

**MUDDY CREEK TOWNSHIP
BOARD OF SUPERVISORS**

August 21, 2013

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. Rick Saunders, Mr. Robert Jesteadt, 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: Dan Mills, Chris Pritts, Jay Wack

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

ADMINISTRATIVE ACTION (Invoices): Motion made by Mr. Saunders to pay the bills General Fund checks (10754-10784), Fire Fund (1041), Highway Aid (719-720). Second by Mr. Jesteadt. All in favor. Motion carried.

MINUTES: Motion made by Mr. Saunders with a second by Mr. Jesteadt to adopt the July 17, 2013 meeting minutes. All in favor. Motion carried.

CORRESPONDENCE:

Butler County Property and Revenue: Requests that the copies of the County Building Permits be submitted in a timely fashion.

FEMA: Meeting regarding the update FIRM. September 5, 2013. Mr. Smith and Mrs. Livermore will be attending. The ordinance was previously submitted to DCED and is approximately 85% completed.

EMC: Loss Control Survey

Butler County Election Bureau: Notification that vacancies filled by nomination certificates.

Redevelopment Authority of Butler County: Blight Mitigation information.

PUBLIC COMMENT: None

COMMITTEE UPDATES:

- **Planning Commission:**
WACK/SCHANDELMEIER LOT LINE: No meeting due to lack of quorum. Mr. Wack was present to have his lot line revision plan reviewed. It was reviewed by two members. Mr. Wack is requesting for the Board to review it so that he can obtain a building permit. A motion was made by Mr. Saunders to waive the alternate site requirement and approve the plan contingent upon the recommendation of the MCPC at the September meeting. Second by Mr. Jesteadt. All in favor. Motion carried.

DESUTA LAND DEVELOPMENT: A motion to table the review of the Desuta land development plan and continue the cease and desist was made by Mr. Saunders and seconded by Mr. Kerr. All in favor. Motion carried.

- BCATO:
No summer meetings.
- COG:
No report.
- ACT 32 COMMITTEE:
No report.
- AGRICULTURE SECURITY AREA ADVISORY BOARD:
The board met on August 13, 2013 and approved the addition of the Grubb Farm. Two parcels are not eligible (Frank Smith's parcel which was sold, and Tina Sloan which was a new request for 2013). The planning commission will review at the September meeting.

ROAD DEPARTMENT REPORT:

- A. Red Truck: The highest bid through Municibid was \$12, 500. A motion was made by Mr. Saunders to award the bid to the highest bidder. If the highest bidder does not accept the bid, the bid will be awarded to the second highest bidder at \$12,400. Second by Mr. Jesteadt. All in favor. Motion carried.
- B. Bauder Mill Road: The County Bridge Engineer was on site to study the bridge as requested. A copy of the report was provided.
- C. Bauder Mill Stormwater: Mr. Mills was present to discuss the installation of a 12" pipe on his property. Mr. Mills stated that a 9" pipe was installed 50 years ago. In approximately 1999 or 2000, he met with then Road Master and Supervisors Mr. Don Hutchins and Road Foreman Larry Flinner to approve the replacement of the 9" pipe with a 12" pipe with the ground graded to come through the yard to the catch basin. Mr. Mills feels that if the rocks from the recently graded ditch did not obstruct the pipe there would not be a problem.
- D. Logging Over Posted Weight Permit: A motion was made by Saunders and seconded by Mr. Kerr to release the SES bond. All in favor. Motion carried.

PERMITS ISSUED:

Building Permits:

514 Stone Church Road (garage)
118 Miller Road (above ground pool)
222 E. Portersville Road (SFD Addition)
122 Fisher Road (Communication Tower)

OLD BUSINESS:

- A. Indemnity Agreement for HOP: Motion to table made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried. Mrs. Livermore will send a copy of the agreement to the board for review.
- B. Intermunicipal Agreement Ordinance: A motion to advertize the ordinance was made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.

- C. Junk Cars: Mr. Saunders made a motion for Mrs. Livermore to contact the property owner by phone to inform him that the township will begin the violation process. If the property owner is not reached, a violation will be filed in accordance with the Ordinance. Second by Mr. Jesteadt. All in favor. Motion carried.

NEW BUSINESS:

- A. Pilot Traffic Signals: Mr. Saunders motioned for Bronder to install the video detection system at the signals located at Pilot and State Route 422 with the invoice to be sent to the township. The township will invoice Pilot for the cost of the equipment and installation. Second by Mr. Jesteadt. All in favor. Motion carried. Mr. Robinson from Bronder also contacted the township to make them aware that the signals at I 79 and State Route 422 was left on the blinker mode after the fireworks program. He responded to change the signal control.
- B. Cease and Desist: A cease and desist order was issued to Dave Desuta to stop all work on the property of 1568/1570 Perry Highway until a land development plan, grading permit and stormwater management plan is approved.
- C. Sewage Holding Tank: A temporary holding tank agreement was distributed for approval. Motion to table made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- D. Newsletter: The township newsletter was submitted to PSATS Communication contest.
- E. Kretzler (Stanford Road): A septic permit was issued for the issue.
- F. Building Permit Extension: Mchattie (2008) addition. A motion to approve the request extending the permit until 10.31.13 was made by Mr. Saunders and seconded by Mr. Jesteadt. All in favor. Motion carried.
- G. Township Logo: A motion to approve the township logo was made by Mr. Kerr and seconded by Mr. Saunders. All in favor.
- H. Noise Complaint. A written complaint was received regarding the noise from the Fireworks and events at Coopers Lake. The complaint was forwarded to the tourism bureau.
- I. 2014 Pension Obligation: The estimated minimum pension obligation for 2014 is \$7,752.00. A motion to accept the estimate made by Mr. Saunders. Second by Mr. Kerr. All in favor. Motion carried.
- J. 2014 Budget Approval Schedule:
- | | |
|-----------------|------------------------------------|
| <u>Oct 16:</u> | Draft Budget |
| <u>Nov 20:</u> | Approval Draft/Advertise |
| <u>Nov 28:</u> | Advertise Budget for Public Review |
| <u>Dec. 18:</u> | Adopt Budget |
- K. Spray License: Motion by Mr. Kerr to approve for Joe Reich to obtain a spray license. Second by Mr. Saunders. All in favor. Motion carried.
- L. Pumping Agreement: A motion to approve the agreement with Cousins to pump the septic tanks at the garage was made by Mr. Saunders. Second by Mr. Jesteadt. All in favor. Motion carried.
- M. Extended Hours: A motion was made by Mr. Saunders to keep Mrs. Chuba on the payroll for 16 hours per month to continue researching/filing permits. Second by Mr. Kerr. All in favor. Motion carried.
- N. Thank you Letter: Mrs. Livermore was asked to send a letter thanking the Sheriff for keeping the residents safe during the fireworks convention.

SOLICITORS COMMENTS: None.

SECRETARY'S COMMENTS: None

ADJOURNMENT: Motion by Mr. Saunders to adjourn at 8:20PM. Second by Mr. Jesteadt. All in favor. Motion carried.

MUDDY CREEK TOWNSHIP SUPERVISORS

Dale Kerr, Chairman

Eric "Rick" Saunders

Robert J. Jesteadt, Sr.

Kelly A. Livermore, Secretary/Treasurer

(Seal)