



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
November 15, 2023
7:00 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 7:00 PM by Mr. Dale Kerr. The Pledge of Allegiance was recited.

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

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:

Ladawn Vankirk – Vankirk/Dempsey Subdivision Plan
Kim Dempsey – Vankirk/Dempsey Subdivision Plan
Tammy Ranalli – Survey Tech – Giustini Subdivision Plan
Rodney Dempsey – Desuta Land Development/Stormwater Management Plan
Eric Dougherty – Beran Engineering - Desuta Land Development/Stormwater Management Plan
Larry Coble
Dale Hall
Jay Wack

TREASURER'S REPORT:

A motion was made by Mr. Saunders to approve the Treasurer's Report for October, 2023. Mr. Jesteadt seconded the motion. All in favor, motion carried.

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills. (General Fund: 14564 - 14589); Payroll (10/26/23,11/09/23); (Electric- 11/13/2023 -storage and main) Second by Mr. Jesteadt. All in favor, motion carried.

MINUTES:

A motion to approve the October 18, 2023 minutes was made by Mr. Jesteadt and seconded by Mr. Saunders. All in favor, motion carried.

CORRESPONDENCE:

Thomas Smith – Letter of Interest – 2024 Township Solicitor Appointment

Cindy Speer - Letter of Interest – 2024 EMA Coordinator Appointment

PSATS – 2024 UC Rate – the new rate for 2024 will be 8.45%

LSSE – Newsletter highlighting merger with Senate Engineering

BCTCC – Letter outlining fees for 2024 LST & EIT collection by Berkheimer

CORRESPONDENCE (cont.):

Todd Thomas – Request for a building permit extension – Mr. Kerr made a motion to approve a six month extension for UCC Building Permit 28-2022. Mr. Jesteadt seconded the motion. All in favor, motion carried.

COMMITTEE UPDATES:

PLANNING COMMISSION:

Vankirk/Dempsey Subdivision Plan – Mr. Saunders made a motion to approve the request for a non-building waiver to be placed on Lot #2. Mr. Jesteadt seconded the motion. All in favor, motion carried. Mr. Saunders made another motion to approve the request for a waiver for providing contours at 2’ intervals on the plan. Mr. Jesteadt seconded the motion. All in favor, motion carried. Mr. Saunders made another motion to approve the request for a waiver for providing soil classifications on the plan. Mr. Jesteadt seconded the motion. All in favor, motion carried. Finally, Mr. Saunders made a motion to approve the Vankirk/Dempsey Subdivision Plan. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Guistini Subdivision Plan – Mr. Saunders made a motion to approve the Guistini Subdivision plan, contingent upon receipt of proof of approval of sewage planning from PADEP. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Desuta Land Development/Stormwater Management – Preliminary Plan – Mr. Saunders made a motion to approve the Desuta Land Development/Stormwater Management Plan, contingent upon compliance with the recommendations set forth by the November 7, 2023 Gannett Fleming Letter. Mr. Jesteadt seconded the motion. All in favor, motion carried.

EMERGENCY SERVICES: No report

ROAD DEPARTMENT REPORT:

Road reports were reviewed. Estimates for 2024 Road project were also reviewed.

PERMITS:

Building:

- 360 Stanford Road – Pole Barn (Agricultural Building) – Assessment Permit – Issued
- 172 Burnside Road – Addition to Barn (Agricultural Building) - Assessment Permit – Issued
- 370 Pfeifer Road – Addition and External Garage – UCC – Issued
- 411 Stone Church Road – Garage – UCC - Issued

Septic:

- 221 E. Portersville Road
- 1718 Perry Highway – Commercial – Holding Tank

UNFINISHED BUSINESS:

Generator – Mr. Saunders made a motion to accept the COSTARS Cummins Generator Quote as prepared by Schaedler Yesco. Mr. Jesteadt seconded the motion. All in favor, motion carried.

NEW BUSINESS:

2024 Budget – The Board reviewed the 2024 proposed budget. Mr. Saunders made a motion to accept the 2024 proposed budget as written as the 2024 Preliminary Budget. Mr. Jesteadt seconded the motion. All in favor, motion carried. Mr. Saunders made an additional motion to advertise the 2024 Preliminary Budget. Mr. Jesteadt seconded this motion. All in favor, motion carried.

NEW BUSINESS (cont.):

2024-2026 Union Contract – Mr. Saunders made a motion to accept the 2024-2026 International Union of Operating Engineers Contract as written. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Dietrich/Eisler Granny Flat Exemption Renewal – Mr. Saunders made a motion to renew the Dietrich/Eisler Granny Flat Exemption, contingent upon a the passing of an annual inspection preformed by the township’s Sewage Enforcement Officer. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Non-Compliance Issues

156 Stanford Road – Mr. Saunders made a motion to send two copies of a letter (one certified and the other first class), outlining the requirements set forth in the June 2, 2023 Gannett Fleming letter, as we as requesting that the property owner attend the December 20, 2023 Board of Supervisors meeting to discuss plans for addressing these requirements. Mr. Kerr seconded the motion. All in favor, motion carried. Mr. Saunders made an additional motion to contact PADEP and report that there is an unpermitted stream encloser on the property. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Happy Hooker Towing – Mr. Saunders made a motion to send two copies of a letter (one certified and one first class) stating that the OWV permit application, agreement, and fee must be received by the township prior to the next Board of Supervisors meeting, or his permit will be revoked. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Traffic Maintenance Reimbursement – Mr. Saunders made a motion to purchase a “suitcase” generator and add this expense, as well as the past due and currently due reimbursement expenses to the next invoice to be sent to “Mega Truck Stop”. Mr. Jesteadt seconded the motion. All in favor, motion carried.

Additional Item: Mr. Saunders made a motion to add, “Meeting Time Change” to the agenda. This item was not previously on the agenda because Mr. Saunders had not yet received notice that his work schedule would be changing at the time the agenda was created. Mr. Jesteadt seconded this motion. All in favor, motion carried.

Meeting Time Change – Mr. Saunders made a motion to change the time of the December 20, 2023 Board of Supervisors meeting from 7:00 pm to 1:00 pm. This time change is to be advertised in the Butler Eagle, as required by the Second Class Township Code. Mr. Jesteadt seconded this motion. All in favor, motion carried.

SOLICITOR’S COMMENTS: None.

SECRETARY’S COMMENTS: None.

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 8:13 PM. Seconded by Mr. Jesteadt. All in favor, motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Abbie M. Flinner, Secretary/Treasurer

Eric "Rick" Saunders

Robert J. Jesteadt, Sr.

(Seal)



**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS
SPECIAL MEETING
November 29, 2023
12:30 PM**

CALL TO ORDER: The Muddy Creek Township Board of Supervisors was called to order at 12:30 PM by Mr. Dale Kerr. The Pledge of Allegiance was recited.

ROLL CALL: Those present included Mr. Dale Kerr, Mr. Rick Saunders, Mr. Robert Jesteadt, and Mrs. Abbie Flinger.

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:
None

NEW BUSINESS:
Resolution 2023-12: Local Share Account – Statewide Authorized Official Resolution – Mr. Saunders made a motion to adopt Resolution 2023-12, allowing for the request of a Statewide Local Share Assessment Grant and designating Mr. Dale Kerr and Mrs. Abbie Flinger as the officials authorized to execute all documents and agreements between Muddy Creek Township and the Commonwealth Financing Authority. This motion was seconded by Mr. Jesteadt. All in favor; motion carried.

SOLICITOR’S COMMENTS: None.

SECRETARY’S COMMENTS: None.

ADJOURNMENT: Motion by Mr. Kerr to adjourn at 12:35 PM. Seconded by Mr. Saunders. All in favor, motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Abbie M. Flinger, Secretary/Treasurer

Eric “Rick” Saunders

Robert J. Jesteadt, Sr.

(Seal)