions of Cheeseman Rd. This was seconded by Mr. Jesteadt. All were in favor. The motion carried.

UNFINISHED BUSINESS:

Solicitation Ordinance/Transient Retail Business Ordinance: A motion to remove the Solicitation Ordinance and Transient Retail Business Ordinance from the agenda and address concerns regarding issues caused by transient business events by other means was made by Mr. Saunders and seconded by Mr. Kerr. All in favor. The motion carried.

The Coronavirus Fiscal Recovery Account: A motion was made by Mr. Kerr to establish the Muddy Creek Twp. Coronavirus Fiscal Recovery Account. This motion was seconded by Mr. Jesteadt. All in favor. The motion carried.

NEW BUSINESS:

Trick-or-Treat: A motion to schedule trick-or-treat in Muddy Creek Twp. for Sunday, October 31, 2021 from 5:00 – 6:30 pm was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. The motion carried.

Resolution #2021-13: Berkheimer Resolution – Mr. Saunders made a motion to sign the Berkheimer Resolution allowing the Secretary/Treasurer, Abbie Flinner, to be designated as the authorized representative for dealings with Berkheimer. This motion was seconded by Mr. Jesteadt. All in favor. The motion carried.

MMO: 2022 Pension Obligation: The estimated pension obligation for 2022 is \$14,740.00. A motion to accept the estimated pension obligation was made by Mr. Saunders and seconded by Mr. Jesteadt. All were in favor. The motion carried.

Former Personnel Issues: Mr. Saunders made a motion to disregard the stipend owed to the township by Ms. Rasp. This motion was seconded by Mr. Jesteadt. All in favor. Motion carried.

Additional Item: A motion was made by Mr. Saunders to add “Abbie Flinner becoming a notary” to the agenda. This item was not originally on the agenda because Mr. Saunders was not able to discuss it with Mrs. Flinner prior to the meeting. Mr. Jesteadt seconded this motion. All in favor. The motion carried, and the item was added to the Agenda

Notary: A motion was made by Mr. Saunders that Abbie Flinner take classes and become a notary with the expense of this endeavor to be paid by the township. Mr. Jesteadt seconded this motion. All in favor. The motion carried.

American Rescue Plan – It was advised that discussions regarding this matter be held until the final regulations are released (projected to be released Oct. 15, 2021).

SOLICITOR’S COMMENTS: Mr. Smith provided Mrs. Flinner with education regarding proper documentation of Executive session, noting that in the case of the August 18, 2021 meeting minutes, there is an exception, as Mr. Saunders had requested that the discussion held during executive session was to be noted for the record.

SECRETARY’S COMMENTS: None

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 8:27 PM. Seconded by Mr. Saunders. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Abbie M. Flinner, Secretary/Treasurer

Eric “Rick” Saunders

(Seal)

Robert J. Jesteadt, Sr.