The reorganization meeting of the Board of Supervisors of Bear Creek Township was held January 5,1998 at 7:30 P.M. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.
NEW ELECTED OFFICIALS...Tyrone G. Gayeski, Supervisor, Marjorie Kresge, Tax Collector and Joann Colleran, Auditor were swore in by Magistrate Bernard Henderzak prior to the meeting.

Mr. Gatcha, Chairman declared all positions vacant.

TEMPORARY CHAIRMAN...Mr. Speicher moved to appoint Mr. Gayeski as temporary chairman, seconded by Mr. Gatcha. Vote unanimous.
TEMPORARY SECRETARY...Mr. Gayeski moved to appoint Mr. Speicher temporary secretary, seconded by Mr. Speicher. Vote unanimous.
CHAIRMAN...Mr. Speicher moved to appoint Mr. Gatcha as chairman, seconded by Mr. Gayeski Vote unanimous.
VICE CHAIRMAN...Mr. Gatcha moved to appoint Mr. Speicher as vice chairman, Mr. Speicher declined the position. Mr. Gayeski stated the township can not operate without a vice chairman and declared that he would assume the position as well. He stated should the chairman miss the meeting vice chairman would assume the position of chairman. Atty Hoegen stated there should be a vice chairman. No the vote Mr. Gatcha yes, Mr. Gayeski yes and Mr. Speicher abstained.

SECRETARY TREASURER..Mr. Gatcha moved to appoint Bonnie J. Wasilewski as secretary treasurer, seconded by Mr. Gayeski. Vote unanimous.

SOLICITOR...Mr. Gatcha moved to appoint Atty Hoegen as solicitor for the Board of Supervisors, seconded by Mr. Speicher. Vote unanimous.
CODE ENFORCEMENT...Mr. Gatcha moved to appoint Michael Spak as Code Enforcement officer seconded by MR. Speicher. Vote unanimous
Mr. Gatcha moved to appoint Frank Egenski as SEO for the township and alternates Brain Egenski and Robert Johnson, seconded by Mr. Gayeski vote unanimous.
ZONING HEARING SOLICITOR...Mr. Gatcha moved to appoint Harry Mattern as solicitor for the zoning hearing board. Seconded by Mr. Speicher, vote Mr. Gatcha yes, Mr. Speicher, yes and Mr. Gayeski abstained.
DEPOSITORY...Mr. Gatcha moved to appoint PNC Bank as depository for General Funds savings and checking accounts, seconded by Mr. Gayeski. Vote unanimous.

LABOR WORK...Mr. Gayeski moved to appoint Mr. Gatcha to do labor work when needed, seconded by Mr. Speicher. Vote unanimous. Mr. Speicher moved to appoint Mr. Gayeski to do labor work when needed, seconded by Mr. Gatcha. Vote unanimous. Mr. Gatcha moved to appoint Mr. Speicher to do labor work when needed, seconded by Mr. Gayeski vote unanimous.
ROADMASTER...Mr. Gatcha moved to appoint Mr. Gayeski as roadmaster, seconded by Mr. Gayeski on the Vote...Mr. Gayeski, yes Mr. Speicher, abstained, and Mr. Gatcha yes. Vote passed.

REGULAR MEETINGS..Mr. Gatcha moved to hold regular meetings on the first Tuesday of each month at 7:30 P.M. seconded by Mr. Gayeski . Vote unanimous.
SEMI MONTHLY MEETING....Mr. Gatcha moved to hold semi monthly meetings on the last Monday of each month at 7:30 P.M. seconded by Mr. Gayeski vote unanimous.

SIGN PAPERS AND CHECKS...Mr. Gatcha moved to have all supervisors sign checks and papers regarding township business when needed. seconded by Mr. Gayeski. vote unanimous.

SECRETARY PLANNING BOARD...Mr. Gatcha moved to appoint Mrs. Dorothy Mack as secretary for the planning board. seconded by Mr. Gayeski. Vote unanimous.
PLANNING BOARD APPOINTMENT...Mr. Gatcha moved to appoint Mr. Joseph Yenchik to the Planning Board to replace Louis LaBar. Seconded by Mr. Gayeski vote unanimous.

ZONING BOARD APPOINTMENT...Mr. Gatcha moved to reappoint Mr. Michael Grouke to the Zoning Hearing Board, seconded by Mr. Speicher. Vote unanimous.
MILEAGE..Mr. Gatcha moved to pay state requirements (IRS) mileage rate for the year 1998, seconded by Mr. Gayeski vote unanimous.

FEE SCHEDULE...Mr.Speichermoved to adopt the fee schedule regarding township ordinances and etc as submitted. Seconded by Mr. Gayeski. Vote unanimous.

MEETINGS...Mr. Speicher stated the following meetings would be held on the first Monday of each month. PRIMARY AND GENERAL MEETINGS to be held on the first Monday of each month. Motion made by Mr. Speicher and seconded by Mr. Gatcha vote unanimous.
There would be not need to advertise these meetings due to this approval.

MR. Gatcha stated if any interested citizens would like to serve on any board please contact the township secretary and submitt name in writting.

95-7334

REGULAR MEETING... JANUARY 5, 1998

MINUTES...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of December 22, 1997 as presented. Vote unanimous.

WHITE HAVEN POCONOS ENTRANCE ROAD...Attorney Peter Hoegen presented the board with the agreement for the township supervisors to sign on the entrance road to white haven Poconos. He stated an ordinance would have to be adopted. Motion was made by Mr. Speicher and seconded by Mr. Gayeski to sign agreement.

METZGER COMPLAINT...Mr. Spak stated he forwarded a letter and received no response regarding the metzger complaint. A discussion was held. The Board felt the solicitor should take the necessary steps to resolve this matter.

WOLFE COMPLAINT...This matter is between two neighbors water is running from one property to another. Mr. Spak felt it should be handled by someone other than himself. Prehaps have the engineer look at the problem. Atty Hoegen felt this may not be the townships responsibility, but he would research the problem further. All were in agreement. A discussion was held.

CODE ENFORCEMENT 1997...Mr. Spak reported 15 building permits, 32 contractor permits, sold seven zoning books, $9,082.87 in fees were collected. Supervisors acknowledged the job Mr. Spak has done over the year.

SEPCOSKI COMPLAINT... All information has been forwarded as requested. The public was informed as to the steps taken to resolve this matter.

ROBERTS COMPLAINT...This matter was tabled because the supervisors have recevied a recommendation in writing from the solicitor and have not had a chance to review it todate. It would be discussed at the next township meeting.

FIRE COMPANY CONTRACT...The contract was forwarded to Frank Dupak the present fire chief for review by the department. This matter has been pending since 1990.

LTR FROM BASEBALL...Ltr was received from the Baseball organization for use of the fields and building for the year 1998. All were in agreement to approve the request.

CABLE TV....Mr. Gatcha read letter received from the cable TV company regarding the rate increase for 1998. Mr. Gayeski stated he received one call regarding the rate increase. Mr. Gatcha felt a letter should be forwarded to the company regarding the rate increase.

CURATIVE AMENDMENT. Attorney Hoegen stated the supervisors held several hearings and the board has been presented with briefs from both sides and he has forwarded a written analysis of the law and etc. Mr. Gayeski stated the board has not discussed this as a final or partial decision . No one has any idea as to what the decision may be at this point. He prepared a written decision as of this morning. He read his decision which would be part of the official records.

Mr. Speicher stated he had observed and read from notes and his analysis that Mr. Kresge testified that there has never been a commercial operation and the shell removed from the pit had been taken was taken to other part of the property to fill where it was needed. Mr. Kresge and Mr. Perugino had the opportunity during the drafting of the 1995 ordinance to review the proposed ordinance and maps prior to the adoption. Neither objected to the ordinance or maps. It was also pointed out that no mining operations were among the 1974 ordinance.Further no permit was issued by DEP or its other offices on the premises prior to September 19, 1996. It was stated that no mining had been done on the property for many years prior to the adoption of the ordinance in 1995. The applicant Mr. Kresge stated that there had not been regular removal of shell as a commercial bases prior to the adoption of the ordinance and that all they did was move shell from one area of the property to another. In addition Mr. Kresge stated that shell was obtained in the past from other shell pits in the area. He also stated that the land could be put to use if it could not be use for mining. Mr. Speicher stated he also felt that it is without merit and this supervisor for one has been convinced that there should be an acceptance of the curative amendment and testimoney has been given and he voted no.

Mr. Gatcha stated along those same lines he felt we as supervisors are entrusted with the health and safety of the residents of the township and he felt there was no merit to the application and he voted no.

MOTION...Mr. Gayeski moved that the application for a curative amendment is without merit and is denied. Seconded by Mr. Speicher. VOTE unanimous

A discussion was held as to the next steps that would be taken . The solicitor informed the public what the next step would be if the applicant did not like the decision.

The solicitor would forward the decision to the applicants and all interested parties as per required by law. Solicitors decision attached.

EMA...Mr. Keats asked if the supervisors reviewed the information he forwarded on the equipment he is interested in purchasing. Mr. Gayeski stated he wanted to waite until he got more information on who he is purchasing the equipment from due to the investigation at the local county level. Mr. Keats stated that he is not associated with the county EMA. A discussion was held regarding the equipment operation.

Bear Creek Township

Board of Supervisors

Luzerne County, Pennsylvania

Michael Gatcha, ***Chairman***
Tyrone G. Gayeski, ***Vice Chairman***
Alfred J. Speicher,

Mr. Alfred J. Speicher statement on the curative amendment as follows:

Based upon the testimony presented at the hearing or hearings, the governing body or the zoning board, as the case may be, shall determine whether the challenged ordinance or map is defective, as alleged by the landowner. If a challenge heard by a governing body is found to have merit, the governing body shall proceed as provided in section 609.1.

Mr. Kresge testified there had never been a commercial operation, and that shale removed from the pit was taken to other parts of the property to fill where needed. Mr. Kresge and Mr. Perugino the principal of Recreation Realty, Inc., had the opportunity during the drafting and hearings on the 1995 Zoning and Planning Ordinances to review the proposed ordinance and the map prior to their adoption, but neither objected to either the ordinance or the map.

No mining operation is listed among the pre existing non conforming uses under the 1974 ordinance which was replaced by the 1995 ordinance . Further, no permit was issued by D.E.P. or its predecessors for mining on the Recreation REalty premises prior to September 19,1996. The permit issued then required zoning compliance.

The objectors testified that there has been no mining on the property for many years before the adoption of the ordinance in 1995. The applicant, Mr. Kresge, testified that there had not been regular removal of shale on a commercial basis and that the activity on the property prior to the adoption of the current ordinance was limited to moving shale from one place on the property to another.

That shale was obtained in the past from other shale pits in the vicinity. Mr. Kresge testified that the land could be put to other uses if it could not be used for mining. Application for curative Amendment is without merit and deemed denied.

Special meeting of the Board of Supervisors of Bear Creek Township held January 12, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher. Also in attendance were members of the fire department Pres Mario Sindaco, Fire Chief Frank Dupak and other members. Members of the Bear Buck Ambulance, EMA director Christopher Keats and other members of the organizations.

Mr. Keats, EMA director for Bear Creek Township stated the concerns todate and the future.

EQUIPMENT....Mr. Keats stated the fire company would need a new engine. The one they have now is outdated and is 10 years old.

BUILDING & PROPERTY....Mr. Keats stated the buildings located at Swanson Road and Rte 115 next to Penn Dot were in bad shape. Mr. Gayeski asked what will happen to the number 1 (#1) Hose house on Rte 115. Mr. Sindaco, president of the fire company he had nothing to say about that facility and would not discuss or address that issue at this time.

Mr. Keats stated he would like to see all services combined at the future facility to be located next to the township facilities building on Rte115. Which would include the fire company, Emergency services, Ambulance organization (Bear Buck Twp) Twp Road dept and Emergency management department along with a evacuation center.

The Rte 115 location Mr. Sindaco felt would located on 2 acres for the building plus additional parking area. The present plans drafted only included the fire company along with a hall to house approximately 200 people for dinners, weddings, and etc. The cost for the present drafted plans would be somewhere in the range of $450,000.00. The plans would have to be revised for consideration of the ambulance services and etc.

FUNDING.... Mr. Keats stated he spoke with representative Hasay regarding any grants or moni for the future project. At the present time there is no free money available for funding of this project.

Mr. Speicher asked where would the money come to construct the facility. How would the orga pay for the facility. The ambulance organization stated they have some money available and would have to contact their members before they could commit to a certain amount. The fire department stated the township would have to apply for the loans because the fire department could not apply themselves. They did not respond to a money figure.

BEAR BUCK AMBULANCE...Mrs. Keiger representative from Buck Township was concerned that Buck township should not get lost in the development of this project.

A lenghty discussion was held on the project. The organizations would look into fundings/loans and etc. along with alterations to the plans and report back to the supervisors on February 23, 1998 township meeting.

The Supervisors asked if the Fire department has reviewed the pending service contract. The township has no contract with the fire department to provide services since 1990. They stated they have not reviewed the contract todate.

BONNIE J. WASILEWSKI, SECRETARY
BEAR CREEK TWP

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held January 26, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed. Mr. Gatcha was delayed for a short time. Mr. Gayeski chaired the meeting until Mr. Gatcha was present.

Approval of minutes: Mr. Speicher corrected a typing error. Motion was made by Mr. Speicher to approve minutes of January 5, 1998 as corrected. Seconded by Mr. Gayeski. Vote unanimous.

January 5, Regular meeting .. Mr. Gayeski stated on the Curative Amendment the vote was unanimous and needed to be put in the record as stated. Motion was made by Mr. Gayeski and seconded by Mr. Speicher to approve minutes of January 5, Regular meeting as corrected. Vote unanimous.

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JANUARY 12, 1998 SPECIAL MEETING...Mr. Speicher moved to approve minutes of January 12, 1998 as prepared. Seconded by Mr. Gayeski. Vote unanimous.

ROBERTS COMPLAINT...Mr. Gayeski read letter forwarded to the Board by the township solicitor. The solicitor recommended that Roberts be given 30 days to fully comply with their obligations under the agreement and should they not comply then further legal action should be taken.

Mr. Roberts stated he put over 100 feet of fence at this point and over 18 holes dug that he can not get the ice out at this time. Mr. Gayeski stated he would have the zoning officer check the area to varify the statement. Mr. Gatcha asked the Board for their comments.

Mr. Gayeski felt if Mr. Roberts has 100 feet of fence up that should solve the fence problem. Mr. Speicher stated he agreed if that were the lenght agreed to. Mr. Roberts stated that there is still 140 feet to be installed. Mr. Gatcha felt Mr. Roberts had started and Mr. Roberts explained that specifications to them on how he planned to do the project. Mr. Gatcha felt the board must act on this matter. Mr. Roberts stated he is not stalling.

Mr. Roberts asked for a written agreement so he could sign it and hand it to his lawyer and it is registered with him.

POLE BARN..Mr. Speicher asked for a dead line on this project. Mr. Roberts stated he would have really like to purchase his uncle's property and put it on that property. He felt August he would have like to start the project he is the only person doing the job. If it were a matter of the pole barn, he would just move the vehicles to another location until it was completed. He stated he can not guarantee the weather or where he may put the pole barn. Mr. Gayeski felt June 1st was the deadline for the fence. At the present time Mr. Roberts does not have a definite location for the pole barn. A lenghty discussion was held regarding start and finish of the project. Mr. Speicher felt the project should be completed by May which gives him 90 days. Mr. Roberts felt he could not do it by then. Mr. Gayeski felt grant him until November 1 and then go to court the judge would look to us with favor. Mr. Roberts stated he has 8 untagged vehicles at the moment and seventagged. Mr. Speicher and Mr. Gatcha felt they are taking action because it is a violation of the code. Mr. Gatcha felt the solicitor has given his opinion and now they are going against his opinion of 30 days. Mrs. Roberts stated that her neighbor does not have a ground floor and has his home up for sale. Mr. Roberts stated he could not discuss that issue of the neighbor at this point. After another lenghty discussion Mr. Roberts stated he would remove all the vehicles by March 31, 1998 and construct a Pole barn at his own time schedule and then return all the vehicles for storage. Mr. Roberts would draw up a written agreement for consideration.

5K RUN....Township received a letter from Rev. Thomas request permission to proceed with their yearly 5 K Run. Mr. Gayeski read letter stating the changes. Request was approved the secretary would forward the necessary materials to complete the request.

BUCK TOWNSHIP...Mr. Gayeski stated he spoke to Maureen Hudack, supervisor of Buck Township and they were taken back by the minutes of one of our township meetings recorded by Mr. Roberts giving it to them . Mr. Gayeski felt they miss represented what the board had been discussing. He asked to forward a letter to Buck township regarding the pending issue on the recreation fees and etc.

BONN SUBDIVISION..The Supervisors reviewed letter forwarded to them from DEP regarding the Bonn Subdivision. The Supervisors instructed the secretary to forward the material to the township engineer Mr. Westawaski for review and comments.

SWANSON ROADWAY...Mr. Gayeski updated the public on the status of the Swanson road regarding the length and etc. The township hired Design Consultants to look into the necessary documents and do engineering work to complete the project. Mr. Gayeski read first billing of $1,255.00 for payment. The payment would be on a bi-weekly basis. Mr. Speicher move to pay bill as submintted. Seconded by Mr. Gayeski. Vote unanimous.

EMA...Motion was made by Mr. Speicher to approve request of Gas Monitor for EMA as per the proposal submitted from Dancheck located in Kingston. Mr. Gayeski stated this had nothing to do with the County. Mr. Speicher noted the equipment would be held in the EMA department. (EMA PASSPORT PERSONAL MONITOR) Motion was seconded by Mr. Gatcha. Vote unanimous.

SIGN...Mr. Gayeski stated he had been contacted from local residents with concerns regarding sign placement. One was for Deer Crossings on the Laurel Run Road and another from Mrs. Janet Musto for school bus stop for children safety. Mrs. Wasilewski asked that the Board also place a school bus sign on Rte 115 before the Penn Dot building to warn the vehicles that a the school bus stops just around the turn. Mr. Gayeski would have the signs place in the areas requested.

RECORDING MINUTES...Mr. Gatcha stated he did not mind that Mr. Roberts tapes all the meeting but it would have to be in the back of the room so not to interrupt the meetings.

Mr. Gayeski stated that he talked to one of the supervisors of Buck township and found out that Mr. Roberts tapped one of our meetings and they took offense of what was said. He felt that Mr. Roberts is trying to undermind the township and that Buck township was invited to discuss anything they feel necessary and the reason they would not attend is what was said on the tape.

Mr. Roberts stated he never gave the tape to the supervisors of Buck Township . He stated he gave four persons a copy of the meeting in question.

Mr. Roberts stated he requested copies of the township meeting from the township secretary registered mail return receipt and never received the information requested.

Mrs. Andrews stated she requested information from the secretary and she received everything she needed. She felt the secretary does an excellent job. Mr. Gatcha also agreed with Mrs. Andrews statement.

Mr. Keats stated he attended the same meeting and felt what he heard from others and what actually occurred were not the same.

The supervisors instructed the secretary to forward a letter to Buck Township asking permission to attend their meeting and listen to the tape in question.

WHITE HAVEN POCONOS...Mr. Speicher stated that the documents have been signed at this point. Mr. stated they have established a crime watch group and are trying to register voters to see if they could get a voting machine in their area. Mr. Gayeski felt at the present time they are trying to consolidate the voting areas. (They-meaning County)

PRIVATE ROADWAY...Mr. Williams Johns asked the supervisors what steps must be taken regarding the take over of the roadway. He was informed that all property owners must sign releases and have a deed drawn up at that point the township would inspect the roadway for consideration. A lenghty discussion was held regarding the history of the roadway, deeds, and etc.

SNOWPLOWING/FIREHOUSE...Mr. Raymond Wasilewski Jr stated his family could not see pulling out of his driveway on Rte 115. He observed one of the volunteer fire men pushing the snow toward 115 and blocking the view. He stated he contacted the department about his concerns and the state police. The snow was pushed three time in the same area . Everytime he cleared the area on the right of way the individual would come back and push it back. He felt this was harassment from the individual fireman. The individual stated the township crew did the snowplowing and Mr. Wasilewski stated the crew always plows upward and not down towards Rte 115. Mr. Wasilewski quoted the state law regarding dangerous conditions and no action is taken the township could be held liable. He stated he contacted Penn Dot regarding this condition. He stated this has to stop. He called the president of the fire department and he totally ignores him. He felt this may be action to have the Wasilewski push to have a new building put up. He felt that the township could make additional on the excess property located near Penn Dot parking lot. Mr. Wasilewski stated this is endangering public safety and he can not exit his property due to the conditions being created.

He asked that the township notify the fire company of this condition. Mr. Keats stated the township plows the hose house now and felt that it would be in the best interest to forward a letter to the hose company stating refrain from plowing the road department would do it. Mr. Keats was in agreement with Mr. Wasilewski . Mr. Gatcha felt a letter should go to the fire company to refrain from plowing. Mr. Jasulevicz stated that the individual was instructed to stop plowing the snow to the front of the building. Mr. Wasilewski stated they are endangering the safety of his family. Mr. Speicher felt that perhaps Mr. Wasilewski would need more tapes and pictures to prove they are not the one doing it. Mr. Speicher stated they know the problem the Wasilewskis' are having so get the pictures and the police to watch them. Mr. Wasilewski requested a letter in writing regarding this matter.

Mr. Salada stated the supervisors stated they would resolve the problem and they would do it.

Mr. Wasilewski asked for a meeting with the department. Mr. Jasulevicz stated the attorney for the hose company stated he forwarded a letter to the Wasilewski listing their complaints and never received a response. Mr. Wasilewski state he never received the letter. Mr. Jasulevicz would get a copy of the letter.

BEAR CREEK TOWNSHIP
BONNIE J WASILEWSKI, SECRETARY

3353

BALANCE CKING	1,174.77
TRANSFER FROM SVG	3,000.00
TRANSFER FROM SVG	4,000.00
TRANSFER FROM SVG	1,000.00
TOTAL	9,174.77

DISBURSEMENTS:

PSATS	340.00	DEPARTMENT OF REV(STATE)	369.98
PA PLANNING	20.00		
BEAR CREEK PAYROLL	3,000.00		
TAPE TELE ELECT.	165.00		
BEAR CREEK PAYROLL	3,500.00		
PP&L	1,236.38		
BELL ATLANTIC	129.92		
HOME DEPOT	74.94		
CITIZENS VOICE	16.20		
FRANK CROSSIN AGENCY	24.00		
J.W. HOBAN ASSOICATES	322.00		
TRUSTEES INSRUANCE FUND	889.50		
EDCNP DUES	250.00		
T.G. GAYESKI SEMINAR	86.64		
B.J. WASILEWSKI SEMINAR	86.64		
AMI PRICE	25.00		
DESIGN CONSULTANTS	1,255.00		
MASTER CHEMICAL	30.35		
APEX WASTE SERVICE	24.46		
EASTERN EARTH EQUIPMENT	10.00		
BEAR CREEK NURSERY CO.	775.00		
DOMOCO OIL CO.	435.32		
NIELSENS GABAGE	230.00		
WALTERS HARDWARE	2.59		
SUNSHINE AUTO	95.73		
PANZITTA ENTERPRISE	53.86		
MEINEKE DISCOUNT	84.90		
BELL AUTO PARTS	166.47		
MOBIL AUTO	527.01		
360 COMMUNICATIONS	63.47		
U.S. POSTMASTER	97.88		
BEAR CREEK PAYROLL	3,500.00		
DESIGN CONSULTANTS	1,965.00 -voided		
H.A. BERKHEIMER COMM.	245.66		
DOMOCO GAS OIL	236.85		
SUNSHINE AUTO	124.61		
FRANK EGENSKI SEO	1,030.00		
PNC BANK PAYROLL TAXES	3,836.54		
JACK WILLIAMS	97.80		
AT&T	5.45		
B.J. WASILEWSKI MILEAGE	24.00		
TOTAL	25,084.67		

BALANCE CKING	(15,909.90)
	369.98
	- (16,279.88)

BALANCE SAVINGS	58.233.52
RECEIVED SINCE DECEMBER 1997	
H.A. BERKHEIMER	1,427.23
LUZ CTY DELIQ	146.79
LUZ CTY COMM DEVELOP (PLAYGROUND)	20,500.00
DISTRICT MAG	18.70
SEO (EAGLE VALLEY HOMES)	130.00
TAX COLLECTOR KRESGE	263.84
H.A. BERKHEIMER EIT	2,653.77
H.A. BERKHEIMER EIT	2.653.54
RENTAL BLDG	75.00
RE CASTELLINO	574.64
SERVICE ELECTRIC	3,809.43
H.A. BERKHEIMER EIT	2,198.54
H.A. BERKHEIMER PER CAP	631.40
TOTAL	35,082.88
	93,316.40
TRANSFER TO CKING	(3,000.00)
PURCHASE OF CERTIFICATE DEPOSIT	(60,000.00)
TRANSFER TO CKING	(4,000.00)
TRANSFER TO CKING	(1,000.00)
	25,316.40
INTEREST INCOME	131.83
TOTAL	25,448.23

CERTIFICATE DEPOSITS	GENERAL FUNDS	STATE FUNDS PLGIT
CAPITAL RESERVE PLGIT		
195,069.19	60,000.00	30,136.52

GENERAL FUNDS

109.01

The Regular meeting of the Board of Supervisors of Bear Creek township was held Tuesday, February 3, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher . Attorney Frank Hoegen was present. Salute to flag follwed.

DISBURSEMENTS... Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve disbursements as presented. Vote unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve Receipts subject to audit. Vote unanimous.

APPROVAL OF MINUTES...Mr. Speicher stated the Swanson Road update was given by Mr. Speicher and not Mr. Gayeski Design Consultants were hired to survey the road no engineering work period. There will be a legal discription and a map. Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as corrected. (January 26, 1998 minutes)

VICE CHAIRMAN...Motion was made by Mr. Gatcha to appoint Mr. Tyrone Gayeski as vice chairman. Seconded by Mr. Gayeski. Vote unanimous.

ROBERTS COMPLAINT...Mr. Gatcha read letter from the CODE ENF Officer regarding the status of the complaint. He stated that construction of a fence and or pole barn would not bring the property into compliance ande etc. A discussion was held Mr. Gayeski felt it was stated to give him until March 31, 1998 to clear the property as Mr. Roberts had agreed at the last meeting. Mr. Gatcha stated that at our last township meeting Mr. Roberts stated he would remove all the vehicles by March 31, 1998 and construct a pole barn at his own time schedule then return all the vehicles for storage. Mr. Roberts stated at this time he was instructed by his attorney not to make any comments. Mr. Gatcha stated the township has been trying to resolve the issue over a two year period and tried to make agreements with Mr. Roberts to do so. Mr. Gatcha felt since Mr. Roberts after two years stated he can remove the vehicles within 30 days, at this point the board Supervs. should take the solicitors advise and give Mr. Roberts 30 days to do so. The Board recessed and went into executive session to discuss the issue. The meeting resumed Mr. Gatcha made a motion that by March 31, 1998 all vehicles that fall under the code #119.2 and 119.3 be removed. Motion seconded by Mr. Speicher. Vote unanimous.

TAPE RECORDING...Attorney Hoegen informed Mr. Carl Kresge that the board has asked him to remind Mr. Kresges that in order to make it fair to Mr. Roberts the policy and procedure of the township is to record from the rear of the meeting room. Mr. Kresge stated that he is doing that. The equipment in front of him is not a recorder but a microphone. It is transmitting to the gentlemen in the back. The attorney felt it is part of the recording devise and should be in the back of the room. The attorney asked that this not become an issue and put it in the back of the room as per the townships' policy. Mr. Kresge did so.

Buck Township ...Mr. Gayeski asked that he be allowed to forward a copy of the letter dated November 29, 1995 to remind them of our tentative agreement to see if they would participate under paragraph 2206 of the township code.

BUCK TOWNSHIP SUPERVISORS MEETING...Mr. Speicher asked did we receive an answer from Buck Township regarding a request from the Bear Creek Townships' Supervisors to attend our meeting to discuss the pending recreation issue. The secretary stated she was contacted by the secretary in regards to our address and at that time was informed they would not be attending our meeting. There also has not been a response todate as per our township attending their next meeting in February. Mr. Gayeski stated he would make a motion to go to court if necessary because he felt it is not the responsibility of our township residents to pay the bills.

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WORKERS COMPENSATION...Mr. Speicher reminded the secretary to see that the workers compensation portions were paid from the adjacent communities. The secretary would look into the matter.

BUCK TOWNSHIP MEETING..Mr. Speicher stated he would like to hear the tape regardless of getting paid for the meeting or not attending the meeting. Mr. Speicher stated to his understanding the Buck township supervisors were presented with a tape where remarks were made about the supervisors of Buck township and he asked if we could force a meeting or subpoena the tape because he would certainly want to hear it and if they do not offer to let the supervisors hear it or tell us the source of it then perhaps we need to subpoena it. The solicitor would research the matter. All supervisors were in agreement with Mr. Speicher.

Attorney Hoegen stated if the tapes were being used for some reason other than general information by being changed or etc it is criminal conduct. Mr. Gatcha stated the meeting is open to everyone.

SCHOOL LIGHTS... Mr. Gayeski stated the crew was instructed by electronic experts on how the lights work. We were given a schedule and now it can be set. The secretary stated she had a problem with the schedule from the school district in that being what if the dates were changed as they often are due to the weather. The supervisors felt it would be the schools responsibility to notify the township.

SWANSON ROAD...Mr. Speicher stated he did talk with the surveyor regarding the road and it should be done shortly. A discussion was held on right- of - ways and etc.

TOWNSHIP MEETING ...February 23, 1998

YEARLY LICENSE...A discussion was held on yearly. The secretary was instructed to contact the code enforcement officer to research the matter further and get some example contractors yearly license permits from adjacent communities.

BONN SUBDIVISION...Mr. Sancavage representing the Bonn Subdivision stated there was a small error in the submittion of the subdivsiion. He presented a copy for the boards review. The subdivision was signed by Mr. Raymond Kresge and Michael Gatcha and other of the Planning Board. Also the Supervisors and the Luzerne county Planning commission. It was approved on October 17, 1995. The error was they put the wrong numbers for subdivision. The correction was made and initialed.

ZONING CHANGE...Mr. Carl Kresge stated his property is zoned wrong on the new zoning maps. The property which locates his garage was zoned B-4 on the old maps and covered what he does. On the new map he is zoned as B-1 and this is not what he does. He request to have the map changed if he could. He has been zoning since 1971 before we had zoning in the township. B-2 he stated is similar. The supervisors would review the matter. Mr Speicher stated it may be an over sight, but they will look into it.

BUILDING USE...Mrs. Andrews asked the supervisors for permission to use the township building for her group. They would like to meet on prehaps a semi monthly basis. She gave the meeting schedule for review. The supervisors approved her request.

WHITE HAVEN POCONOS...Mr. Hanzar asked the supervisors what the status of the Dennison Township and Bear Creek Township white haven entrance agreement was at this point. The secretary stated it needed to be signed and that it also needed to be advertised. This should be done shortly.

PENN DOT ...Ltr was received from Penn Dot regarding the signing of the roadway located by Oldershaws and the school. They stated a field review would be made in the near future.

Meeting adjourned at 8:30 P.M.

BONNIE J WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

The Semi Monthly meeting of the Board of Supervisors of Bear Creek Township was held February 23, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

Mr. Gatcha made note of the townships' policy on recording devices to the residents and all in attendance at the meeting.

APPROVAL OF MINUTES OF FEBRUARY 3, 1998....Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as prepared. Vote unanimous.

BONN SUBDIVISION...Mr. Simoncavage requested the supervisors to prepare a residual Tract Waiver for lot #3 in order to comply with the requirements at D.E.P. A discussion was held regarding this request. The supervisors felt that the subdivsion should be reviewed by the solicitor along with the township engineer. Mr. Speicher stated the owners wanted to keep the road private and the code states this could be so, but he flet it should be clearly made in the each deed and states that the road is private and is to maintained by the developer or association.

RTE 115/MEADOW RUN ROAD.. A letter was received from Penn Dot regarding the future review of the roadway. Mr. Gayeski felt he could not go along with the red light if it would cost the township money. Mr. Speicher stated he felt a grant might be available to pay for the project.

RECREATION/BUCK TOWNSHIP....Mr. Gayeski stated he strongly consider the township going to court on paragraph 2206. He would make a motion next meeting if necessary. He felt everyone in the commonwealth are paying for maintenance of the fields except Buck Township. He explained 2206 to the residents. Mr. Roberts read the entire paragraph which he had in his possession. A discussion was held on this matter of what had happened over the years. Mr. Speicher felt that the workers compensation along with maintenance should be grouped into one bill and paid at the same time. Mr. Speicher explained the mutual aids for fire and ambulance. Mr. Speicher felt there would be no reason to go to court along as they are allowed to participate at the fields. He felt we should stop them from participating and then they would take us to court. He did not know what the solution was at this point.

TAPE...Mr. Speicher stated he did get a copy of the tape and flet he may have been a little out of order but he did not say what they think he said.

Mr. Gatcha wanted to know how would the township enforce the restriction. Mr. Speicher felt he would have to get nasty and get a roster and if no roster the fields would not be open until one is supplied to the township. Mr. Getz asked is it baseball or all sports. Mr. Speicher felt at this point whatever it takes to resolve it and if Mr. Gatcha felt it is a good idea that Mr. Gayeski has he would be willing to go along with it. He felt it is going to stay on the dockets because it is as important as watching a worm crawl. Mr. Gayeski stated it should be all sports/ Mr. Speicher stated all the township is looking for is maintenance.

Mr. Carl Kresge asked what 2206 was and felt the supervisors should have attorney Hoegen tell the supervisors where they are at this point before the township spends a dime on it. He felt if the township has the right to do it then go and do it. But if not he certainly not spend the money. A discussion was held regarding the fees and etc. Mr. Kresge felt he did not want the township to spend any of his money if they are going to loose.

PLANNING BOARD... Mr. Gatcha stated he told the Planning Board members a year ago that he wanted to resign and did not want to be chairman of the Planning Board. So at the reorganization he resigned. At this point the supervisors appointed Mr. Larry Getz to the planning Board to fill the vacancy. Mr. Gatcha moved to appoint Mr. Larry Getz to the planning for a term ending 12-31-98. Seconded by Mr. Speicher . Vote unanimous.

957334

COMPUTER..... Mr. Gatcha asked to have the secretary research the matter on a computer for the township . He felt the township needs to upgrade our systems with filing and etc so if something should happen we have things at hand. Mr. Speicher felt he had no problem with the request and at this time he felt the computers are very inexpensive. All were in agreement.

SIGNS...Mr. Gatcha stated he noticed in the Meadow Run Mountain Lake area has become over run with signs. He would like to forward a letter to Penn Dot regarding this matter. All were in agreement.

TRUCK SIGN...Mr. Gayeski stated he had been contacted by residents in the township regarding placing a sign on the township new vehicle. A discussion was held The Mr. Speicherfelt no need at this point. The matter was tabled at this point. Mr. Gatcha also felt no need to put a sign on the truck.

CONOVER...Mr. Gayeski asked the secretary to look into what it cost to install the ditch in front of Mrs. Conovers home and also to repair the ditch to move the water away which stopped the water problem at this point.

BALL FIELDS... Mr. Gayeski stated he would call Mr. Mitchell for maintenance on the fields. All were in agreement.

LAND...Mr. Gayeski stated he would like to contact the state game lands concerning the five acres of land for fire , police recreation or etc. A discussion was held.

TOOLE SUBDIVISION...Mr. Speicher stated he reviewed the deed transfers and felt the Toole deed should be researched.

PENN DOT BRIDGE...All supervisors were concerned about the future construction by PEnn Dot regarding a bridge installation. They felt the secretary should contact them regarding clarificaion.

RECREATION....PLAYGROUND....Mr. Speicher stated he felt that prehaps the township should place bark on the fall ground area of the new playground unit at trailwood. He felt it would be safer if the township placed bark mulch rather than sand. A discussion was held regarding the difference between sand and bark fall areas. Mr. Gayeski stated the specifications were written for sand which were as per the federal specifications.

SWANSON ROAD...Mr. Speicher stated that he had talked to Mr. Bilby the surveyor doing the Swanson Road project and stated that the project is almost complete.

MUSICAL EVENT...Mr. Charles Havira of Forest Park asked permission of the supervisors to hold a musical event at the township recreation area come this summer. A discussion was held regarding insurances, safety, first aid, restroom facilities and etc. No decision was made at this point.

FIRE COMPANY NEW BUILDING PROJECT...The supervisors meet with representatives of the fire company and emergency services of both Bear Creek and Buck Township ambulance. Mr. Mario Sindaco presented the supervisors with a draft of plans for the structure of the building. They also discussed the land and how much area would be needed. The building plans were reviewed and would be drawn again to include a hall.

The cost of the project without preparing the land and a hall at this point would be approximately one million dollars. There would be no grants at this point and full cost of the building would be absorbed by the township. The township would have to apply for a loan to pay for the building.

They would need all the land (approximately 4 areas) the township owned in the front next to our Neighborhood facilities building. They would have all the emergency services in this building which would include the fire company, Ema and the ambulance service.

Other cost not considered at this point was land preparation, sewage, water, parking, and etc. These would all be additional cost.

Mr. Larry Getz a township resident stated he would look over the plans for the building as per the request of the fire department members.

Mr. Sindaco stated that the building down at Swanson road would probably be taken down and maybe the land would go for sale or the township could prehaps consider purchasing it. When asked about the fire house on Rte 115 Mr. Sindaco stated that to may be taken down. Mr. Gayeski asked about the possibility of the fire house being constructed on the state games land located just below the entrance road to the camp site on Rte 115. The fire department felt that it would be unsafe for them at that location and they would have the same problems they are having at the hose company on Rte 115. They have a problem seeing to get in and out. The fire company at this point would go back to the drawing table and return at a later date for further discussion.

BEAR CREEK TOWNSHIP
BOARD OF SUPERVISORS

BALANCE CHECKING	-16,279.88	
DEPOSITS	10,000.00	
	16,000.00	
	5,000.00	
	17,000.00	
BALANCE CKING	31,720.12	
	1,965.00	VOIDED CK
DISBURSEMENTS:	33,685.12	

DESIGN SYSTEMS	710.00
BEAR CREEK TWP GENERAL FUNDS CK	10,000.00
PSATS CDL	75.00
BEAR CREEK PAYROLL	3,000.00
LUZ CTY COOPERATIVE EXT SEM	20.00
PP&L STREET	967.38
PP&L BLDG& STREET	311.28
BELL ATLANTIC	147.42
T.G. GAYESKI EXPENSES	8.89
LUZ CTY BORO TWP ASSOC DUES	25.00
PPA DUES	66.00
J.W. HOBAN NEW TRUCK ADDITION	31.00
J.W. HOBAN TRUCKS, BUILD LAND ERR	7,389.00
AUGUST ENGINEERING BONN SUB	599.95
ATTY HOEGEN	653.13
DESIGN CONSULTANTS SWANSON RD	1,590.00
APEX WASTE SERVICE	24.46
WHTIEMANT TOWERS	49.50
MASTER CHEIMICALS	58.45
WALTERS HARDWARE	19.95
SEARS	32.97
R.J. WALKER	52.36
F&L DOORS	352.10
ALTERNATORS STARTERS	45.00
SUNBURY MOTORS	9.00
BRADCO SUPPLY	VOID
360 COMMUNICATIONS	51.51
PNC BANK	2,259.77
PA DEPT OF REVENUE	223.83
DOMESTIC RELATIONS	100.00
MESSIAH PRIMITIVE (ROSENGRANT)	25.00
MOBIL FLEET	426.34
GEORGE BURGER & SONS	353.00
T.G.GAYESKI SEMINAR	45.24
CITIZENS VOICE	51.30
H.A. BERKHEIMER	483.99
MICHAEL SPAK EXPENSES	2.77
FRANK EGENSKI SEO	115.00
DOMOCO GAS OIL	292.84
EPSCO	54.31
BRADCO SUP	367.50
B.J. WASILEWSKI	33.60
ATTY HOEGEN	1,094.50
AT&T	6.32
BELL AUTO PARTS	90.20
TOTAL DISB	32,314.86
TOTAL CKING	- 1,370.26

BALANCE SAVINGS	25,448.23
RECEIVED SINCE JANUARY 1998	
H.A. BERKHEIMER EIT	2,335.23
H.A. BERKHEIMER EIT	1,952.06
HOEGEN, HOEGEN,& KELLY SUBDIV	900.00
H.A. BERKHEIMER OPT	29.98
H.A. BERKHEIMER PER CAP	24.30
MARJORIE KRESGE TAX COLL	87.29
LUZERNE CTY (RENTAL VOTING)	50.00
BEAR CREEK TWP GENERAL FD CKING	10,000.00
CODE ENFORCEMENT SUBDIVISION	800.00
CODE ENFORCEMENT CONTRACTOR	629.50
H.A. BERKHEIMER EIT	3,822.82
H.A. BERKHEIMER EIT	2,545.49
H.A. BERKHEIMER EIT	1,976.68
CASTELLINO LUZ RE	297.00
DISTRICT MAG HENDRZAK	25.73
SEO EGENSKI	115.00
H.A. BERKHEIMER PER CAP	109.00
H.A. BERKHEIMER EIT	4,872.82
H.A. BERKHEIMER MERCANTILE	.33
H.A. BERKHEIMER OPT	94.40
TOTAL RECEIVED	30,667.63
SUB TOTAL	56,115.86
TRANSFER TO CKING	(10,000.00)
"	(16,000.00)
"	(5,000.00)
"	(17,000.00)
	8,115.86
	32.37 INTEREST INCOME
BALANCE 2-27-98	8,148.23

CAPITAL RESERVE	GENERAL FUNDS	STATE FUNDS PLGIT
195,069.19	60,000.00	30,136.52
		141.15 INTEREST 1-31-98
		30,277.67 TOTAL
		124.71 INTEREST 2-28-98
		30,402.38 TOTAL

GENERAL FUNDS

109.01
.57 INT 1-31-98
109.58
.51 INT 2-28-98
110.09 TOTAL

65733

The Regular meeting of the Board of Supervisors of Bear Creek township was held March 3, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed. Mr. Gatcha informed the public about the policy of recording township meetings.

APPROVAL OF MINUTES: February 23,1998...Motion was made by Mr. Speicher stated under Bonn Subdivision he did not mention association and would like the sentence to end after developer. Penn Dot bridge... would have liked a completion date for the project. Mr. Speicher moved to approved the minutes as per corrections. Seconded by Mr. Gayeski. Vote unanimous.

Disbursements...Motion was made to approve disbursements as presented included the bill for Dancheck for the EMA equipment. Motion made by Mr. Speicher and seconded by Mr. Gayeski. Vote unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to accept receipts subject to audit. Vote unanimous.

The secretary made a statement regarding the article in the newpaper last month. She stated that when she reads the disbursment list it will always be a minus balance due to the fact that the money to pay bills are not transfer until all the billings are put in the mail which would be a day after the approval of the bills. Mr. Speicher also explained how the bills are for the previous month and the board meets a few days later to approve the bills for payment.

FIRE COMPANY... The following reports for the month of January . Five calls for a total of 84 man hours. Vehicle update list and training schedule for the month. FEBRUARY....3 calls total man hours 28. Vehicle update list and schedule for training. The new brush truck is stored in station #2.

CODE ENFORCEMENT...Metzger complaint nothing new. Yearly license a discussion was held regarding this matter and review of pending information from the Code enforcement office was being considered .

BONN SUBDIVISION...A discussion was held regarding this subdivision . Mr. sinoncavage was look for a residual tract waiver. The supevisors reviewed the papers along with the solicitor and signed the necessary papers for application to DEP. A statement would be need to clarify that the roads would be private in the deeds.
TOOLE SUBDIVISON...The supervisors asked the solicitor to review the deed which were forwarded to the township and they felt it had created a subdivision. The solicitor did also agree that the deed clearly indicated a subdivision had occurred. Atty Hoegen would forward a letter to Toole family informing them they needed to apply for a subdivision.

ZONING HEARING APPLICATION...An application was filed by Mr. Kresge and Mr. Perugino regarding the validity of the township ordinance. The applicants felt the township ordinances for Planning and Zoning were invalid for various reasons which were not stated. Zoning ordinances and the statue that supports it provides that such application must be filed within 30 days after the adoption of the original ordinance,so the attorney for the township Atty Hoegen object to the standing that it was to late to object to the appeal. Based on that the township solicitor object to the zoning board hearing it because it was not in their realm to hear the matter.

Mr Andrews asked if the applicant could appeal the zoning boards decision to the court. The attorney stated yes. Mrs Andrews felt that prehaps the hearing should have been cancelled and reason was due to the weather conditions They had no power from 4:30 until 11 P.M. Some of the residents had no telephones and that the building was being used for EMA during the storm. She had a concern about it and she wanted to be present and wanted to be heard. She did contact the township secretary to find out the status of the meeting. They did make an attempt to get out of their driveways and could not do so. Route 115 was closed. She understood that it was denied but felt if it should get to court their voices were not heard because they could not get to the meeting. The solicitor stated they would not be heard because the zoning boarddid not hear the case. A discussion was held regarding this matter. She asked if any written complaints had been received when the ordinance was adopted. The solicitor stated to his knowledge no.

Mrs. Salada is their any way the public can be made aware of the status of meeting in the future regarding weather conditions. The solicitor stated the supervisors have no control over the zoning board hearing and or meetings. The public could try calling the secretary or chairpersons of the board. It is very rare that a meeting is rescheduled. If so their may be a notice on the door. Mr. Roberts stated he left his driveway at 7 PM and made it on time. Mrs. Andrews stated she asked the secretary for the Planning Board for information and to date has not received it.

CENSUS...Ltr received from Penn dot regarding the status of the 1990 census for Bear Creek Township. They stated the only way they could change any count would be the result of an official change made by the U.S. Census. Mr. Gayeski felt they were wrong that the township has more than is stated. Mr. Gatcha stated we have the finest schools here and our kids have to leave the area to get jobs.

RTE 115 Signing NO PARKING...Ltr was received from Penn Dot regarding the Parking in the vicinity of ambulance area and Orloski's . They stated the parking situation at the Texaco Station and Turnpike entrance will be reviewed by the department and they will post signs necessary.

5 K Run...All the necessary papers have been submitted and the project is a go.

EMA ...A Letter was received from the county notifying the township to update their plan. A copy would be forwarded to the EMA directior Christophers Keats.

MOTION TO PROCEED TO COURT...BUCK TOWNSHIP...Mr. Gayeski stated it was suggested by Mr. Carl Kresge that the township have the solicitor review any pending action to proceed to court on the Bear Creek / Buck Township recreation matter. Mr. Gayeski stated he would prepare a motion and run it by the solicitor and get his opinion and then make a motion. Mr. Gatcha stated ok with him to have the solicitor review the pending motion.

SNOW PILE DANGER...Mrs. Andrews stated that snow is being piled on the property owned by Mr. Cosenza located at the blinker light between Rte115 and Meadow Run Road. She stated it is blocking the view and they can not see to pull out. Mr. Gayeski stated it would be Penn Dots responsibility , Mr. Speicher felt prehaps State Police. A discussion was held.

Mr. Wasilewski stated the fire department had again blocked his view also with snow piles on the right of way adjacent to his property.

DITCHES MEADOW RUN ROAD...Mr. Gober stated the ditches are overflowing on the roadway by George Town settlement , First ave and Thornhurst Road. A letter would be forwarded to Penn Dot regarding this request.

COMPUTERS....Mr. Salada asked what are the possibilities of the township looking into computers in the near future. Mr. Gatcha stated this had been mentioned at the last meeting and the secretary has been instructed to look into the possibiltiy of purchasing one for the township.

CONOVER COMPLAINT...Mr. Speicher asked the status of this matter. He felt the township has done everything possible to resolve her complaint. Mr. Gayeski stated he had asked the township secretary to gather the information on the cost incurred by this project to date. The secretary stated she is working on it.

LABAR...Mr. Gatcha felt a letter should be forwarded to Mr. Labar thanking him for his service to the Planning Board.'

TOWNSHIP MEETING...Mr. Gatcha stated the next township meeting is scheduled for March 23, 1998 rather than March 30, 1998.

Motion was made to adjourn by Mr. Gatcha and seconded by Mr. Gayeski. Vote Unanimous

Bonnie J. Wasilewski, secretary
Bear Creek Township

PLOW...Mr. Gayeski stated the road crew had to service the new snow plow and it was under warranty. The secretary stated she received a bill for the repairs. Mr. Speicher instructed the secretary to contact the agent and inform him of the billing.

BLINKER LIGHT....Mr. Gayeski stated the road crew has inspected the school flashing light and the bulbs are very expensive. At the present time the flashers are on but the bulb that show the speed limit is out. This matter should be resolved in a few days.

ORDINANCES...The supervisors would review all pending ordinances for adoption following the meeting .

PERSONNEL MEETING....Mr. Gayeski stated the township supervisors held a personnel meeting on March 13, 1998 .

Fire Department...The supervisors would meet to continue the discussion of the pending fire house.

MEETING ADJOURNED AT 8:10 P.M.

95733

BONNIE J WASIELWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BALANCE CHECKING	1,370.26
TRANSFERS	6,000.00
	5,000.00
	4,000.00
TOTAL	16,370.26

DISBURSEMENTS:

BEAR CREEK PAYROLL	2,500.00
DANCHECK INC	2,615.50
DOMESTIC RELATIONS	100.00
GARY WILLIAMS EXPENSE	10.82
JOSEPH ENGLISH	3.75
EDCNP SEMINAR	25.00
BEAR CREEK PAYROLL	5,000.00
ALFRED J SPEICHER SEMINAR	79.60
U.S. POSTMASTER	96.00
PP&L	965.74
AT&T	139.89
BOROUGH TWP ASSOC	18.00
MICHAEL GATCHA SEMINAR	43.00
T.G. GAYESKI SEMINAR	128.04
BONNIE J WASIELWSKI SEMIANR	82.80
PP&L	291.91
GBM	89.62
ATTY HARRY MATTERN ZONING	200.00
DOMOCO GAS OIL	479.66
CITIZENS VOICE	157.95
OFFICE MAX	203.66
HOME DEPOT	59.43
MOBIL FLEET	294.17
WALTERS HARDWARE	23.00
MEDICO INDUSTRIES	225.21
JACK WILLIAMS	355.49
VALLEY POWER EQUIPMENT	9.95
BRADCO SUPPLY CO.	261.00
EASTERN EARTH BORING & EQUIPM	97.70
POPPLE CONSTURCITON	29.80
BASSLER EQUIPMENT	9.80
FRANK EGENSKI SEO	610.00
FRANK EGENSKI SEO COMPLAINT	56.50
JOANN ENGLISH EXPENSE AUDITING	27.49
PNC BANK TAXES	2,487.75
PA DEPT REVENUE STATE	269.13
PSATS UC TAXES	686.13
H.A. BERKH CITY	XXXXXX VOID
H.A. BERKH OPT	50.00
H.A. BERKH COMM	233.73
360 COMMUNICATIONS	99.82
DESIGN CONSULTANTS	750.00
DOMESTIC RELATIONS	100.00
BEAR CREEK PAYROLL	3,000.00
BERN SIGNS	160.00
DOMESTIC RELATIONS	100.00
T.G. GAYESKI SEM	55.20
B.J. WASILEWSKIMILE	28.80
OFFICE MAX	163.77
AT&T	6.32
DIE A MATIC	65.20
BRADCO SUPPLY	115.16
JACK WILLIAMS	266.19
FRANK EGENSKI SEO	275.00
**	
TOTAL	23,490.65
BALANCE CKING	- 7,120.39
* H.A. BERKHEIMER CITY	307.87
* PNC BANK TAXES	1,467.75

957334

BALANCE SAVINGS	8.148.23

RECEIVED SINCE FEBRUARY 1998

H.A. BERKHEIMER EIT	5,686.57
DISTRICT MAG	25.00
CARL KRESGE COPIES	3.50
SEO	60.00
SEO	275.00
H.A. BERKHEIMER EIT	626.48
PEMA FLOOD	182.00
PEMA FLOOD	87.00
CASTELLINO RE LUZERNE	2,804.67
H.A. BERKHEIMER PER CAP	164.40
H.A. BERKHEIMER EIT	2,000.27
TOTAL RECEIVED	5063.12
TOTAL	20,063.12
TRANSFERS	(6,000.00)
	(5,000.00)
	(4,000.00)
BALANCE SAVINGS	5,063.12
INTEREST	15.58
TOTAL SAVINGS	5,078.70

GENERAL FUNDS

CAPITAL RESERVES

195,069.19	
2,645.50 INTEREST 3-31-98	
197,714.69	

GENERAL FUNDS	STATE FUNDS FLGIT
60.000.00	30,277.67
	124.71 INT 2-98
	137.11 INT 3-98
	30,539.49 TOTAL

GENERAL FUNDS

109.58
51 INT 2-98
58 INT 3-98
110.67 TOTAL

APRIL 6, 1998

The Regular meeting of the Board of Supervisors of Bear Creek Township was held April 6, 1998. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

Approval of minutes: Mr. Gayeski stated in the minutes of March 26, 1998 the fire company stated they would forward a certificate of Insurance not deposit. Motion to approve minutes of MARCH 23,1998 subject to correction was made by Mr. Speicher and seconded by Mr. Gayeski. Vote unanimous.

Disbursements.....Motion was made by Mr. Gayeski and seconded by Mr. Speicher to approve disbursements as presented. Vote unanimous.

Receipts...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. Vote unanimous.

GULICH/ METZGER COMPLAINT...Attorney Hoegen stated this is a civil matter and we would have to seek to convince the court to order give us permission to clean up the area and charge the owner to pay the cost. A discussion was held on this matter regarding the possibility of the road crew to go on the property and haul away the material in question. Mr. Metzger gave the board information that could help with the complaint.

KELLY COMPLAINT...Mr. Ross Kelly of Meadow Run Road stated his concerns regarding the safety of his children and submitted pictures of area in complaint.

PROPERTY MAINTENANCE CODE...Mr. Spak stated he knew of communities that had a property maintenance code that could help the supervisors and himself handle matters relating to property complaints. He would research the matter further and try to acquire copies of the code. He stated he had prepared a letter to forward to residents who were or maybe in violation of the code.

ZONING HEARING APPEAL/KRESGE....Mr. Getz asked the supervisors to update him regarding the last matter at the zoning hearing board which was of concern to him. The appeal of Mr. Kresge and Mr. Perugino. Attorney Hoegen stated he has already prepared the necessary documents to file on behalf of the board of supervisors in regards to this matter. He also has been in contact with the solicitor of the zoning board and he to has prepare the necessary documents to file on behalf of the zoning board. Motion was made by Mr. Gayeski and seconded by Mr. Speicher to have the solicitor file the necessary documents on behalf of the board of Supervisors. Vote unanimous.

CABLE TV.. The board received a letter informing the township of an increase in cable fees. Mr. Gayeski stated he would like to forward a letter inquiring why they are increasing the fees every four months. A discussion was held on this topic.

SWANSON ROAD...A discussion was held on the Swanson roadway. Mr. Speicher felt we would need an engineer to actually know what needed to be done on this road. Mr. Gayeski stated he did not want to take any action until he spoke to the experts sometime at the end of this month.

Mr. Speicher stated he was tired of being told everythings his fault, recreation, roads, and etc. He stated there are two other supervisors in this township and you two can vote whatever was you feel.

MOTION...Mr. Gayeski asked the solicitor did he review the tentative motion he forwarded to him regarding the next action to be taken with the ballfields. Attorney Hoegen felt the motion did not address section that Mr. Gayeski referred to. Mr. Gayeski felt it did. Attorney Hoegen stated he could not defend that section in court. Mr. Gayeski stated he would make a motion that the township hire another attorney to defend the township. It would be a follow up to that. Since Attorney Hoegen did not want to defend it, he would make that motion. He also asked Attorney Hoegen to return his motion which he forwarded to thim.

OLD FORD ROAD...A discussion was held regarding the action taken to defend the Old Ford Roadway in the past. Mr. Speicher felt the township did not have the proper professional personnel and had an inexperienced attorney defending the case and that is why the township lost. Mr. Gayeski felt it was all politics and that is why we lost.

Attorney Hoegen felt that the township in reference to 2206 could not ask the court to force the other municipalities into a agreement with Bear Creek Township. Mr. Gayeski stated we are asking the court to make a decision on that part of the code and felt it the court is not in agreement thats fine and he has done everything for the township.

Mr. Gatcha stated the land was purchased with grant money. Attorney Hoegen stated in regards to the grant money as stated in the past the only effect the grant money has on this matter is that the official contract would become void. Attorney Hoegen stated we can not force Buck Township into an agreement. Mr. Gayeski was in agreement.

Mr. Gatcha asked the solicitor to prepare a brief on what legal way the township can attack this matter.

Mr. Getz felt all these items are going before the solicitor and how much money are we spending annually. Does it balance out. Mr. Gayeski felt 1,000 a year. A discussion was held regarding alternative solutions.

Mr. Sperrazza stated the township has to maintain the fields no matter what happens. Mr. Speicher felt everything is Buck township and Bear Creek Township is the only Township paying for everything. A discussion was held regarding the future and the past of the recreation facility and the recreation programs, grants, agreements and etc. Mr. Speicher felt we should submitt everything in one lump sum not let them pick and choose what part they would like to pay.

55333

Mr. Sperrazza felt give the fields to the associations. He asked is the township in the baseball business. Mr. Gatcha stated we are in the recreation business.

FIRE COMPANY...Mr. Jasulevicz asked the supervisors to have the land surveyed that the township is considering for the new fire house. Mr. Gayeski felt before we get into this we must consider other matters such as money (loan) and how it is going to be paid. Mr. Gatcha felt this matter would have to be put on a referendum .
ADULT ENTERTAINMENT...Mr. Gatcha stated he would like to look into the possibility of adopting an ordinance that would keep out businesses which would address adult entertainment in different ways. He asked that we request copies of ordinance to review.

Mr. Gatcha also asked that we request copies of the registrations for the organizations for our files.

Mr. Ed Jasulevicz stated the fire company could not purcahse a new fire truck and build a building at the same time.

JOHNS/ROADWAY.....Mr. Johns asked the township to go down to the court houe and see where the road he lives on is located. He gave a history of the his attemps to have the township take over his roadway. and presented the township with a petition. He stated the township took over roadways in White Haven Poconos. Mr. Gayeski stated that the township tired to vacate the road and the township lost the case The court felt it would not be a burden to the residents of the township. DEP testified against us and the court felt we had to maintain the road. He stated the township had to install guardrails to protect the township employees in the winter time.

Attorney Peter Hoegen informed Mr. Johns what steps he needed to take in regards to the dedication of his roadway to the township supervisors. Mr. Gayeski stated if Mr. Johns has a deed that states the township owns the road then they will maintain it and assume the responsibilities.

The solicitor stated there are roads in the township in developments which have never been dedicated to the township which are considered private roadway and the township by law can not maintain them. A lenghty discussion was held.

Mr. Gatcha asked if the other two supervisors along with himself could set a time to look at Mr. Johns roadway. All were in agreement. Mr. Gayeski stated he has been there some 10 times todate.

KRESGE/REZONING....Mr. Kresge stated he forwarded letter to the board regarding the zoning of his property registered mail . He wanted to know why it has not been address todate and wanted the board to address it tonight. A discussion was held regarding the zoning of his property. Mr. Gayeski stated what the district had been zoning in the past.

Attorney Hoegen stated that Mr. Kresge knew of the adoption of the ordinance in 1995 and he choose not to take objection at that time when it was advertised. The supervisors stated they had been working on the ordinance changes for several years.

KRESGE/REZONING...Mr. Kresge asked was his property posted. The solicitor stated he did not know. Mr. Kresge asked the supervisors did they post his property. The solcilitor stated the property was not posted and did not need to be as per the regulations. The solicitor stated the township adopted the entire code not only zoning and planning codes. There were different requirements in regards to this type of adoption. He asked the supervisors if he needed to apply for a curative amendment. Mr. Speicher stated it was zoned as B-1 and should have been B-2. Mr. Kresge felt it was the sueprvisros responsibility to post the property.

Mr. Gayeski stated until he can review what a B-1 /B-2 is he has not comment at this point. Mr. Kresge asked the board could they make a decision tonight. Mr. Gayeski stated he could not. Mr. Gatcha felt this matter is under advisement of the solicitor at this point. Mr. Gayeski felt Mr. Kresge should not attack the Board or the solicitors. A discussion was held by Mr. Kresge as to his thoughts. Mr. Gayeski apologized that he did not see the letter and would speak to the secretary regarding this matter. He did state that Mr. Kresge gave him a letter at the last meeting regarding this matter and it had been forwarded to the solicitor for his review.

Mrs. Andrews asked what the letter stated. Attorney Hoegen stated he did receive the letter. Mrs. Andrews asked does the township have a plan where someone can place a business in this township. Mr. Gayeski stated the township does not have an area for only industrial business but we do have grandfather list of business.

Mr. Kresge stated he only wants the zoning he had before the adoption of the 1995 ordinance and his parents had applied for and was given approval in 1971.

Mr. Gayeski felt Mr. Kresge had a valid complaint and that the matter would be addressed by the supervisors in the near future.

Mr. Kresge felt his zoning was taken away from him and the property was not posted and he would not take the statement that it was advertised in the paper.

Mr. Gatcha moved to adjourn. Meeting adjourned.

Bonnie J Wasilewski, secretary
Bear Creek Township

The semi monthly meeting of the Board of Supervisors of Bear Creek Township was held April 27,1998 at 7:30 P.M. at the Bear Creek Neighborhood Facilities building Rte 115. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

APPROVAL OF MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of April 7, 1998 as presented. Vote unanimous.

GAME LANDS...Ltr was received from the Pa Game Commission regarding a request from the Board of Supervisors for transfer of five acres of State Game lands #91 located along Route 115 for the purpose of a future fire house. They explained in detail what the procedure would be regarding such a request. Mr. Gayeski stated the township was just inquiring what the steps would be at this point.

GULICH/METZGER COMPLAINT... The legal documents have been filed by the township solicitor.

CABLE TV...Mr. Gayeski stated he understands that the cable services in the township are family owned. He contacted White Haven Poconos to find out further information. At this point we do not know who signed the contract and where the money is going for this section of the township. Mr. Gayeski would draft a letter to the company for further clarification.

RECORDING MEETINGS...The secretary stated she had been contacted by township residents regarding Mr. Roberts taping of township residents before and after the meetings. Mrs. Andrews felt this is an invasion of privacy. She felt it is important that the supervisors clarify that and not allow it to continue. She felt a conversation with a friend is private and is no ones business. She stated she was not in the area this happened and did not see it happen but it was brought to her attention. She felt it needed to be brought to the boards attention. The Supervisors would check into this matter for clarification.

ADDITION TO GARAGE...Mr. Gayeski stated Mr. Spak would like to add on two offices to the township garage with a door to the industrial area. This project would cost approximately $4,600.00. Mr. Gayeski felt this is an opportunity to have it done by the employee . A discussion was held Mr. Speicher agreed to the detailed contruction of the office from the industrial area. Mr. Gayeski felt for the cost the township should do it. Mr. Speicher asked that we review the specks for the project prior to approval. Mr. Gayeski stated he would have Mr. Spak draw them up.

INDUSTRIAL AREA....Mr. Gayeski stated at one time in the township five square miles were owned by the Wilkes Barre Industrial authority and around 1980 in their wisdom it was no long needed. The entire five square miles behind this building went to the state game lands and the Lutheran Camp site and the township picked up 26 acres. This township did have in the 1974 ordinance an M-3 heavy industrial area. It is difficult to make a state games lands an industrial area.

FRONT OF BUILDING..Mr. Gatcha stated he would like to do something to dress up the area and not look like part of Orloski's parking lot. He has some ideas and did ask Mr. Orlowski to look into the area in the past. He would like to put some shrub and a flag.

COMPUTERS...Mr. Gatcha asked the township secretary did she research the matter further and find out what computer would serve the township the best. She stated that at this point she is awaiting for more information and sometime in May changes will be out that will give more to the system.

MAILING ADDRESSES....Mr. Gayeski stated he had been contacted by Mr. Lee Wasielwski informing him of the troubles with his mailing address. He stated that his 1% tax went to another municipal government.

Mr. Gatcha stated he did not have any problem with his mailing address, taxes and etc over the years.

Mr. Speicher stated Mr. Mike Gober informed the supervisors sometime ago of his matter with the insurance company and all his credited going to another county.

Mr. Salada also stated he had a problem with the address due to the Wilkes Barre address and regulations on vehicle control.

Mr. Speicher stated the postal system would not create any new post offices and that the supervisors had a meeting in the past with the postal representatives explaining our concerns and nothing was done.

SUBDIVISIONS...Mr. Speicher stated when private roads are involved that the buyers should be made aware of it and the legal discription should include they are private roads. He felt the buyers are not aware of the private road and should be notified of the matter. Mr. Gatcha was in agreement.

Mr. Gatcha stated he understands that Forest Park developers are selling property and give the property owners the opportunity to purchase additional land.

BASEBALL ROSTERS....Mr. Gatcha asked did we receive a roster from baseball organization. Mr. Gayeski stated opening day was Saturday. A letter would be forwarded to request an updated list. Mr. Speicher felt if we are not going to take action why bother.

WHITE HAVEN POCONOS.... A letter was received from the White Haven Poconos development requesting signs in their development. Mr. Gayeski asked where they would like them installed. A discussion was held.

REZONING KRESGE LAUREL RUN ROAD....Mr. Gayeski informed Mr. Kresge that the supervisors are working on his request.

RODAK ROAD/NALISNICK...Mr. Nalisnick updated the supervisors what had happened over the year to Rodey road matter. She stated at one time the road was up to speck and the township was considering the possibility of taking the road over and then something happened. She stated they can not afford to bring the road up to speck. Mr. Gayeski told her the township can not take over the private roads. Every one in the township is watching the actions of the supervisors and they could not take over the road. In 1986 the township went into Trailwood Lake Road and plowed during a storm with the possibility there may be a fire. He was told by the state he could not make the decision of plowing roads during a storm, only the governor or his assistant could. Mrs. Nalisnick stated she was informed that the roadway is a taxable parcel and the owner is not paying taxes on it. This matter would be researched.

TRUCK PARKING... Mrs. Nalisnick stated one of the property owners has a tractor trailer and is parking the vehicle on the roadway. He asked what could be done.

857331

TRUCK PARKING....Mr. Speicher stated this situation happened in the past in White Haven Poconos and the township researched the matter to find out they could not do anything if the individual drove the vehicle back and forth from work. They may be able to address the issue through the deed restrictions.

Mr. Gatcha stated he has been investigating the situation of private roadways and feels maybe more research on this matter would lead us to some information that may assist the residents on private roadways.

Mr. Salada asked why the township Supervisors don't add to the subdivision ordinance a certain amount of money to pay for the cost of the roads on private roads. A discussion was held on this matter and board would take this request under advisement.

BEAR CREEK CONCERN CITIZENS...Mrs. Andrews a member of the citizens group stated that a statement was made by Mr. Gayeski that Mr. Getz president of the citizens group was not present and the articles from the newspaper could not be discussed. Mrs. Andrews stated she is vice president of the group and she was assigned to speak at tonights meeting.

She asked if the township supervisors received a full and complete copy of the transcript including the exhibits of the curative amendment. Mr. Gayeski stated we had to submit all the information to the courts. She felt her organization is part of the matter and they should have a copy of the information submitted to the courts. Mr. Speicher stated anyone who would like a copy would have to pay for it. He also stated that we had to pay for the transcript and copies and those copies were submitted to court. The secretary stated the township paid over $900.00 for the transcription of the record. If anyone would like a copy they can contact the firm that did the transcription and at that point they would only pay for a copy of the transcript since it had already been transcribed for the board. She also stated the board never received a copy of the transcript today.

She presented copies of matter relating to the groups meeting such as the agenda and a copy of Mr. Getz unedited letter to the newspaper. She asked if any of the supervisors attended the citizens meeting. She explained what had happened at the meeting and what the newspaper published.

GRANTS....It was stated that Mr. Sperrazza presented the supervisors with grant information and they wanted to know why the township was not on the list for receiving monies. Mr. Speicher stated the township tried to acquire money for the fire company on the last grant application and we could not because the residents did not respond to the survey or needs required by Community Development. He stated the township is continually looking for grants.

Mr. Gayeski felt that the articles dealing with roads and the Bear Creek Concern Citizens group promotes agenda was a public embarrassment to the board. He felt a resident comes before the board for over 15 years with a problem blames the supervisors when he knew what he was getting into when he purchased the property. Mrs. Andrews stated there was no intention to embarrass the supervisors. Mr. Gayeski stated he is not going to violate the law in response to the issue of private roads.

Mrs. Olejnick stated that Mr. Getz did not attack anyone. He felt that perhaps the Bear Creek Concerned Citizens could help the residents with a resolution to their problems with the help of the group.

Mrs. Andrews quoted a statement from the article, he took offense that he worked in the community and got attacked. She asked if Mr. Gayeski was referring to the BCCC group in the paper and who attacked him?

Mr. Gayeski stated when he read the paper he felt that the BCCC group according to the topics were attacking him.

Mrs. Olejnik stated what was stated in the paper and what was stated at the meeting was not true.

Mr. Kelly stated the paper had him as major or Meadow Run Mt. Lake. Mr. Sperrazza stated he never received an application for grants.

FIRE COMPANY PROJECT...Mrs. Andrews stated the BCCC group had nothing to do with the project. People are under the impression that the taxes are being raised because of the BCCC group. All she wants is clarification.

Mr. Gatcha stated if the supervisors are considering the fire company project many questions needed to be answered. Can we afford maintenance on it after it is built and can we afford to built it in the first place.

The group thanked Mr. Speicher for not attacking the group in the newspaper and placing unwarranted information. If Mr. Speicher had any questions regarding the group please call the groupand they would be more than happy to respond. Corrective criticism is encouraged. If the board has a problem with the group getting out of line please feel free to call. They have no control over the public asking questions and neither does the Board of Supervisors.

Mr. Gayeski stated Mr. Getz submitted two items for the board to address. One was junk cars and burning. He stated he does not know when the burning occurred.

Mr. Speicher stated he was alerted to the article and if they can't get a persons name right there is a problem.

Mrs. Andrews was concerned that residents voiced their feeling about being threatened. She knew of other people being threatened and feels there is violence in the town It should be brought out to the board should not be ignored. Mr. Sperrazza stated he also heardof the threats. The threats were not being made by the board.

COMPLAINTS KELLY....Mr. Kelly stated he spoke to the zoning office Mr. Spak regarding his complaints. He stated he could not act on the complaints because he was not authorized to do so. Mr. Gatcha stated he acts on his own. He listed his complaints and a discussion was held. Mr. Gatcha stated the board would sit with Mr. Spak to review the complaint of Mr. Kelly regarding the code enforcement officers authority. A discussion was also held on a complaint by Mr. Kelly regarding trailers.

95733

PROPERTY MAINTENANCE CODE...Mr. Salada stated the code enforcement officer stated he would try to get a property maintenance code from another municipality to consider for our township. The secretary stated the code enforcement officer is still researching the matter and has contacted other departments for this document.

ALTERNATES TO BOARDS...Mr. Salada stated he did not hear the board recognize the receipt of letters from residents regarding applications to the zoning board. The secretary stated to her knowledge they did and it should have been in the minutes. Mr. Salada requested a copy of the minutes from that meeting. A discussion was held regarding procedure to appointment to the boards. Mr. Speicher stated the board reviews the applications and tries to see where the representation of the township is in order to balance it out. Mr. Gayeski stated he did inform Mr. Salada that we received the applications but perhaps it was not at the meeting. Mrs. Andrews stated she requested conformation on her application and did receive it. She pointed out where the present member live in the township.

Mrs. Olejnik stated the area in question regarding fires on the Meadow Run Road had been marked off. She also discussed the tires on the on the property.

Mr. Gatcha stated the township needs all the help they can get and he would be glad to attend their meeting.

GRANTS...Mr. Speicher informed the public how the township can acquire grants. They can go on their own and receive a grant every 10/15 years. Also we can go with the county and every two years we can apply for a grant. Mr. Sperrazza asked has the township applied in the past. The supervisors replied they had and what grants they received.

SWANSON ROAD...Mr. Speicher stated the township has paved the road many times in the past and it needs to be cut down. He felt we need to have the township engineer look at the roadway and show us what needs to be done. A discussion was held Mr. Gayeski was not in agreement.

MOTION ROADWAY.....Motion was made by Mr. Speicher and seconded by Mr. Gatcha to contact the township engineer have him look at Swanson Road and give his recommendations to the board. On the Vote...Mr. Gatcha yes, Mr. Gayeski abstain , Mr. Speicher yes. Vote passed.

Mr. Johns asked if the board plans to meet with him to look at his roadway to see what he is talking about in the future. The supervisors agree to his request and set a date. He also asked if he could have the materials from the project on the Swanson Road. They would consider his request.

BONNIE J WASILI SKI, SECRETARY
BEAR CREEK TOWNSHIP

952334

BALANCE CHECKING	-7,120.39
DEPOSITED	8,000.00
	4,000.00
	30,000.00
TOTAL CHECKING	34,879.61

DISBURSEMENTS:

BEAR CREEK PAYROLL	3,000.00
DOMESTIC RECLATIONS	100.00
PSATS REG CONVENTION	105.00
PP&L STREET	965.85
T.G.GAYESKI CONVENTION	271.53
MICHAEL GATCHA CONVEN EXP	106.03
BONNIE J WASILEWSKI CONV EXP	213.55
T.G. GAYESKI EXPENSES MILEAGE	10.07
BELL ATLANTIC	160.31
TRUSTEE INS	VOID
ATTY HOEGEN	82.50
VALLEY REPORTING (KRESGE CURRA)	921.85
APEX WASTE	24.46
MOBIL FLEET	179.37
BELL AUTO PARTS	187.93
BATTERY WAREHOUSE	60.00
BRADCO SUPPLY	27.50
VALLEYPOWER EQUIP	void
HOME DEPOT	759.78
BLOOMSBURG METAL	20.80
BEAR CREEK VOL HOSE CO	7,156.21
BEAR CREEK VOL HOSE CO	197.76
BEAR CREEK PAYROLL	2,000.00
PNC BANK TAXES	2,054.65
PA DEPT OF REV STATE TAXES	207.66
DOMESTIC RELATIONS	100.00
AT&T	6.32
JOHNNY ON THE JOB	52.00
BONNIE J WASILEWSKI MILEAGE	24.38
OFFICEMAX	45.92
H.A. BERKHIMER COMM EIT	392.40
ATTY MATTERN ZONING	205.47
TRUSTEES INS HEALTH	16,822.40
EDCNP	25.00
ATTY HOEGEN	8,058.87
SOCCER MANIA(REIMB BY ORG)	1,475.00
H.A. BERKHEIMER COMM	70.68
PP&L	280.15
JACK WILLIAMS TIRES	44.55
SUNBURY MOTORS	36.66
MEDICO INDUSTRIES	207.17
LEHMAN POWER EQUIPMENT	557.43
BELL AUTO PARTS	97.72

VALLEY POWER EQUP	9.00
BASSLER SIGNS	85.70
WICKES LUMBER	238.60
AIRPORT SAND GRAVEL	520.80
FRANK EGENSKI seo	108.30
TOTAL	48,277.33
TAXES PNC	1,020.00(3-31-98)
GRAND TOTAL DISB	49,297.33

BALANCE CKING (-14,417.72)

957334

BALANCE SAVINGS	5,078.70
RECEIVED SINCE MARCH 1998	
TRANSFER FROM CD	20,000.00
H.A. BERKHEIMER EIT	11,023.88
CODE ENFORCEMENT	902.50
SEO EGENSKI	275.00
H.A. BERKHEIMER MERC	40.59
H.A. BERKHEIMER OPT	145.26
H.A. BERKHEIMER PER CAP	20.70
SEO EGENSKI	275.00
TAX COLLECTOR KRESGE	4,208.98
GENERAL MUNICP AUTH (G COURSE)	212.50
DISTRICT MAG HENDRZAK	91.40
TAX COLLECTOR KRESGE	4,096.97
H.A. BERKHEIMER EIT	738.95
LUZ CTY RE CASTELLINO	1,089.49
H.A. BERKHEIMER MERC	895.00
H.A. BERKHIMER PER CAP	257.40
H.A. BERKHEIMER EIT	2,506.30
TOTAL RECEIPTS	46.779.92
TOTAL	51,858.62
LESS TRANSFERTS	(8,000.00)
	(4,000.00)
	(30,000.00)
TOTAL	9,858.62
	69.37 INTEREST
TOTAL SAVINGS	9,927.99

CERTIFICATES DEPOSITS

CAPITAL RESERVE	GENERAL FUNDS
197,714.69	60,000.00
	(20,000.00) TRANSFER TO SVG
	40,000.00 TOTAL

GENERAL FUNDS	
110.67	STATE FUNDS PLGIT
	30,539.49
	45,014.59 RECEIVED APRIL 1, 1998 ALLOCATION
	75,554.08 TOTAL

The Regular meeting of the Board of Supervisors of Bear Creek Township was held May 5, 1998 at 7:30 P.M. Bear Creek Neighborhood facilities building Rte 115. Chairman Michael Gatcha presided with supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

Approval of Minutes; Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of April 27,1998. Vote unanimous. Mr. Kresge asked that the minutes of the last meeting be read aloud. Mr. Gatcha stated we do not read the minutes but they are available for inspection after the meeting.

DISBURSEMENTS...Motion was made by Mr. Speicher and seconded by Mr.Gayeski to approve disbursements as presented. Vote unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. Vote unanimous.

CODE ENFORCEMENT....

GULICH/METZGER COMPLAINT...Mr. Spak stated he met with Mr. Gulich, his attorney, attorney Hoegen on Thursday and a agreement was reached. The Attorney would prepare the agreement for signatures and a time schedule would be prepared for a solution to the complaint.

ROBERTS... We are awaiting the courts decision.

PROPERTY MAINTENANCE CODE.. Mr. Spak obtained a sample for review and consideration by the board.

NEW COMPLAINTS....Mr. Spak stated he forwarded letters to two residents regarding violations this month.

ATTORNEY HOEGEN...

TOOLE SUBDIVION...Attorney Hoegen stated he spoke with the attorney for the Toole family which pointed out to him that there was no subdivision and that the property was conveyed twice.

RESOLUTION/KRESGE REZONING... Attorney Hoegen prepared a proposed resolution for a township sponsored currative amendment which acknowledges an error in the code and that the map should be amended . That the engineer should prepare the appropriate amendment. Mr. Speicher stated that he had been contacted by Mr. Richard Kresge stating the same problem in zoning has occurred on his property. Mr. Speicher asked that the township look into this request and have the both mattters addressed at the same time. A discussion was held. The solicitor felt the engineer should look at both Kresge property.

Mr. Gatcha asked what will happen to the other properties in the township. The solicitor felt at this time we do not know of any other properties. He felt we can't assume there are other properties.

ADDITION TO TOWNSHIP GARAGE...Mr. Spak presented the board with the request specifications for the offices for the township code enforcement and the garage superintendent. Mr. Gayeski gave the reasons for the additions. A motion was made by Mr. Gayeski and seconded by Mr. Speicher to add the offices at the township garage for a cost of $4,800. Vote unanimous.

WHITE HAVE POCONOS....Mr. Gayeski stated four stops signs would be placed in the development as per request. They also asked for blinker lights on the stop signs and he was not in agreement at this time.

FIRE COMPANY... Letter was received from the fire company request reconsideration of the requested survey of the land for the proposed building. Mr. Gayeski stated the board was in agreement as soon as the cost was reviewed. We are awaiting for a meeting with a bank representative to discuss the issue of funding. Mr. Gatcha stated it would be on the question for the next election. He stated many questions needed to be answered regarding the funding, millage increase and etc.

652334

PERSONNEL MEETING... Mr. Gatcha stated the board would meeting after the meeting to discuss summer hires.

TOWNSHIP MEETING...The township meeting would be rescheduled for May 18,1998 due to the holiday.

CITIZENS IMPUT.....

Mr. Gatcha asked that all individuals who would like to speak conduct themselves in a civil matter. State name, address and etc.

MRS. ANDREWS....She stated the letter received by township residents was not sent out by the Bear Creek Concerned Citizens group. She stated her name was on the letter and she is not a member of the zoning boardand had no authority in the township. She stated the people who sent the letter were a bunch of cowards . She stated people at the groups meetings informed them they were threatened by individuals in the township. She felt the letter threatened people and was mail fraud. A discussion was held.

Mr. Gatcha stated the board represents all the residents in the township. They have a job to do and may not be doing it fast enough. He asked that the residents let the board do their job. He felt the board is trying to do their job the best they can and as fast as the court allows them . He stated the board already have contacted the authorities and they are working on it.

Mr. David Fox asked was the State Police, Postal Authorities and etc. He asked what the supervisors planned to do at this point. Attorney Hoegen stated both the State Police and the Postal authority have been notified. The township supervisors are not police and they can not function as police. The matter has been placed in the hands of the authorities . If there is a request for the Board to prosecute they will. He stated someone has used a computer to duplicate the township letter heads and envelopes. A discussion was held. Mr. Gayeski stated we have evidence and the authorities will be given it.

Larry Getz... He stated he received numberous phone calls regarding this letter while he was on vacation and had no idea what the people were talking about. He stated people have been slandering him calling his neighbors and spreading rumors. He felt this is a disgrace and everything is being blamed on the Bear Creek Concerned Citizens Group which formed for the currative amendment. He explained why he did not want a mining operation by his home. A discussion was held.

Joseph Latinski...Asked why a weight limit sign was placed on the Laurel Run Road. The supervisors stated prehaps Penn Dot put it on their road. He also asked about the blinker light.

Mrs. Richard Kresge...Stated she contacted Mr. Gayeski concerning the recent letter that is going through the township. She discussed the conversation which she had with Mr. Gayeski. She felt he was equally guilty of the person sending the letter to accuse someone. Mr. Gayeski stated he was kind and courteous and apologized if he offended her in any manor. He stated he did not mention anyone name.

BLINKER LIGHT...Mr. Gayeski stated Penn Dot officials have to plans to resolve the matter and the cost of each. At this point the supervisors are working on it.

CARL KRESGE.... Mr. Kresge stated he had a letter he received from DEP sent by the concerned citizens group regarding the property at the Pocono drag lodge. He read the letter out loud. A discussion was held. Mr. Kresge stated there are not violations on the property. Attorney Hoegen stated the supervisors have nothing to do with this letter. Mr. Kresge felt the board should do something to stop this matter.

RICHARD KRESGE....Mr. Kresge expressed his concern regarding the truck ban on the Laurel Run Road and that at this point the trucks can not get of the mountain. The supervisors stated they had nothing to do with the signs placed on the state highways. That prehaps they were installed by Penn Dot.

Mrs. Bellcastrol.. stated that Mr. Getz called her and threatened her with a law suit. A discussion was held.

Mr. Gatcha stated if he did not get order to the meeting he would adjourn it.

Mrs. Ida Weitz...Asked if any member of the Concerned Citizens group received the letter that went around the township. She stated the letter sent out was not signed by Mr. Getz and she did receive correspondence from him in the past and he did sign the correspondence and also type his name.

She stated as a resident of Bear Creek Township she was concerned about the suspicion and etc since this group has formed. She felt they would not change their way of life. She was concerned what might happen and what this may lead to in the future.

Mr. Joseph Perugino stated he has some written complaints he would like to submit to the board.

Mr. Michael Gober...He stated he was chairman of the PLanning commission and asked why as chairman of the Planning commission he was not extended the courtesy of a return call from the Supervisor chairman when he called him on Friday night. He stated he received return calls from other members. Mr. Gatcha stated he knew of the calls Mr. Gober made and that they were already returned and he was out of town.

Mr. Joseph Sperrazza...explained the signs and why they were put on the Penn Dot highways regarding truck traffic.

Motion was made to adjourn meeting. Meeting adjourned at 9:15 PM.

BONNIE J. WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

9572334

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held May 18, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

Approval of minutes: Mr. Speicher corrected the spelling of Belcastro. Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as corrected for May 5, 1998. Mr. Gatcha also had a correction stating at the last meeting he made the statement the residents put their faith and trust with the Board of Supervisors to the job as elected officials . Vote unanimous.

MEETING...Mr. Gayeski stated he would like to have the secretary contact Penn Dot and schedule an appoint for the up coming meeting to discuss the townships concerns. The secretary would contact Penn Dot.

GULICH/METZGER COMPLAINT...An agreement has been prepared and signed by the Board. A schedule of clean up and etc have also been satisfied.

ZONING HEARING KRESGE....The solicitor forwarded matter regarding the townships request to intervenors petition of the decision . The court has granted this request.

Mr. Gatcha stated we are all neighbors hear and we don't need publicity. If anyone has a problem with him they can call him or come to the board. Their is no need for the newspapers. Mr. Speicher felt the board should consider the source. Mr. Gatcha stated the board is trying to do the best job they can.

PETITION....Mr. Weitz presented the board with more petitions regarding their concerns of the Bear Creek concern citizens group and that they are not part of the group. She stated 80 signatures have been collected to date.

POSTAL SYSTEM...Mr. Gober asked if the township received a reply from the post office regarding his concerns. Nothing has been received to date.

Jennifer Mayhue ....asked about the property maintenance code. Mr. Gayeski stated he has reviewed the information received from the code enforcement officer and felt he did not see any advantage to this code at this point of time.

Mr. Sperrazza stated the concerns citizens did not ask for about the maintenance code. He stated the code enforcement officer was the one who said he would look into one. A discussion was held.

PERUGINO COMPLAINT...Mr. Perugino asked where the results are regarding the complaints he gave to the board at last meeting. The secretary stated she would contact the code enforcement officer to see where he was at this point.

10 TON SIGN...Mr. Richard Kresge asked the board did they look into the 10 ton sign on the Meadow Run Road. He stated to his knowledge there was an independent engineering report that was completed. He asked the board if they would get the report and try to resolve this matter. He felt it is the boards responsibility to look into this matter. A discussion was held and comments were received . The secretary was instructed to contact Penn Dot and get the report and etc regarding this matter.

LETTER OF COMPLAINT...Mrs. Weitz she received a letter from a township resident and was asked to read it to the board and return it to the sender the Yurish family. They stated where does the citizens group think they are this is the USA. She stated they threatened her husbands by calling his place of work, they tried to get her to go to the township about road complaints, they come to her home and take pictures. She was upset about drainage and etc. Mr. Gatcha stated the citizens group have a right and the board would not take sides.

Mrs. Andrews stated the Citizens Group had nothing to do with the sign. She stated to her knowledge it was not anyone in her group. She stated she has not control what people do individually. A discussion was held.

Mr. Sperrazza explained why the group was formed mainly due to the mining issue on the Meadow Run Road. A discussion was held.

Mr. Kresge stated he is tired of being blamed for violations on the Perugino property. Never did he commit a wrong act. He felt the concern citizens are black balling the township because of decisions. A discussion was held.

TIRE RECLAMATION....Mr. Gatcha stated he received information regarding this matter. He asked if Mr. Perugino received this information. A discussion was held. Mr. Perugino stated he never received a penny regarding the tires and why they were part of business.

Discussion and comments were received from residents of the township regarding the citizens group and the currative amendment. Mr.Speicher stated it appears the two groups are using the supervisors meeting because it is the only place of assembly in the township where they can yell at one another.

Mr. Roberts stated for two days he has been patrolling the Perugino area with a video camera and a car. He stated he caught 18 person on ATV and got license and etc.

Motion was made to adjourn...Meeting adjourned at 8:45 P.M.

BONNIE J WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BALANCE CHECKING	-14,417.72
DEPOSITS	15,000.00
DEPOSITS	5,000.00
	5,000.00
TOTAL CHECKING	10,582.28

DISBURSEMENTS:

BEAR CREEK PAYROLL	3,000.00
DOMESTIC RELATIONS	100.00
WHIPPLE LUMBER ADDITION	455.00
WB CHAMBER COMM SEMINAR	30.00
BELL ATLANTIC	179.67
PP&L	1,265.99
T.G. GAYESKI SEMINAR	65.40*
MC CARTHY FLOWERS	32.00
AUGUST ENGINEERING MOSLYE	137.58
APEX WASTE SERVICE	490.94
BOC GASES	112.00
APEX WASTE SERVICES	24.46
BEAR CREEK NURSERY CO. DIA TEX	1,110.00
JOHNNY ON THE JOB	156.00
HOME DEPOT	330.03
R.J. WALKER	47.44
MOBIL FLEET	144.95
CASEY KASSA COAL	40.00
JH.H. CONCRETE	458.50
AMERICAN ASPHALT	74.80
OFFICE MAX	14.67
PA DEPT OF REVENUE	207.52
BEAR CREEK PAYROLL	3,000.00
DOMESTIC RELATIONS	100.00
PNC BANK TAXES	2,082.34
CITIZENS VOICE MEETING	14.85
NORTHEAST PA PLANNING	24.00
EDCNP SEMINAR	25.00
T.G. GAYESKI SEMINAR	47.80
B.J. WASILEWSI SEMINAR	63.80
360 COMMUNICIATIONS	165.42
LUZ CTY TREASURER PRINTOUTS TAXES	989.90
AT&T LONG DISTANCE	6.32
H.A. BERKHEIMER COMMISSION	645.39
ATTY MATTERN	100.00
JOHNNY ON THE JOB	156.00
NORANDEX ADDITION TO GARAGE	612.93
MASTER CHEMICAL PROD	46.16
WALTERS HARDWARE	15.82
BASSLER EQUIPMENT SIGNS	51.48
BRIAN EGENSKI SEO	60.00
TOTAL	16,807.16
BALANCE	(6,224.88)

B.J. WASILEWSKI SEMINAR	43.00 *
L3P STATE CONTRACTS	50.00 *
VETERANS OF V.N. WAR FLAGS	30.00 *

(* THESE ITEMS ARE OUT OF LINE)

BALANCE SAVINGS 9,927.11

RECEIVED SINCE APRIL 1998

H.A. BERKHEIMER PER CAP	60.50	
H.A. BERKHEIMER MERC	1,516.44	
H.A. BERKHEIMER OPT	159.04	
LUZ CTY DELIQ	87.05	
RENTAL BLDG SPAK	50.00	
BEAR CREEK SOCCER (REIMBURSEMENT)	1,475.00	
H.A. BERKHEIMER EIT	6,412.42	
H.A. BERKHEIMER EIT	2,081.42	
H.A. BERKHEIMER EIT	773.74	
LUZERNE CTY DELIQ	112.20	
KRESGE TAX COLLECTOR	9.176,89	
MOSLEY (SURVEY)	100.00	
MOSLEY(SURVEY)	100.00	
DISTRICT MAGISTRATE	263.50	
H.A. BERKHEIMER EIT	1,740.88	
H.A. BERKHEIMER EIT	1,050.09	
LUZERNE CTY DELIQ	401.47	
H.A. BERKHEIMER OPT	1,995.00	
LUZERNE CTY DELIQ	170.18	
GOLDEN (SEO REPAIR)	60.00	
RENTAL BLDG KRUMSKY	50.00	
KRESGE TAX COLLECTOR	10,644.63	
VOTING RENTAL (WRIGHT)	50.00	
H.A. BERKHEIMER EIT	5,846.33	
H.A. BERKHEIMER PER CAP	93.00	
H.A. BERKHEIMER OPT	1,745.00	
GLENN JOHNSON (SURVEY)	100.00	
GLENN JOHNSON (SURVEY)	100.00	
RE CASTELLINO REAL ESTATE TRANS	1,500.11	
TOTAL RECEIVED	47,914.89	**********
TOTAL ALL RECEIPTS		57,842.00
TRANSFERS		(15,000.00
		(5,000.00
		(5,000.00
BALANCE		32,842.00
		33.03 INTEREST
		32,875.03
		(.88) ANALYSIS CHARGE
		32,874.15 TOTAL BALANCE **********

CERTIFICATES DEPOSITS

CAPITAL RESERVE

197,714.69

GENERAL FUNDS

40.000.00

GENERAL FUNDS

110.67

STATE FUNDS

75,554.08

957334

The Regular meeting of the Board of Supervisors of Bear Creek Township was held June 2, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and alfred J. Speicher. ATtorney Peter Hoegen was also present. Salute to flag followed.

Mr. Gatcha informed the township of the policy for recording the meetings. He also infomred the public that a sign in book was available for signatures

MINUTES...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of May 22, 1998 as prepared. Vote unanimous.

DISBURSEMENTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve disbursements as presented. Vote unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. Vote unanimous.

FIRE COMPAMY REPORT...Very active month. No official report. June is also an active month and a tree came down by Mr. Gober home.

CODE ENFORCEMENT REPORT...Mr. Speicher read report as follows: permits- 5 new homes, 11 building, 10 contractor. Construction of the new offices will be completed by June 6, 1998. The code enforcement officers hours will be MOnday 8-4 P.M. and Thursday 4-7 P.M. All other times by appointment only. He can also be reached Monday thru Friday 8-4 PM. by leavinga message or paging the office. He would address all other pending issued at the next regular meeting.

August Engineering...A report was received from the township engineer regarding the necessity of a topographic survey of Swanson Road. The Supervisors instructed the secretary to contact the engineer and get a price of the survey or see if it has already been completed.

SOLICITOR REPORT.. Roberts complaint....waiting for court to make a decision.

VOTING...Mr. Speicher stated the township only received rent for one district. Mr. Speicher suggested that we send a letter altering them of the situation and that there are two districts in one building and therefore we use two separate rooms for the voting. A discussion was held and a letter would be forwarded.

2206...RECREATION AGREEMENT...Mr. Gayeski stated he wanted to make this motion before and Mr. Carl Kresge asked that he run the motion by the solicitor. He is standing on the principal weather it moves forward or not is another matter.

MOTION.....to proceed to ask the court to have Buck Township support their children in the maintenance of Bear Creek Township recreational facilities in accordance with section 2206 second class township code, Commonwealth of Pennsylvania. This agreement for maintenance would be similar to the agreement of Bear Creek Township and Bear Creek Village Borough.

He made motion because he feels this township and Bear Creek Village are supporting their children. Buck Township does not wish to support their children. We have come together as a body and have said we dont want our children to suffer.

He felt they should live up to their obligation as township supervisors and when he is gone everyone would know he made this motion. Mr. Gatcha discussed the issue of how the land was purchased. The solicitor opinion is we can not force Buck Township Supevisors into an agreement. This section allows for an agreement but it does not permit Bear Creek Township to force Buck Township into an agreement. Mr. Gayeski felt we need an arbitrator to say yes your right or no your wrong. He just wanted to go on record of his position. He also felt we would not have any recreation in the township if we listened to all the people. The children are our future.

Mr. Speicher felt he agrees in part with Mr. Gayeski but felt the way he felt to get their is to discontinue the talking with Buck Township what so ever and not allow the children to play. Let them go to court and let them come to us and their is the arbitrator. We don't have to petition the court . He stated Buck township is hurting the chilren .

Mr. Gatcha asked Attorney Hoegen what his opinion was and he stated he did not feel we could successfully go to court under 2206 and force them into an agreement . He also felt the grant money is not an issue at this point because the agreement has not force against the township and the penalty would void the agreement. Mr. Speicher felt when the township is paying for the sole support of the recreation facilities and Buck township enjoys the facilities they to should pay their fair share. A lenghty discussion was held.

Mr. Clymo stated take action now and don't waite until next season. Mr. Gatcha stated for lack of a seconded, he felt he would like to table the matter until and discuss the issue with the solicitor of forming our own league under Bear Creek Township rules. Mr. Gayeski explained to Mr. Kresge why his name was mentioned.

Landview property subdivision....Mr. Cummis was concerned about the zoning of the pending property. He felt the area in question should be completely residential zoning. At the present time it has portions of A-1 areas. Attorney Hoegen felt it would require a zoning change which go through the Planning Board and he felt it is a more restrictive use and should not have a problem. It would probably be 5 acres subdivisions. A discussion was held regarding the concerns of the roadways in the future development. They would work closely with the township solicitor to word the deeds in a proper manner.

PROPERTY MAINTENANCE....Mrs. Weiss asked where the review of the agreement is at this point. She asked if there were any chances that it would not be adopted. Mr. Gayeski stated yes. He felt most of the agreement is already covered in the township ordinances. He stated that most municipalities allow people to have a junk car on their property.

BOGUS LETTER...The Supervisors stated at this point the state police are still investigation the matter.

TOWNSHIP MEETING.....June 22, 1998

BONNIE J. WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BK 1383 PG 153

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held June 22, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

Mr. Gatcha stated that our former Zoning Officer passed away Mr. Raymond Wasilewski and asked if everyone would observe a moment of silence out of respect for his 25 years of service to the township . He also asked that everyone be brief because this is the work session of the Supervisors and he would like to attend his viewing tonight and it was to late to cancel the meeting.

MINUTES....A motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve the minutes of June 2, 1998 as prepared. Vote unanimous.

ORDINANCE 1-98.....A motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve Ordinance 1-98 authorizing the township to enter into a certain inter municipality agreement with DEnnison township providing for the ownership, maintenance care and upkeep of Weiss Road. (The roadway leading to the White Haven Development which is owned by Bear Creek Township. Mr. Gober asked what a maintenance fee was. Mr. Gayeski gave a short history of the issue and explained to Mr. Gober the steps the township had taken to get to this point. Vote unanimous.

ORDINANCE 2-98....A motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve ordinance 2-98 dealing with dangerous animals. Mr. Gayeski read briefly what animals it address and why the township is adopting this ordinance. Vote unanimous.

POCONO TRUST SUBDIVISION...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve subdivision for Pocono Trust as presented. Vote unanimous.

MOSLEY SUBDIVISION....Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve subdivision for Donald and Betty Mosley as presented. Both Subdivisions were reviewed by the county and the township Planning Commission. Vote unanimous.

Mr. Gatcha stated he received a phone call regarding maps presented to the Planning Board and given out to individuals. Mr. Gatcha stated the maps go to the township secretary and to the county and are not to be given out to individuals. They are only for review by the planning board. The subdivsions should be dropped at the secretaries office upon final review.

Mr. Roberts asked if the fire company is planning to have a honor procession for Mr. Wasilewski. Mr. Gayeski stated he did not know but Mr. Roberts could attend the fire company meeting which is presently underway at the firehouse.

July 7, 1998 is the next township meeting.

Motion to adjour.

Bonnie J. Wasilewski, secretary
Bear Creek Township

BALANCE CHECKING	-6,223.98
DEPOSITS	8,000.00
DEPOSIT	10,000.00
TOTAL	11,776.02

DISBURSEMENTS

BEAR CREEK PAYROLL	1,500.00
DOMESTIC RELATIONS	100.00
PSATS REGISTRATION	50.00
PSATS TGG REGISTRATION	20.00
BEAR CREEKPAYROLL	2,500.00
HOME DEPOT SUPPLIES GARAGE ADD	3,383.85
BOROUGH & TWP ASSOC	18.00
DOMESTIC RELATIONS	100.00
PP&L	1,276.12
BELL ATLANTIC	172.19
MICHAEL GATCHA SEM	51.25
AJ SPEICHER SEM	46.70
TG GAYESKI SEM	160.90
B.J. WASILEWSKI SEM	134.25
PNC BANK TAXES	1,808.60
PA DEPT OF REV STATE TAXES	177.71
PSATS UC GROUP TAXES	320.16
H.A. BERKHEIMER EIT TAXES	211.74
T.G. GAYESKI SEMINAR	98.80
B.J. WASILEWSKI MILEAG	45.50
MCCARTHY FLOWERS (RAY)	32.00
AT&T	6.32
H..A BERKHEIMER COMM	962.63
ROBERT MARTIN (NAME PLATES)	120.00
CITIZENS VOICE	151.20
ATTY HOEGEN	1,109.57
AUGUST ENGINEERING	547.90
JOHNNY ON THE JOB	156.00
APEX WASTE SERVICES	24.46
R.J. WALKER	52.01
VALLEY WIPING CLOTH	34.00
WALTERS HARDWARE	48.12
JOHN SINGER (SEPTIC)	150.00
NIELSENS GARAGE(HITCH)	100.00
360 COMMUNICATIONS	63.53
AMOCO	9.51
MOBIL FLEET	93.74
GRAINGER	51.85
VALLEY RENTAL	67.05
EASTERN EARTH BORING	20.00
BRADCO SUPPLY	50.92
POPPLE CONSTRUCTION	47.75
BRIAN EGENSKI SEO	150.00
WILKES BARRE TROPHY	13.33
ANNE P ZOLTEWICZ ZONING	35.00
CITIZENS VOICE	94.50
OFFICEMAX	19.09
HOEGEN ATTY	396.00
BELL AUTO	657.78
BRADCO	84.25
LEHMAN POWER	408.47
VALLEY POWER EQUIP	98.55
CENTRAL CLAY	423.00
AMERICAN ASPHALT	59.90
TOTAL DISB	18,514.20
BALANCE CK	-(6,738.18)

BALANCE SAVINGS 32,874.15

RECEIVED SINCE MAY 1998

H.A. BERKHEIMER OPT	1,151.70
H.A. BERKHEIMER MERC	672.28
H.A. BERKHEIMER EIT	12,932.16
H.A. BERKHIEMER EIT	4,350.60
H.A. BERKHEIMER EIT	820.37
CODE ENFORCEMENT	3,474.50
BEAR CREEK CONCERN CIT COPIES	15.25
DISTRICT MAG	175.08
H.A. BERKHEIMER EIT	911.71
TAX COLLECTOR KRESGE	3,318.46
H.A. BERKHEIMER EIT	1,846.13
H.A. BERKHEIMER	2,274.18
LUZERNE CTY CASTELLINO ER	1,389.46
SEO LABAR	150.00
SUBDIVISION JOHNSON ASSOC POC	520.00
H.A. BERKHEIMER PER CAP	27.50
H.A. BERKHIEMER EIT	11,751.35
H.A. BERKHEIMER MERC	10.72
H.A.BERKHEIMER OPT	118.10
COMMONWEALTH STATE POLICE FINES	1,120.24
TOTAL RECEIVED	47,029.79
LESS TRANSFERS	(8,000.00) (10,000.00)
	61,903.94
	134.10 INTEREST
	62,038.04
	4.54 WIRE CHARGES (analysis)
TOTAL*	62,033.50

CERTIFICATES DEPOSITS

CAPITAL RESERVE

GENERAL FUNDS	GENERAL FUNDS
197,714.69	
40,000.00	110.67

STATE FUNDS

75,554.08

95733

The Regular meeting of the Board of Supervisors of Bear Creek Township was held July 7, 1998 at 7: 30 P.M at the Neighborhood Facility Building Rte 115 Bear Creek Township. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

Approval of minutes....Motion was made by Mr. Gatcha and seconded by Mr. Gayeski. Vote unanimous.

Solicitors report....Attorney Hoegen stated no decision has been made on the Roberts complaint.

METZGER...Attorney Hoegen stated he is awaiting a report from the code enforcement officer as to the status of the property.

Conover complaint..Mr. Gatcha stated the township was in receipt of a letter from Mrs. Conover.

Next Twp meeting....July 27, 1998

ANNOUNCEMENT...Mr. Gatcha stated at the last meeting the state police informed him that he may have been in a handicap parking area. When he got home the fender of his car was damaged. He asked that this announcement be part of the official minutes.

WHITE HAVEN ROADWAY AGREEMENT...Supervisors Michael Gatcha signed the necessary papers to finalize the adoption of the ordinance.

FIRE COMPANY REPORT...Total call for the month of June 6. The total manhours 26. Training schedule for July 22,1998. Firematic list under review. For the months of March, April and June a total of 27 Calls responded. A total of 387.5 man hours were spend for the responses.

FIRE COMPANY CONTRACT....Mr. Jasulewicz stated he understood the fire company was in agreement with the modification of the contract. Attorney Hoegen would revise the changes and forward to the fire company and the Board Supervisors.

OFFICERS... There has been a change in officers, Mario Sindaco has resigned. The fire company has held and election and William Sennett is now president until December.

911 sign....Mr. Gayeski stated he would like to submit a letter to Penn Dot regarding Indian Lake Trail and ask for road signs for this area.

IDA WEITZ...Mrs. Weitz asked about the 911 system. Mr. Jasulewicz stated we are all 911. Mr. Gayeski asked if there were a possiblity of a test call for Mrs. Weitz facility.

BOGUS LETTER... No update at this time. Still being investigated. Mr. Getz stated he contacted Santorumn office and they are involved at this time.

DISBURSMENETS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve disbursements as presented. Vote unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. vote unanimous.

MOTION TO ADJOUR....Meeting adjourned at 7:55 P.M.

657334

BONNIE J. WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held July 27, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

RECORDING POLICIY....The secretary informed the public of the townships' policy for procedure of recording the meetings.

MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski as prepared. Vote unanimous.

KRESGE COMPLAINT....Ltr was received from the township solicitor stating motion to reconsider order permitting testimony. Also brief of the supervisors of Bear Creek Township inopposition to the appeal of recrational realty inc and Carl L. Kresge & sons, inc.

BEAR-BUCK BASEBALL...Ltr was recevied from Mark Wende, director of Bear Buck Baseball organization stating the organization would like to begin some long range planning improvements such as a permanent equipment storage facility and batting cage. He stated they would like to erect a building at the Bear Creek Recreational field. They wanted initial approval of this project by the Board.

A lenghty discussion was held on this matter. Mr. Gayeski had no problem with the request. Mr. Gatcha stated he did have a problem with the statement that Bear-Buck would like to work closely with Bear Creek Township. He stated the township has been asking for a roster for years and have yet to receive an updated roster. Mr. Wende stated they were told the list is confidential and they did not release it. Mr. Speicher stated he had no problem with the request, but felt the Buck Township issue should be resolved first. All cost would be borne by Bear Buck Baseball. Mr. Gayeski felt proceed for now until the matter is resolved with Buck Twp. An area was picked out and Mr. Wende asked if there were a problem with the requested area. Mr. Gayeski explained the request for expansion for ball fields and soccer over the years. Mr. Gayeski felt the batting cage could not dominate the fields. Mr Gayeski stated he could not go for a building out there, he stated a 16 by 20 was discussed by the backstop by the stand. Mr. Wende stated all they wanted to know is could they plan for the long range program for a building/storage shed inthe future. Mr. Gatcha stated find out were they would like the building. Nothing was resolved.

POLICE FORCE...Ltr was recevied from White Haven Borough regarding a regional police Mr. Gayeski stated we have the finest police force paid by the residents of Pa. At this time the board felt they would state with the State police.

REZONING/KRESGE....Ltr was received from Richard Kresge stating it is their wish for the entire block to be zoned B-2. Mr. Speicher felt if that is the way it was previously zoned, Mr. Carl Kresge stated the land was previously zoned B-4. Mr. Speicher stated there was no discription of B-4 in the old ordinance. A discussion was held.

REZONING/KRESGE.... Mr. Speicher stated that weather it be this code,pass code or any code in this district with a residential home, you can not add on to it. There is a very restrictive regulations to home in that area. Mr. Richard Kresge referred to his family who have home on th block. Mr. Carl Kresge stated in 1971 the property was rezoned for B-4 and he would like to have it remain so. Mr. Gatcha felt have the solicitor review the request. Mr. Weitz explained the zoning as adopted in 1974. Mr. Gayeski stated the term of B-4 is in B-2. Mrs. Weitz felt it is not. Mr. Speicher felt the Board made a mistake in the area because it was difficult to pick out the areas on the previous map. Now we are trying to correct it. He also stated there are time limitations on all properties when changes were made and the property owner should have alerted the supervisors of the changes prior to adoption.

Mrs. Andrews asked how much land is involved and what restriction on a B-2 can it be 100 acres or 50 acres. Mr. Gayeski stated whatever was stated on the 1974 ordinance. Mr. Speicher stated minimum restriction were listed. This was a pre existing issue. A discussion was held . Mr. Kresge stated he had information stating what at B-4 was and would bring it for the supervisors attention in the very near future.

REZONING/LAUREL RUN BOROUGH...Mr. Speicher stated the Laurel Run Borough Water Co. change to R-1 and had previously been a C-1. He would like this matter resolved in the near future also.

BOGUS LETTER....The Township secretary stated Mrs. Ruth Koval contacted her regarding the letter handed in by Mrs. Weitz against the Concern Citizens Group. She requested her letter be removed and that she did not know what she was signing at the time.

SLANDER....The township secretary stated for the past several months she has been receiving phone calls regarding slanderous statements in the township relating to the Bogus letter. She request permission to contact the solicitor and inform him of the issue at hand. All were in agreement.

Mrs. Andrews stated she spoke with the FBI sent copyies of the letter. She gave them the secretaries and solicitors name and phone numbers. She did not have the solicitor phone number. A discussion was held She stated they asked her a thousand questions.

BASEBALL....Mr. Carl Kresge stated he did not want his name brought up on this matter of going to court. He asked to resolve it or don't talk about it anymore. A discussion was held on previous statements such as section 2206 township code, P-500 grant applications issue and etc. Mr. Kresge presented the supervisors with letter from DCNR addressing this issue.

PERSONNEL...Mrs. Weitz asked if the Planning and Zoning Board members were considered as personnel . The Supervisors did not feel they were, but weren't sure.

SUNSHINE LAW...This topic was discussed by Mrs. Andrews and how she could get a copy. Freedom of Information Act was also mentioned.

TWP MEETING ....AUGUST 4,1998

BONNIE J. WASILEWSKI, SECRETARY
BEAR CREEK TWP SUPERVISORS

BALANCE	-6,637.18
TRANSFER	11,800.00
	5,000.00
	2,000.00
	14,000.00
	26,162.82

DISBURSEMENTS

T.G. GAYESKI MILEAGE	33.60
DOMESTIC RELATIONS	100.00
BEAR CREEK PAYROLL	4,000.00
HYATT REGENCY NATTA	267.42
NCSC WASHINGTON NATTA	288.00
PP&L	989.19
BELL ATLANTIC	147.21
BEAR CREEK PAYROLL	4,000.00
DOMESTIC RELATION SEC	100.00
T.G.GAYESKI SEMINAR	39.80
A.J. SPEICHER SEMINAR	39.80
AT&T	6.32
ELAINE MCLAUGHLIN ZONING HEARIN	102.50
J.W. HOBAN INS WORKERS COMP	8,151.00
PP&L	286.82
DOMOCO GAS OIL	461.09
ALL DOOR SALES	98.00
DANKO GAS	75.90
SPORTS JES	92.00
SEARS	44.43
BOC GASES	22.94
BASSLER EQUIP	31.57
ATCO	261.80
SUNBURY MOTOR	15.69
ALTERNATORS STARTER PINE RUN	155.00
HECHINGERS	789.92
GRAINEGER	28.22
WALTERS HARDWARE	22.23
POPPLE CONSTRUCTION	L94.70
MOBIL FLEET	121.69
PNC BANK PAYROLL TAXES	XXXXXXX VOID
PA DEPT REV STATE TAXES	xxxxxx VOID
360 COMMUNICATIONS	120.69
JOHNNY ON THE JOB	156.00
BEAR CREEK PAYROLL	4,400.00
U.S. POSTMASTER	96.00
ATTY HOEGEN	2,545.21
OFFICE MAX	21.16
H.A. BERKHEIMER	239.22
DARON BLOCK	21.42
NIELSEN (#8 TRUCK)	1,184.40
JACK WILLIAMS TIRES	91.16
BRADCO SUPPLY	282.72
SEARS	62.98
DOMESTIC REALTIONS	100.00
T.G.GAYESKI MILEAGE	24.00
B.J. WASILEWSKI MILE	19.20
A.J. SPEICHER SEM	43.00
PNC BANK TAXES PAYROLL	4,410.64
PA DEPT REV STATE	465.23
	35,250.87
BALANCE CKING	(9,088.05)

957334

104.1

BALANCE SAVINGS	62,033.50	
RECEIVED SINCE JUNE 1998		
CASH (GARY)	7.51	
LUZERNE CTY DELIQUENT	410.41	
DISTRICT MAGISTRATE HENDREZAK	304.91	
JOANN ENGLISH (PIPE)	138.00	
MOUNTAIN AUTO HERBERT PIEP	105.00	
TAX COLLECTOR	1,067.66	
STILP (HALL RENTAL)	50.00	
H.A. BERKHEIMER EIT	5,145.14	
H.A. BERKHEIMER EIT	522.71	
H.A. BERKHEIMER EIT	2,990.95	
H.A. BERKHEIMER PER CAP	22.00	
H.A. BERKHEIMER PER CAP	8.30	
H.A. BERKHEIMER OPT	40.00	
LUZERNE CTY (RENTAL VOTING)	50.00	
LUZENE CTY DELIQUENT	626.56	
TOTAL RECEIVED	11,489.15	
GRAND TOTAL S		73,522.65
TRANSFERS	11,800.00	
	5,000.00	
	2,000.00	
	14,000.00	
	40,722.65	
SERVICE CHARGES	1,98	
	40,720.67	
INTEREST	139.85	
GRAND TOTAL	40,860.52	

CERTIFICATES DEPOSITS
CAPITAL RESERVE

197.714.69
2,642.51 INTEREST
200,357.20

GENERAL FUNDS
40,000.00

GENERAL FUNDS
110.67
1.68
.58 INTEREST
112.93

STATE FUNDS

75,554.08
340.14 INTEREST
76,885.56

The Regular meeting of the Board of Supervisors of Bear Creek Township was held August 4, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Gene Kelly was present on behalf of Attorney Hoegen. Salute to flag followed.

APPROVAL OF MINUTES: A discussion was held on the minutes of July 27, 1998. Mr. Speicher felt he did not have an opinion on the status of the White Haven Borough letter regarding Police forces. Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as corrected. Vote unanimous.

Disbursements....Motion was made by Mr. Speicher and seconded by Mr.Gayeski to approve disbursements as presented. Vote unanimous.

Receipts....Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. Vote unanimous.

Code Enforcement....

Tractor Trailer Complaint....The information was given to the solicitor for review and the code enforcement officer would contact the solicitor at a later date to discuss it. Mr. Speicher asked was this complaint in reference to an overturn turck by Mr. Kellys' home. To the Boards understanding it was.

Mr. Gatcha asked did any member of the board hear from the code enforcement officer and was there any reason why he wasn't here tonight. Mr. Gayeski stated he spoke with Mr. Spak and thought he would be present tonight. Mr. Speicher stated he said he was tide up and seen no reason why he had to attend the meeting when he was spending 8 hours on Monday and 4 hours on Thursday at the office. Mr. Gatcha felt a personnel meeting was necessary in the future to discuss this issue.

COMPLAINTS...Gulich.....The property was cleaned up and complete at this point. Hope Mozlum complaint on Meadow Run Road is still pending.

CENSUS ....Mr. Spak made a report on the up coming Census paper work.

FIRE CO BAZARR ...Mr. Gatcha read letter received from the Fire Co regarding there activities for the up coming Bazaar.

COMPLAINT...Mr. Gatcha stated he received a letter regarding a complaint made in the Mountain Lake Area. The letter stated they felt Mr. Gatcha would ignore the complaint. It was in reference to a shed on West Ave. Mr. Gayeski felt the complaint has been going on for 2 years. The Board instructed the secretary to forward a letter to Code Enforcement officer and request action be taken on this matter and the Perugino complaints by the 24th of this week.

SUNSHINE LAW...Mrs. Andrews stated she did not receive a copy of the Sunshine law todate. She asked what can the Board discuss behind close doors that does not violate the sunshine law. The solicitor stated he did not know right off hand but would get her a copy of the law.

BOGUS LETTER....Mr. Gatcha asked if we hear anything on he Bogus letter from the Postal system. The solicitor would contact the state police to find out the status.

Mr. Gayeski stated Mr. Getz contacted Senator Santoriumn and Mrs. Andrews the FBI. Mrs. Andrews stated to her understanding the FBI has not contacted the Township todate. She also stated she did not expect the township to spend tax dollars to defend her on this matter and would do it herself. She also felt the township should push harder to resolve this matter.

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KELLY COMPLAINT...Mr. Kelly stated he had observed a van on private property on Meadow Run Road and Thornhurst Road. They had a video camera on him and his son. He said they were in the area for 4 to 5 days. He also stated Mr. Roberts was behind his home on private property and he did not know if the owner knew . Mrs. Weitz stated he was not trespassing he had permission .

The solicitor told Mr. Kelly he should contact the police and this was not a Board matter. Mrs. Wetiz stated the van had a New Jersey plate. A discussion was held.

REZONING...Mrs. Andrews asked about zoning changes prior to 1995. Mr. Gatcha stated the board standing on the Kresge issue by applying for a curative amendment by the supervisors applying for it (this would be the issue on the Laurel Run Road and the mining issue). Mr. Gatcha was concerned what effect this may have on the Kresge/Perugino issue. A discussion was held and no opinion was made.

STORM EASTER ORDINANCE...Mr. Speicher stated he attended a seminar on storm water effect in the area. He stated in the future we would prehaps need to adopt an ordinance to this effect and how the cost factor would effect the township.

DAM MEADOW RUN ROAD...Mr. Gatcha stated he atttend a meeting in Wilkes Barre Twp regarding the dam on Meadow Run raod. He stated Wilkes Barre Township is involved in this situation and they are looking for money to restore the Dam. He informed them the township could not get involved. A discussion was held.

Motion was made to adjourn. Next meeting August 24, 1998.

BONNIE J. Wasilewski, secretary
Bear Creek Township

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held August 31, 1998 at 7:30 P.M. Vice Chairman Tyrone G. Gayeski presided with Supervisors Alfred J. Speicher. Salute to flag followed.

RECORDING DEVICES....The secretary stated the township policy on recording the township meeting in detail.

APPROVAL OF MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of August 4, 1998 as prepared. Vote unanimous.

Request for meeting...Ltr was received from the Planning and Zoning Boards chairpersons requesting a meeting with the Board of Supervisors to discuss for informational purposes, the responsibility and duties of the current code enforcment officer employed by the township, due to a number of mitigating circumstances A response was forwarded from the supervisors stating they would like in writing what the mitigating circumstances are relating to this request.

Response to the supervisors Ltr was hand delivered tonight stating both boards felt that the present system is inadequate as to the way it is being applied or enforced properly. They therefore requested this matter be discussed at a meeting with both the supervisors and solicitor, if necessary. Mrs. Andrews asked if it would be a public meeting. The Board felt whatever the solicitor Mr. Speicher felt it could be public meeting. It would be part of a regular meeting . Mr. Gayeski felt the board would do the best the can.

EMA....Mr. Gayeski stated he needed more information from the secretary to complete the requested form. He would need to go back to previous years. He stated it was given to the EMA and got lost in the shuffle.

PENN DOT LAKE ROAD SIGN...Ltr was received from Penn Dot regarding request for sign denoting Indian Lake Trail would be posted. Mr. Gayeski stated he does not want any sign at the start or end of the township in his municipality because he ownes the road but not the land. Penn Dot would further investigate our request.

BEAR CREEK TWP VS ROBERTS COMPLAINT... A preliminary injunction was issued to request Roberts to remove all abandoned, inoperable, disabled and junked motor vehicles from the premises located in the township. He was instructed to obtain all necessary land uese permits prior to initiating operation of a junk yard and etc. The secretary stated she did contact the code enforcement officer and instructed he to contact the solicitor for further instructions. This matter would be further discussed with the solicitor.

BLOCK GRANT...The secretary stated the township has not received a block grant in the past and at the present time the township receives only entitlements. The supervisors informed the residents of grant and entitlement procedures and also stress the importance of survey response.

AUGUST 31, 1998 SEMI MONTHLY MEETING

CARL K KRESGE VS SUPERVISORS BC TWP AND BC CONCERN CITIZENS GROUP. ...It states a brief of motion in limine in support thereof which will be filed and delivered to the Judge Burke for file.

GRANTS...Mr. Gayeski stated the township received a letter from Gail Andrews with numberous names reqeust the township to place a play unit similar to the one at trailwood. He felt that if we should get the money from the grant that all contractors in the township should also present bids for the project.

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MILLING... Mr. Gayeski stated a letter is being forwarded to American Asphalt explaining the situation on the billing. Mr. Gayeski informed the public of what had happened in this particular matter. He felt the township should not pay for milling they did not receive. He also stated he was to the understanding a certain amount of money would be charged per load. This was not the same under standing American asphalt was in agreement with. Mr. Gayeski felt we owed them a certain amount. Mr. Speicher felt Mr. Gayeski should speak with Mr. Gatcha before the letter went out because he was not in agreement with paying the bill. He felt this project should have been bid and something should have been in the file. Mr. Speicher felt the project started off with some amount around $600.00. No contract was signed. Mr. Gayeski felt there were no other parties we could have gotten a bid from.

PERSONNEL MEETING...Mr. Gayeski stated Mrs. Naliznik wanted to bring up something regarding Rody road with the secretary after the meeting.
PUBLIC IMPUT....Mr. Gayeski stated he would take public imput but not argue and fight.
Secretary hours...Mr. Chris Roberts asked what the secretaries hours were. The secretary stated she was on call . Mr. Gayeski stated Mr. Roberts should set up an appointment and call the secretary for this appointment.

September 8, 1998 next township meeting.

FADELSAK.... Atty Hoegen informed the township of action being taken on the Fadelsak property. The township had legal cost and etc regarding the cleaning of this parcel of land. At the present time it is being considered for Sherrif sale. The supervisors felt they should get any legal fees they expended to date . This matter would be discussed with the solicitor at the next meeting.

Bonnie J. Wasilewski Secretary
Bear Creek Township

DEPOSIT 8-3-98	10,000.00
BALANCE CKING	(9,088.05)
DEPOSITS	5,000.00
DEPOSIT	10,000.00
TOTAL	15,911.95

DISBURSEMENTS:

Bear CReek Payroll	5,000.00
HECHINGER	167.63
HOME DEPOT	554.08
DOMESTIC RELAITONS	100.00
PP&L	1,389.42
BELL ATLANTIC	146.21
BEAR CREEK PAYROLL	5,000.00
AT&T	6.27
T.G.GAYESKI SEMINAR	75.69
B.J. WASILEWSKI SEMINAR	42.68
CITIZENS VOICE	17.55
TRUSTEES INSURANCE FUND	1,201.00
J.W. HOBAN WORKERS COMP	1,604.00
THOMAS MCGOWAN REPAIRS	26.00
APEX WASTE SERVICES	24.46
R.J. WALKER SUPPLIES	61.98
LEHMAN POWER EQUIPMENT	65.28
MOUNTAINTOP LAW TRACTOR	76.22
VALLEY POWER EQUIPMENT	VOID
BOC GASES SUPPLEIS	22.94
GRAINGER	18.12
MOBIL FLEET	203.93
CIRCLE BOLT & NUT CO.	18.27
BELL AUTO PARTS	31.11
AMERICAN ASPHALT	VOID
360 COMMUNICAITONS TRUCK PHONES	127.62
BRADCO SUPPLIES	83.88
EASTERN EARTH BORING EQUIPM	20.00
POPPLE CONSTRUCTION ROAD MATERIAL	820.96
AMERICAN ASPHALT PAVING	222.38
CENTRAL CALY PRODUCTS	99.00
JOHNNY ON THE JOB	156.00
BRAIN EGENSKI SEO	1,422.00
A.J. SPEICHER SEMINAR	84.08
PNC BANK TAXES	1,883.15
PA DEPT REVENUE STATE TAXES	344.65
T.G. GAYESKI mileage	40.00
H.A. BERKHEIMER	516.02
R.J. WALKER	61.98
WB AVTS (COMPUTER TRAIN)	120.00
PSATS SEMINAR	15.00
B.J. WASILEWSKI MILEAGE	33.60
DOMESTIC RELATIONS	100.00
OFFICE MAX	29.70
AUGUST ENGINEERING	547.90
APEX WASTE SERV	24.46
JOHN SINGER (SEPTIC)	150.00
BELL AUTO PARTS	36.13
BATTERY WAREHOUSE	52.25
JACK WILLIAMS TIRES	511.28
VALLEY POWER EQUIPMENT	164.83
TOTAL EXPENSES	23,519.71
BALANCE CKING	(7,607.76)
AMERICAN ASPHALT	6,880.00

95-1334

BALANCE SAVINGS	40,860.52

RECEIVED SINCE JULY 1998

SERVICE ELECTRIC CABLE TV	4,322.19
H.A. BERKHEIMER EIT	1,570.74
H.A. BERKHEIMER EIT	2,314.39
TAX COLLECTOR KRESGE	1,963.07
SEO GRABKO REALTY	275.00
LUZ CTY RE CASTELLINO	1,770.61
DISTRICT MAG HENDERZAK	20.74
GENERAL MUNIC AUTH GOLF COURSE	212.50
H.A. BERKHEIMER EIT	938.50
H.A. BERKHEIMER EIT	2,438.96
H.A. BERKHEIMER EIT	3,971.05
COMMONWEALTH LIQ LICENSE	1,400.00
SEO GATCHA	275.00
CASH TGG/REIMB REC BLDG	20.00
LUZ CTY DELIQ	446.57
H.A. BERKHEIMER EIT	3,482.76
H.A. BERKEIMER ETI	3,938.88
SEO KELLY	60.00
SEO ZINGARETTI	350.00
LUZ CTY RE CASTELLINO	2,309.17
COMMONWEATLH STATE POLICE	2,667.64
TOTAL	34,747.79
GRAND TOTAL	75,608.31
TRANSFER	(10,000.00)
TRANSFER	(5,000.00)
TRANSFER	(10,000.00)
ANALYSIS CHG	(.88)
total	50,607.43
	118.31 INTEREST
GRAND TOTAL	50.725.74

CERTIFICATES DEPOSITS

CAPITAL RESERVE	GENERAL FUNDS	GENERAL FUNDS
200,357.20	40,000.00	112.93

STATE FUNDS

76,885.56

The Regular meeting of the Board of Supervisors of Bear Creek Township was held September 8, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

APPROVAL OF MINUTES: Mr. Gayeski stated the following corrections... Mr. Gayeski he, stated Emil Ganc Roadmaster of the Borough request for a sign does not want any sign at the start or end of the township in his municipality because he ownes the road but not the land. Penn Dot agreed with Emil Ganc. Motion was made by Mr. Speicher to approve minutes as amended August 31, 1998,seconded by Mr. Gayeski. Vote unanimous.

TREASURER REPORT...Disbursements motion was made to approve disbursements by Mr. Gayeski as presented. Mr. Gatcha seconded. On the vote Mr. Gatcha yes, Mr. Gayeski yes, and Mr. Speicher no. Vote passed.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski vote unanimous.

CODE ENFORCEMENT OFFICER.....No reports were made because the Code Enforcement officer was not present. The secretary stated she did contact the Code Enforcement officer with all the pending issues and he was to have a report for tonight's meeting.

SOLICITOR...

ROBERTS COMPLAINT...The solicitor forwarded a copy of a letter from the attorney for Mr. Roberts stating he is in compliance with Judge Cappellini's Order of August 11, 1998 and believed an inspection by the Zoning Officer or the Judge is warranted. The secretary was instructed to conde the Code enforcement officer to instruct him to inspect the proper for compliance as previously instructed.

KRESGE REZONING .....Attorney Hoegen stated he would need to go over the changes with the township engineer. Mr. Speicher felt that the Laurel Run Water Co. should also be changed due to change in ownership to an R-1.
Mr. Gatcha asked the attorney what would it take for someone else asking for for a change. The attorney felt this is entirely a different situation where the township mistakenly made an error in Zoning of the property and is now going to correct it.

FADELSAK... The secretary stated she contacted the individuals who made the original complaint and felt there is no problem at the present time with the property as stated by the complainant . No response was received from the Code Enforcement officer on this matter. A discussion was held Mr. Speicher stated he would inspect the property and get back to the Solicitor regarding pending action.

WINCEK...This matter would be discussed after the meeting dealing with litigation.

SPAK COMPLAINT...Attorney Hoegen felt this unless there was specific authorization for him (Mr. Gabe Spak) to use his own equipment he did not feel it was a valid complaint. Mr. Gayeski stated the matter was not on our road or right of way.

WHITE HAVE POCONOS AGREEMENT...Atty Hoegen stated the final papers were sent to counsel for the Dennison Township and he had hoped the matter is being finalized.

MILLING... Mr. Gatcha asked Mr. Gayeski if he had checked with everyone regarding the milling. Mr. Gayeski stated he check and American Asphalt reviewed the billing and changed it from $12,000 to $9,000.00 and at this point Mr. Gayeski felt the review of the billing we owe them $6,880.00. This was done before with another company on the turnpike and we paid $40.00 per load. Mr. Gatcha concern was that we call around and not over bid.

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FIRE COMPANY CONTRACT...The secretary stated the new contract has been prepared by the solicitor for the fire companys review and signature. It would be forwarded immediately.

ROADS...Mr. Gayeski stated 25 miles of shoulders and 24 miles of ditch work has been completed by the road crew. They have cut down alot of trees and branches. Cut 7 acres of grass a week on the recreation area. He also stated he received raving comments on the condition of the fields . He stated the work on the fields is not done over night but over years.

RECREATION EQUIPMENT...Mr. Gatcha stated he would like to look into placing equipment for the big fields behind the township building. He received many comments on the recreation site at Trailwood.

DEER SIGNS...Mr. Gayeski stated he would like to look into placing sign for Deer concerns. He was told it was the responsibility of the Game Commission. He asked permission to contact them in writing . He also was concerned about signs being stolen on the road ways. Watch children and etc. . He also stated we were having a problem with school lights on the electrical aspect side. Mr. Speicher felt it was hard to believe . Mr. Gayeski stated water gets inside the unit and shorts it out. At this point they are operating .

FIRE INSURANCE ESCROW LAW.. Atty Hoegen was of great concern regarding this pending law act 93 of 94. He read the law and felt the Board should consider adopting an ordinance to address it. He felt it could affect our insurance rates. The supervisors instructed the secretary to contact the code company and or PSATS for futher information.

WORKMANS COMP INSPECTION...Mr. Gayeski stated he meet with a representative from the workers compensation insurance to check the buildings, equipment and etc. A report was forwarded to the township stating all the corrections needed to be in compliance. Mr. Gayeski stated the ambulance company was also inspected in regards to the storage section of the township building. The secretary was instructed to forward the section relating to the ambulance organization for compliance.

COMPLIANCE ORDINANCES...Mr. Gatcha felt the next step he would like the Code Enforcement office to research would be other areas of the township that are not in compliance with the ordinance such as junk cars and etc. He felt the rules are for all . A discussion was held on what a junk vehicle was and how you could identify the violation. The section of the code was address by the supervisors. Questions were asked by residents of the township concerned with this particular section of the ordinance. Mr. Gatcha stated his feelings as to what a junk vehicle is. Mr. Speicher stated a taxpayer from the township gave a letter to the code enforcement officer in the past of certain properties that were in violations.

NALIZNIK (RODIE ROADWAY)....Mrs. Naliznik stated that in April of 1998 she approached the supervisors regarding her roadway and also on April 29, 1998 she gave paperwork to Mr. Gatcha who stated he would forward to the solicitor and the board would come up with a decision.

Attorney Hoegen stated Mr. Paluzney in the past was informed that the township could not take the road over because it was not up to code.
Mrs. Naliznik stated it was up to code at one time and was not taken over todate.
Attorney Hoegen stated the township could not take a road without a deed and etc. Mrs.Naliznik updated the solicitor regarding the steps taken by her in regards to research at the court house and that the road was to be put back on the tax rolls. Attorney Hoegen stated if the county becomes the owner they would not maintain it either. He stated the road would have to be brought up to specification as per the code. The code does not allow the township to take the road over in its present condition. Mr. Naliznik gave an example of roadway that was paved and etc. A discussion was held Mrs. Naliznik expressed her concern regarding the condition of the road in the winter. Also she complained about a ditch on a particular section of the roadway. She stated she called Penn Dot regarding the ditch in the past. Mr. Speicher instructed Mrs. Naliznik to forward her future correspondence to the Dunmore office . Mr. Gayeski stated he would contact Penn Dot regarding Mrs. Naliznik complaint. She also asked about a street light Mr. Gatcha stated he would meet on her roadway to review her complaint.

GRANTS...Mr. Sperrazza asked if the township received a letter from DEP regarding money for tire clean up. The board knew nothing of the letter. A discussion was held on this grant application. The solicitor felt that prehaps it was addressing the superfund sites. A discussion was held. The secretary would research the matter future.

BOCCA CODE...MRs. Andrews asked if the township follows the Bocca Code. Mr. Gayeski stated we are waiting for the state to pass the mandate. A discussion was held.

RESCIND LETTERS...The secretary stated she received several letters address the concerns of township residents with respect to the Concern Citizens group. She stated the individuals wished to rescind their original letter .

BOGUS LETTER...Mr. Gatcha stated that he was informed by the state police the investigation was over as far as the State Police was concerned. Mr. Gatcha again asked the residents to work together and if they have a problem to come to the board and not the newspaper.

CODE ENFORCEMENT....The members of the Planning and Zoning Board requested a meeting with the Board to discuss the pending issue of Code Enforcement job discription. Mrs. Andrews wanted to know why the board would be discussing this matter with the Boards before they hire a new employee. A discussion was held. Mrs. Weitz addressed the board with concerns regarding posting of building permits , the attendance of the Code officer at the zoning board hearings, proper notification of all parties and copies of this correspondence. Copies of the newspaper advertisement and reports to the zoning hearing board.

PLANNING COMMISSION...addressed the board with their concerns about the present position of code officer from part time to full time. A discussion was held and the board felt the township is not in need of a full time position at the present time and addressed the financial aspect of the salary involved. Bocca Code they felt should be adopted as a minimum building code. Mr Gayeski felt this is a unfunded mandate and when and if it comes to that point the township would review it. He felt the homeowners would assume the cost of enacting the code. They requested acopy of the fee schedule, requested attendance at their meetings , identification of the code officers vehicle and that articles of advertisement be in both local papers. The board felt these were reasonable request.

The Board at this time informed the public that a executive session would be held as stated at the beginning of the meeting to discuss a pending legal matter. Mr. Roberts requested a docket number. Attorney Hoegen felt it was not necessary to state a number, that Mr. Roberts could go to the courthouse to find all the information needed. Mr. Roberts quoted information relating to his request.

Next township meeting...September 28, 1998

Mr. Gatcha adjourned the meeting.

BONNIE J WASILEWSKI , SECRETARY
BEAR CREEK TOWNSHIP

The semi monthly meeting of the Board of Supervisors of Bear Creek township was held September 28. 1998 at 7 :30 pM. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher . Salute to Flag followed.

APPROVAL OF MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as prepared. Vote unanimous.

FIRE COMPANY/CHANGE OF OFFICERS...Ltr was received from the Vol Fire Company informing the Supervisors that Mario Sindaco has resigned as president of the fire company and has been replaced by Mr. William Sennet Jr. and Edward Jasulevicz has replaced him on the relief association as of this notice.

CONTRACT FIRE PROTECTION.... Fire company signed fire protection agreement for a period of one year . This would be renewed annually . Chairman Michael Gatcha signed the agreement.

DENNISON TOWNSHIP / INTER MUNICIPAL AGREEMENT...Ltr was received from the solicitor for Dennison Township stating he has recorded the agreement and original deed for Weiss Road. Mr. Gatcha explained the events leading up to this point and how the township would be reimbursed for services.

CELLULAR TOWERS.... Ltr was received from Atty Hoegen regarding the supervisors request for a research investigation on the rules and regulations of cellular towers. The attorney felt the towers are in fact subject to zoning laws of the commonwealth of Pa. Mr. Speicher felt the attorney was misinformed and that in fact the tower was installed with a permit from the Code Enforcement officer. Mr. Gatcha felt the township should consider putting a loop hole in the future that if there are any cellular towers that before a permit is issued it must go before the planning or zoning boards. Mr. Gatcha stated that while he was in Washington this month he discussed this issue concerning towers. Mr. Gayeski informed the public who a consultant firm would handle this matter and what it would cost. Mr. Gatcha stated the consultant would gladly come up and discuss this matter with the supervisors and etc.

BACK MOUNTY TRUST...Ltr was received from the trust requesting support so they could apply to the state for acquisition monies for the land being studied. Atty Hoegen did forward a letter to them as per their request and the supervisors instructions

AGILITY AGREEMENT...Mr. Gayeski stated he would be willing to sit down and listen to this program being presented by Penn Dot. He stated they are contracting and subcontracting job and raised our taxes to do all this stuff and now they are trying to figure out how to pass it out to municipalities.

FIRE INSURANCE PROPOSED ORDINANCE....Act 98 of 1992 this proposed ordinance would be considered by the township supervisors for possible adoption in the near future. A copy of the ordinance was forwarded to the fire company for review.

CURATIVE AMENDMENT....The secretary stated she forwarded a letter to the attorney and received a response to be addressed by the supervisors for further action. The township engineer would have to be contacted for revision to the maps and etc.

OCCUPANCY PERMITS....The secretary stated she meet with the new code enforcement officer and reviewed the township ordinance regarding occupancy permits. Mr. Andrews code enforcement officer felt this matter should be further investigated. He did not feel he should issue occupancy permits without inspecting the properties. Attorney Hoegen was also in agreement with Mr. Andrews . They also felt a fee should be connected with the issuance of this permit.

657334

COMMUNITY DEVELOPMENT BLOCK GRANT....The secretary stated the application has come in and the supervisors need to sit down and discuss what they would like to use the approximate $88,000.00 grant for in the upcoming year. The secretary stated surveys would have to be sent out in the township and hopefully they would be returned so that we could do some of the proposed project that may be on our lists.

WILDLANT CONSERVANCY GROUP...Asking for a letter of support for the Lehigh River resources enhancing. The supervisors were in agreement to forward letter of support as per their request.

Mr. Gatcha stated he did not plan on taking comments from the public at this meeting. It was to be a work session and he wanted to keep it as a work session. Mrs. Andrews asked about the community development grant. Mr. Gayeski informed the public how the grant worked and how other communities received monies. She also asked about the proposed program for the consultant regarding towers. Mr. Gatcha explained how it operates.

DITCHES MEADOW RUN ROAD...Mr. Gatcha stated he received a complaint regarding ditches on the Meadow Run Road from Mr. Gober. He felt the township should forward a letter to Penn Dot and address this request. Mr. Gayeski would draft a letter to be forwarded

NALIZNIK....Mr. Gatcha stated he did look at the request from Mrs. Naliznik regarding a light and etc on her roadway. Mr. Gayeski stated he also look at the road. No action would be taken until next meeting.

NEXT TOWNSHIP MEETING ...October 6, 1998 . The supervisors would hold a personnel meeting after the adjournment of this meeting.

BONNIE J WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BALANCE CHECKING	5,662.63
DEPOSITS	15,000.00
	3,500.00
	5,000.00
	5,000.00
TOTAL	22,837.37

DISBURSEMENTS:

LUZERNE CTY CONVENTION	24,00
BEAR CREEK PAYROLL	2,500.00
PNC BANK	3,218.75
AMERICAN ASPHALT	6,880.00
T.G. GAYESKI WASHINGTON	425.83
MICHAEL GATCHA WASHINGTON	476.46
DOMESTIC RELATIONS	100.00
GATEWAY (COMPUTER)	1,953.00
JOSEPH ANDREWS SUPPLIES	41.33
BELL ATLANTIC	158.44
PP&L	1,223.77
AT&T	6.27
MICHAEL GATCHA SEMINAR	44.60
T.G. GAYESKI SEMINAR	142.96
B.J. WASILEWSKI SEMINAR	146.60
JOANN ENGLISH SEMINAR	35.00
GOLDEN BUSINESS SUPPLIES	89.62
OFFICE MAX	211.60
PA REC PARK SOCIETY	125.00
BEA CREEK NURSERY CO.	840.00
JOHNNY ON THE JOB	156.00
360 COMMUNICATIONS	103.63
DESIGN CONSULTANTS	2,000.00
MOBIL CREDIT FINANCES	167.87
WALTERS HARDWARE	18.55
BASSLER EQUIPMENT	150.25
POPPLE CONSTUCTION	38.60
COLOURS	101.74
MEDICO INDUSTRIES	15.99
BRIAN EGENSKI	60.00
PSATS UC GROUP	497.86
H.A. BERKHEIMER OPT	110.00
PA DEPT REVENUE STATE	234.01
H.A. BERKHEIMER CITY	372.80
PNC BANK TAXES PAYROLL	2,250.25
DOMESTIC RELATIONS	100.00

BEAR CREEK PAYROLL	3,000.00	
BEAR CREEK FIRECO	7,156.21	FINAL ALLO
BEAR CREEK FIRE CO	11,973.04	FIREMENS R
CIRCUIT CITY SCAN	739.93	PRINTER
SERVICE MERC CENTER	163.99	CODE ENF
B.J. WASILEWSKI MILE	38.40	
SPARKLE CLEAN RUG	44.95	
JOHNNY ON THE JOB	156.00	
ATTY HOEGEN	2,944.03	
H.A. BERKHEIMER	372.90	
CITIZENS VOICE	202.50	
TIMES LEADER	159.96	
DOMOCO GAS OIL	69.73	
SUNBURY MOTOR	309.70	
MAIN HARDWARE	14.39	
COLOURS	101.74	
TOTAL	52,468.25	
BALANCE CK	(29,630.88)	

STATE LIQUID FUELS

CARGILL SALT	13,202.84

BALANCE SAVINGS	50,725.74

RECEIVED SINCE AUGUST 1998

H.A. BERKHEIMER	5,727.38
MAGISTRATE HENDERZAK	97.08
H.A. BERKHEIMER OPT	112.70
H.A. BERKHEIMER PER CAPITA	5.50
COMMONWEALTH STATE GAME LANDS	2,667.64
SEO EGENSKI KANE	60.00
RENTAL SPEICHER	25.00
H.A. BERKHEIMER EIT	2,252.06
H.A. BERKHEIMER EIT	826.26
HOME DEPOT REFUND OVERPAYMENT	496.35
RE CASTELLINO LUZ	2,526.48
TAX COLLECTOR KRESGE	355.83
LUZ CTY DELIQ	200.65
SAFEGUARD OVERPAYMENT	85.23
BEAR CREEK TWP (GAS REFUND)	9.51
H.A. BERKHEIMER EIT	1,900.88
H.A. BERKHEIMER EIT	726.69
CODE ENFORCEMENT HEARING	300.00
BOOKS	10.00
CONTRACTOR	1,260.00
FEES	767.50
CYBLUSKI PIPE	138.00
H.A. BERKHEIMER PER CAP	1,258.80
H.A. BERKHEIMER EIT	2,126.71
TOTAL RECEIVED	23,936.25
SUB TOTAL	74,661.99
TRANSFER	(15,000.00)
TRANSFER	(3,500.00)
TRANSFER	(5,000.00)
TRANSFER	(5,000.00)
TOTAL	46,161.99
ANALYSIS CHARGE	3.08
TOTAL	46,158.91
INTEREST	121.00
GRAND TOTAL	46,279.91

CERTIFICATES OF DEPOSITS

CAPITAL RESERVES	GENERAL FUNDS	GENERAL FUNDS
200,357.20	40,000.00	112.93
		.57
		113.50

STATE FUNDS	
76,885.56	
341.19	INTEREST
77,226.75	

The Regular meeting of the Board of supervisors of Bear Creek Township was held October 6,1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

DISBURSEMENTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve disbursements as read. Voted unanimous.

RECEIPTS...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to audit. Vote unanimous.'

MINUTES...Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes of September 28, 1998 as prepared. Vote unanimous.

SOLICITOR REPORT...ROBERTS COMPLAINTS...Attorney Hoegen stated he was advised that access was denied to the Roberts property and if that is true then the township should seek a contempt sitation from the court and will asked the court to set fines of three hundred dollars a day.

CURATIVE AMENDMENT...Atty Hoegen stated that he understands that the information need to prepare is now available and will have prehaps by the next meeting.

CELLULAR TOWERS...Atty Hoegen stated he gave each supervisors a letter and they are covered by feds , however in every zoning district they are regulated by height distance 35 feet for structures of any kind except for agriculture and conservation and neither would permit a tower without a special exception or variance and therefore a tower could not be constructed without an approval from the zoning hearing board or supervisors. He felt we could not do anything about the preconstructed one at this time. Mr. Speicher asked about a utility. Atty Hoegen stated cellular towers are not a utility. A utility has a special exception from the zoning ordinance. No utility uses towers. Depending on the use or application would mandate how it would be handled. A discussion was held on this matter.

OCCUPANCY PERMIT...A discussion was held on the occupancy permits. Atty Hoegen stated the township is not certifying anything as to the quality of the building or etc. Our code enforcement officer would not be certifying the building electrical or etc. The permit only address the zoning code nothing more. Mr. Gatcha stated the homeowner would be responsible for contacting the contractors for certifications.

FIREMENS RELIEF FUND...The township received the yearly allocation $11,973.04 and they would also receive a certain amount from Bear Creek Village as their share for services to the village.

COMMUNITY DEVELOPMENT FUNDING...Mr. Gatcha stated he would like to consider Swanson road as a project for the 1999/2000 grant period for Bear Creek township instead of using general funds or liquid fuels monies.

COMMUNITY DEVELOPMENT FUNDING.... The secretary would forward survey forms out for participation of the grant regulation. Mr. Gatcha felt we did the engineering work on the Swanson road and felt we should now complete it with the future funds. He also felt we should consider a playground for the recreation park behind the building. He felt the equipment should be for the older children and the younger children. He also asked for permission to go out on his own for engineering ideas to address the building for landscaping ideas and etc. Mr. Speicher had no problem with Mr. Gatch's request.

ROBERTS COMPLAINT...Mr. Roberts asked when did he deny access for an inspection on his property. He stated he never denied access to his property. Mr. Gayeski asked when could the township come? Mr. Roberts stated set up a time. The code temporary code enforcement officer stated he never went to inspect the property todate. Atty Hoegen stated he would talk to Frank Hoegen to varify the facts. A discussion was held on this statement.

CODE ENFORCEMENT OFFICER REPORT...Mrs. Weitz asked that the supervisors read the code enforcement officers report. Mr. Gayeski read it aloud. Mr. Gatcha asked if Mrs. Weitz wanted a copy of the report. She did not.

ORLOSKI'S SERVICE STATION...Mrs. Weitz asked if Orloski received a permit for the constructionof the new building . She stated they requested avariance for an over hand on the existing building . She stated no new building was ever presented to the Zoning Hearing Board with the original maps. She stated it was made clear if they intended to construct a new building they would have to come back for another variance. She wanted to know how the application was submitted and was a permit given to them for everything new or preexisting building. She stated they only approved the overhang on the existing building. She did not know if they redesigned the building so they would not need another variance.

ALTERNATORS...Mr. Gatcha asked what happened to the request for the structure dealing with alternators because he has a sign on his property. Atty Hoegen asked if the township was notified of this particular property. Mrs. Weitz stated Atty Mattern would have notified the township over a year ago of this matter.

RECREATION...Mr. Ruddy asked if the township could assess individual participants and did the solicitor have any information or opinion. Atty Hoegen agreed with Mr. Ruddy's statement. DCNR states we can not access Buck Township. Mr. Ruddy asked if the township could just eliminate them from the townships programs. The solicitor felt the township could if they wanted. Mr. Ruddy felt we should resolve this matter and not carry the load for Buck township. Mr. Gatcha asked about grant money. Mr. Ruddy wanted the solicitor to look into the matter. The solicitor stated we have looked into the matter. His opinion prevent the children

RECREATION... CONTINUED

from Buck Township from playing in the spring. He stated stand at the gate and not let them in or select a new sponsor for Baseball other than the old organization and deny use of the field . Mr. Ruddy asked how this would be accomplished. Atty Hoegen stated a resolution and the supervisors would control the facility. Mr. Ruddy requested that the supervisors draw up the resolution. Mr. Speicher stated he would make the motion. A discussion was held and a draft resolution was discussed. Mr. Gayeski stated we would still have Bear Creek Village as part of our organization. Liability was discussed by Mr. Gayeski. Mr. Gatcha asked the status of the current organization . Atty Hoegen stated they would have no control over baseball at that point. Mr. Speicher felt we should not get into baseball business. Mr. Gatcha stated he did not want to do this. Mr. Speicher felt we should not sponsor it and not get into the baseball business. Atty Hoegen would draft a resolution for the supervisors to review at the next meeting. A discussion was held.

DEVELOPMENT...Mr. Thorpe an individual was concerned about the future developments in the township. He stated he was considering building on a parcel in the township and wanted to know about the elementary school and etc. Mr. Gayeski informed him of the information he knew concerning the schools. A discussion was held.

BONNIE J WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

957334

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held October 26,1998 at 7:30 PM. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Salute to flag followed.

MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as presented. Vote unanimous.

DITCHES/MEADOW RUN ROAD....Ltr was received from Penn Dot regarding a complaint received from Mr. Michael Gober about the ditches on the Meadow Run Road. They stated the ditches would be cleaned starting November 1, 1998.

REQUEST FOR INFORMATION...Ltr was received by the board for request of information. This letter was forwarded to the solicitor for response.

GBM....The secretary stated GBM will no long be able to repair our present copy machine due to age. This would be considered in the 1998 Budget.

BASEBALL MOTION...Ltr was received from the solicitor regarding a proposed motion regarding participation in the baseball league. He prepared a motion for the boards consideration . This matter was tabled until the next meeting until the solicitor was present.

FADELSAK COMPLAINT...Mr. Speicher stated he had inspected the property prior to this matter. He stated he would reinspect the property by the next meeting for further action.

MACK SUBDIVISION...A discussion was held on this matter. The secretary would look into the files for further information as per a final approval by our board.

BINFORD SUBDIVISION...A lenghty discussion was held on this matter. Mr. Gayeski had concerns regarding the map showing a section of Forest Park as a developed subdivision. Mr. Gayeski stated that particular area shown on the map had never been approved by the township as a legal subdivision. Mr. Johnson surveyor for the Binfords stated that development had nothing to do with the Bindord subdivision. A discussion was held. This matter would be tabled until next meeting and further research.

TRANSPORTATION GRANT...Mr. Gatcha asked about Penn Dot grants for funding certain projects. Mr. Gayeski explained about the grant seminar held recently at LCCC. At which time they explained what monies were available and how to apply for them. The secretary would look into them further in the near future.

TOWERS...Mr. Gatcha expresssed his concern again about the towers on the Laurel Run Road. He stated he did not know that so many towers were located in that area.

WASTE BAN.... Mr. Gatcha stated he understands that in the near future a ban will be put on waste coming into Pennsylvania.

TRUCK SPECKS...A discussion was held on speck for a new township truck. Mr. Speicher stated he would like to get specks from the state program for consideration because they may be less expensive. Mr. Gayeski stated the most popular trucks were the 3 tons.

VOTING POLE...Mr. Gayeski stated the White Haven area of the township will have their own voting machine for the next election in November.

Employee Hiring...Mrs. Koval stated at the last meeting when the hiring was done should it have been done at open session. She asked was the meeting reopened. Mr. Gayeski stated the appointed employees were to be announced tonight. He stated all applications were reviewed which the township only received one for the road department that had the qualified test. That being the written test and the driving test. The driving test was walk around the vehicle. Mrs. Koval asked at the time of application she felt something was done that was just not right with the situation regarding CDL license and she was disappointed the way it was handled very underhanded. She stated at time of application Mr. Harkenreader did not have his CDL, it was offered to him and he took the test with the township truck with a township employee. But her son who was a township employee was never asked if he wanted to take the test. Mr. Gayeski stated he never asked Mr. Harkenreader took the written test on his own and he came and asked if he could use the township truck for his test because we were insured to see that it was correctly done. He stated he had other individual who stated he would drive a certain truck and have Gary drive the CDL. He stated we can not have individuals come to us who are not qualified to drive the township trucks. The township took Mike Spak down in the township truck. He stated he must defend the township in the same sense that we have people who are qualified to drive the vehicle. She stated she was only questioning the way the situation was handled. She stated her son was never afforded the opportunity to go for the test. Mr. Gatcha stated she could continue this at the next meeting if necessary because the Board had to go into personnel.

95133

PERSONNEL SESSIONS...Mrs. Andrews asked if the Board takes action at the personnel meetings and reopens the regular meeting when the public leaves. The Board stated not action is taken at personnel meetings.

APPOINTMENTS...Daniel Harkenreader was hire as full time road employee.
Joseph Andrews was hired as Code enforcement officer.

Meeting was adjourned.

BONNIE J WASILEWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BALANCE CKING	(29,529.14)
DEPOSITS	30,000.00
	2,000.00
	5,000.00
	17,000.00
TOTAL	24,470.86

PSATS	35.00
PSATS	35.00
PA ENVIRONMENTAL COUNCIL	25.00
BEAR CREEK PAYROLL	2,000.00
DOMESTIC RELATIONS	100.00
U.S. POSTMASTER	103.00
MICHAEL SPAK (REIMB CHECK)	265.65
BEAR CREEK PAYROLL	3,500.00
TYRONE G. GAYESKI	202.40
A.J. SPEICHER SEM	47.80
B.J. WASILEWSKI SEM	148.40
PP&L	943.52
PP&L	318.57
BELL ATLANTIC	168.20
VETERANS OF VIETNAM WAR FLAG	15.00
DANKO GAS	75.90
TRUSTEES INS FUND (HEALTH)	8,621.00
APEX	25.24
AUGUST ENGINEERING BINFORD	120.50
R.J. WALKER	59.03
DIE A MATIC	197.32
HOME DEPOT	48.19
GRAINGER	40.31
POPPLE COSNTRUCTION	79.70
VALLEY POWER EQUIPMENT	73.14
MEDICO INDUSTIRES	147.59
EASTERN EARTH BORING	10.60
LLTH CONGRESSIONAL EQUIP	VOID
BRADCO SUPPLY	337.45
DOMOCO GAS OIL	93.36
MOBIL FLEET	302.05
BRAIN EGENSKI SEO	825.00
CYNTHONICS (EMA RADIOS REP)	197.00
PNC BANK	1,887.03
PA DEPT OR REVENUE	187.66
ALLTELL	77.34
JOHNNY ON THE JOB	156.00
DOMESTIC RELATIONS	110.00

BEAR CREEK PAYROLL	3,000.00
T.G. GAYESKI SEM	47.80
M. GATCHA SEM	51.00
A.J. SPEICHER SEM	44.60
DARON BLOCK	14.86
JOE ANDREWS EXPENSE	121.31
PMTP	55.00
AT&T	7.22
DOMOCO GAS OIL	107.78
SCOREY BROS (RUG CE)	324.80
T.G. GAYESKK RD MILEG	22.40
BEAR CREEK SENIORS	300.00
B. WASILEWSKI MILEAGE	33.60
COPYMAKERS	99.15
H.A. BERKHEIMER COMM.	512.96
WALTERS HARDWARE	13.57
BRADCO SUPPLY	31.70
11TH CONG EQUIPM CENTER	801.00
TOTAL	27,167.70
print checks	63.80
BALANCE CKING	(27,231.50)

BALANCE CKING (2,706.64)

BALANCE SAVINGS		46,281.45
RECEIVED SINCE SEPTEMBER 1998		
CODE ENFORCEMENT	BLD PERMITS	683.25
	CONTRACTORS	272.00
	BOOKS	10.00
H.A. BERKHEIMER OPT		10.00
COMMONWEALTH FIREMENS RELIEF		11,973.04
COMMONWEALTH PURTA (UTILITIES)		3,573.01
H.A. BERKHEIMER EIT		12,817.97
H.A. BERKHEIMER EIT		560.06
SEO, HENDERZAK		275.00
SUBDIVISION (BAYLEY RE)		200.00
DISTRICT MAG HENDERZAK		288.23
TAX COLLECTOR KRESGE		635.08
H.A. BERKHEIMER EIT		875.43
H.A. BERKHEIMER PER CAP		569.00
TRUSTEES INS REIMB HEALTH (SPAK)		825.19
LUZ CTY RE TRANS		641.57
SEO, ROBERTS,		275.00
YENCHAK		275.00
H.A. BERKHEIMER EIT		1,068.92
CODE ENFORCEMENT	BLDG PERMITS	2,022.00
	CONTRACTORS	580.00
H.A. BERKHEIMER EIT		3,137.25
H.A. BERKHEIMER PER CAP		773.80
TOTAL RECEIVED		42,340.80
SUB TOTAL		88,630.25
TRANSFER		(5,000.00)
TRANSFER		(30,000.00)
TRANSFER		(2,000.00)
TRANSFER		(17,000.00)
TOTAL		34,622.25
INTEREST		121.97
GRAND TOTAL 10/31		34,744.22
		1.54 ANALYSIS CHARGE
		34,742.68

CERTIFICATES OF DEPOSIT

CAPITAL RESERVES	GENERAL FUNDS	GENERAL FUNDS
200,357.20	40,000.00	113.50

STATE FUNDS

77,226.75

95733

November 2, 1998 Regular meeting

The regular meeting of the Board of Supervisors of Bear Creek Township was held November 2, 1998 at 7:30 PM. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

Minutes: Mr. Speicher stated the following correction to the minutes in the section regarding hiring he stated "when the hiring of Daniel Hackenreader was announced". Mr. Gayeski also stated he did not say three ton he said five tons. Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve the minutes as prepared. Vote unanimous.

Disbursements: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve the disbursements as read. Vote unanimous.

Receipts: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve the receipts subject to audit. Vote unanimous.

Code Enforcements: The secretary read total receipts for the month of October as presented by the code enforcement officer.

Solicitor Report: Roberts complaint...Ltr. was received regarding request for time and dates to make inspection by the township solicitor and code enforcement officer of the Roberts property for compliance. Attorney Hoegen stated his officer would get with the code enforcement officer to inspect.

Request for information...Attorney Hoegen stated a letter was received from a township resident requesting copies of township records for the last five years. He recommended that this request be rejected as a burdens unnecessary and meddlesome request and certainly not anything that someone is entitled under the Freedom of Information and Sunshine Acts. All were in agreement.

Curative Amendment...Attorney Hoegen he is presently working on this matter and is waiting for specifics from the township engineer. (This is correction to the Kresge and Myers properties on the Laurel Run Road).

Moslon /Pascucci complaint.... Attorney Peter Hoegen stated he would talk to our code enforcement officer and perhaps files a complaint with the court.

Wincek Complaint...Attorney Hoegen stated that he proposed to them the township would agree and stipulated to the deemed decision provided they waive any claim to attorney fees. They came back saying they would accept that provided we agree to a deemed decision as to the other side of that transaction which was the conveyance from the Mountain Lake association to them. Since the application was filed at the same time they have no alternative to agree. This is also a deemed decision. Mrs, Weitz was concerned how notification would be give on the results of this matter. Attorney Peter Hoegen stated the neighbors have to request the information and then they would have a 30-day appeal period.

Binford Subdivision...Mr. Johnson, surveyor representing the Binfords presented the maps for the supervisor's review. Mr. Gober, Chairman of the Planning Board stated this subdivision was conditionally approved. Tentatively providing the original signatures of the applicant and also be notarized and reviewed by the township engineer. At that point the plans would be forwarded to Mr. Gober for signatures but instead the plans went directly to the supervisors for approval. He suggested the surveyor bring the plans back to the planning boards next meeting so it could be approved a discussion was held. The plans were brought to Mr. Westawski on Friday and Mr. Gober felt he should not be rushed to do so. Mr. Gober felt procedures should be followed and not approved prior to review by the planning board.

95133

The solicitor felt the contingency was not completed in the specified time. Mr. Johnson stated he did not try to con anyone and did follow procedure in an orderly fashion and he apologized for not having him or her signed prior to this request. Mrs.. Koval stated she is part of this subdivision and needs to know for he closing how long it is going to take to have the final approval on this matter.

The Board of Supervisors was in agreement with Mr.Gober's request and tabled the final review by the Board of Supervisors until review by the planning board.

BASEBALL...Mr. Gatcha read motion prepared by the township solicitor regarding participation in the baseball league. "That Bear Creek Township deny future access to the recreational facility of Bear Creek Township to Bear Buck Baseball; That persons interested in Little League and Teenier Baseball be encouraged to form a new organization for the purpose of providing supervised baseball to residents of Bear Creek Township and Bear Creek Village Borough. Mr. Speicher moved to approve motion. Mr. Gatcha called for a second. For lack of a second the motion died. Mr.Gatcha stated since the township donates $300.00 per year to Bear/Buck Baseball uses the fields it is not fair for the township to shelter the burden. Mr. Speicher asked why didn't Mr. Gatcha second the motion if he feels that way. Mr. Gatcha stated he is not the only other person on the Board.
Mr Gatcha proposed a registration fee for non-residents and have the baseball league collect it at registration. Mr. Speicher stated we have no right to do that, we don't run the baseball league. Mr. Gatcha stated he would not stop the children from playing on the fields. A discussion was held.

GAME COMMSSION.... Letter was received from the Game Commission that stated at this time they would not place signs regarding deer crossing and etc. Mr. Gayeski instructed the secretary to forward a copy of letter to Mr. Kmetz .

SWANSON ROAD...The Supervisors asked what the status was concerning the Swanson Road project to the township engineer. Mr. Westawski stated he would like to

Sit down with our board and review the plans. Mr. Gatcha stated some concerns regarding milling, base and use of recycled materials on this project. Mr. Gayeski also discussed the present status of the roadway and driveway. Mr.Gayeski asked why are we doing the roadway; he felt the roadway is in pretty good shape. That it may be high in some places. A discussion was held.

RECREATION PROJECT.... Mr. Gatcha stated the township is considering 2 sets of playground equipment and do away with the teeter-totters. Mr. Gayeski stated they are used everyday and over the years only one tooth was lost. He stated if the board wants them removed they could vote to do so. Mr. Gatcha stated the project would be a go even if we do not have any money left over from the Community Development grant.

TRUCK SPECKS.... Mr. Gatcha asked about a four-wheel drive vehicle. Mr Gayeski stated all Penn Dot trucks are 2-wheel drive. The only area they need four wheel drives would be in the White Haven Poconos area. He stated both township trucks are ten years old and he would consider replace the other vehicle next year. Mr. Speicher stated he would like to hold off on the specks until he could inquire from the PiggyBack program and see what they have to offer. Mr. Gayeski stated the vehicle would be about $48,000.00 for a three ton without a trade. He stated this was motivated by the suggestions of the personnel working in the garage hopefully we could upgrade our equipment faster. Mr. Speicher was concerned if anyone could bid on the speck. He did not want them written so no one else could bid. Mr. Gayeski stated the specks would say equal or better as in the past. Mr. Speicher felt we could get another year out of the clutch. We could put bids out sometime next year or early summer. Mr. Gayeski stated do whatever you guys want. Mr. Gayeski wanted to get this done as quickly as possible. Discussion continued and the matter was tabled until next meeting .

SEO COMPLAINTS...The secretary informed the board she was contacted by the SEO regarding complaints by township residents. It is apparent that township residents are filing complaints against neighbors and etc. every few months and costing the township money, when no sewage problem exists. A discussion was held and the supervisors felt that perhaps individuals should submit a check when filing a complaint and if there is a violation the individual would get their check back. The supervisors would discuss this further and try to find a resolution to this matter. The supervisors informed the public that the SEO is employed by the township and when he moves the township pays.

ELICK PROPERTY... Mr. Perugino asked what became of the complaint he filed on the Elick property . He stated he filed the complaint sometime ago with the Code Enforcement officer and heard nothing to date. He was informed that the complaint should have gone to the SEO but the board would look into it as soon as possible. He also stated he could smell human waste when near the property.

Secretary

TAXES...Mr.Gayeski stated all the taxes paid at this time of the year go directly to the school board.

952334

TV SURVEY... MrGayeski stated everytime a new channel is added to our schedule the rates go up. He felt this matter needs to be addressed and perhaps a letter should go to Kanjorski.

White Haven Poconos...A discussion was held on the condition of the roadway leading into the White Haven Development. MrGayeski stated he would like to patch the roadway before winter and perhaps do ditching. It is our roadway to maintain.

LONG COMPLAINT...Mr. Gatcha stated he received a call on his answering unit regarding a pending complaint on John Long property. He asked what the status was on the pending complaint. He understood that Mr. Spak was aware of the complaint and wanted to know if he took action. No report was given on this pending issue but the new code enforcement officer would look into it.

REQUEST FOR INFORMATION...Mr. Roberts stated he did not ask for copies of information. He also asked for further information Fadelsak property regarding their sewage problem. Mr.Speicher answered his questions.

CAMPER...MrGober stated someone pulled a camper on a parcel of land located by his property and they are working at nights and weekends. A discussion was held and the code enforcement officer was instructed to investigate.

NOVEMBER 23, 1998 NEXT TOWNSHIP MEETING.

Bonnie J. Wasilewski, Secretary
Bear Creek Township

November 23, 1998 Semi Monthly

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held November, 23 , 1998. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher Attorney Frank Hoegen was also present. Salute to the flag followed.

MINUTES....Mr. Gayeski corrected section addressing games lands. Mr. Speicher moved to approve minutes as amendmented.Mr. Gayeski moved to second motion. Vote unanimous.

BINFORD SUBDIVISION...Mr. Johnson representing the Binford's presented the subdivision for final review and consideration by the Board. Mr. Gayeski stated he reviewed all records on this matter and was satisfied. Mr. Gatcha apologized for any inconvenience . Mr. Speicher moved to approve subdivision subject to changes. Motion seconded by Mr. Gayeski. Vote unanimous.

PENN DOT/DEER CROSSING SIGNS....Mr. Gayeski stated signs have been placed on the right of way addressing signing for deer crossing.

CENSUS....Mr. Gayeski stated the correspondence received from the Census Bureau has been forwarded as per their request for designated personnel who will be Mr. Gayeski and the township secretary Bonnie Wasilewski. He stated an individual home count may be done in the future. A discussion was held.

ROBERT'S COMPLAINT.....This matter would be discussed at the Personnel meeting followed the township meeting tonight.

CONOVER COMPLAINT....Mr. Gayeski stated this matter had been resolved some time ago and now it is being reopened. A meeting is scheduled with the attorney representing the township's insurance company sometime in January 1999.

BUILDING MAINTENANCE....Mr. Walter Yagello will replace Mr. Rompola beginning December 1. 1998. The Board was in agreement with this decision.

1999 BUDGET....Mr. Gatcha stated the proposed 1999 budget has been prepared and is available for inspection. Adoption of the 1999 budget is December 7, 1998.

TRUCK SPECIFICATION....Mr. Speicher stated garage employees felt the clutch is in good enough shape to get through this winter. He was also waiting for specifications from the State Piggyback program. He felt the only problem with participating with this program was the township would have to sell the vehicle because they do not take trades. He also felt we may consider keeping the trade as a spare vehicle.

Mr. Gayeski stated the state program was asking $81,000.00 for a 60,000 lb gross vehicle. He did not know if the vehicle had a snowplow. He stated the reason he was considering down sizing from a four wheel to a two wheel came from the road department employees. This would save the township money . Consider replacing the one ton with a three ton vehicle which would cost around $48,800 without a trade. The last vehicle purchased cost $81,000 and we did not need many of the extras and he explained the extras. He stated we are buying vehicles to push snow. He was concerned about the chances of breakdowns and being with only one vehicle because the others were down.

Mr. Gayeski stated most of the summer was spent on repairing vehicles. He felt if we did not have the summer help the roads, ditches, culverts, and shoulders would not have been done. He stated we need to get away from the department always repairing the vehicles. These fellows can to him last spring and with these changes on the vehicle from 4 wheel to 2 wheel. A discussion was held on type 2 license. He stated if they want the a vehicle 26,000 lb you can vote on it He felt we need a new vehicle as soon as possible.

TRUCK SPECKS/CONTINUES.....Mr. Gayeski recommended as roadmaster and an elected official the supervisors should have the say on the direction of the township. He will respect any input from any person working for the township but does not believe they should control the direction of the township. It is the supervisors who receive calls. The supervisors should have input as to which vehicle they will purchase for the township. A discussion was held.

Mr. Gatcha stated he checked with the employees at the garage because they are the ones using the vehicles. They informed him they would rather stay with the present vehicles which has only 28,000 miles and is equipped to do the job.

Mr. Gayeski stated he would find out what is going on at the garage. He felt they are playing the supervisors against each other.

Mr. Speicher felt ask for their input on the vehicle. Mr. Gayeski felt the board should discuss the issue at hand and have public input. Mr. Gayeski felt the salt has a lot to due with wear and tear on the vehicle. Mr. Speicher agreed the supervisors should make the decision.

Mr. Gatcha stated the township supervisors are the bosses not the employee. He told of an issue he had with one of the employees telling him what to do and how he handled it.

Mr. Speicher felt that anyone interested in the specifications should be able to bid on the truck. They should be the type of specifications that anyone could submit a bid. Mr. Gayeski stated the specifications do address equal or better. Mr. Gayeski stated he is not happy with the regular maintenance on the township vehicles. He stated everytime he contacts the garage they are doing work on the vehicles.

CITIZENS INPUT...Citizens express their feelings regarding the need to purchase a vehicle if it is not necessary. Mileage on the present vehicle and vehicle size. A discussion was held.

TOWNSHIP MEETING...Next township meeting schedule for December 7, 1998 (Monday).

AREA CODE...Mr. Gayeski informed the public telephone area codes will change in April 1999.

PERSONNEL MEETING...Mr. Gatcha stated a personnel meeting would be held after the meeting. Mr. Keats asked if do they reopen the meeting after the session. Mr. Speicher explained the procedure and addressed the Sunshine law regarding action of the board.

MEETING ADJOURNED.

BONNIE J WASILEWSKI, SECRETARY
Bear Creek Township

957334

BALANCE CKING	(2,760.64)
TRANSFERS	4,000.00
	3.000.00
	5,000.00
TOTAL CHECKING	9,239.36

DISBURSEMENTS

11TH CONGRESS EQUIPMENT	130.00
NIELSENS REPAIRS	715.00
SERVICE MERCH (CAMERA CODE ENF)	142.98
BEAR CREEKPAYROLL	3,000.00
BROUGH TWP ASSOC SEM	16.00
DOMESTIC RELATIONS	110.00
T.G. GAYESKI SEMINARS	165.60
M . GATCHA SEMINAR	90.80
B.J. WASILEWSKI SEMINAR	130.01
BELL TELEPHONE TWP PHONES	155.01
PP&L	1,353.60
CITIXENS VOICE BUDGET	32.40
TIMES LEADER BUDGET	40.86
ATTY HOEGEN	395.74
APEX WASTER	24.85
MASTER CHEMICAL	86.80
GRAINER	52.80
DOMOCO GAS OIL	297.60
MOBIL FLEET	207.22
MEDICO INDUSTIRES	XXXXXX VOID
BELL AUTO PARTS	51.78
JACK WILLIAMS TIRES	34.40
EASTERN EARTH BORING TRUCK INSP	20.00
BRADCO SUPPLY	401.44
POPPLE COSNTRUCITON	40.23
BRIAN EGENSKI SEO	1,900.00
ALL TELL	64.23
T.G.G AYESKI MILEAGE	36.80
PNC BANK PAYROLL TAXES	1,996.62
PA DEPT REVENUE TAXES	194.62
DOMESTIC RELATIONS	110.00
HOME DEPOT	25.86
BJ.WASIELWSKI MILEAGE (EXPENSES)	60.61
CPYMAKERS	25.50
H.A. BERKHEIMER COMMISSION	529.61

ATTY HOEGEN	2,485.60
BELL ATLANTIC	XXXXXX VOID
AT&T	8.22
DOMOCO GAS OIL	115.50
APEX WASTER SERICE	24.85
EPSCO	5.13
BOC GASES	265.40
MOUNTAIN TOP LAWN	19.99
	VOID
BELL AUTO PARTS	306.80
JACK WILLIAMS TIRE	891.86
EASTERN EARTH BOR	20.00
MEDICO INDUST	25.04
	VOID
AMERICAN ASPH	29.65
HOSPICE ST JOHN	25.00 CRAIG
TOTAL	17,108.73
CHECKING	(7,869.37)
	74.00
	172.63
TOTAL	(7,622.74)

BALANCE SAVINGS 34,742.68

RECEIVED SINCE OCTOBER 1998

H.A. BERKHEIMER MERC	193.50
H.A. BERKHEIMER OPT	15.10
H.A. BERKHEIMER PER CAP	22.00
GENERAL MUNICPAL AUTH GOLF COURSE	212.50
H.A BERKHEIMER EIT	2,846.71
H.A. BERKHEIMER EIT	873.59
MARJORIE KRESGE TAX COLLECTOR	204.69
DISTRICT MAGISTRATE HENDERZAK	334.63
ORLOSKIE SERV STATION PERMIT	60.00
RENTAL COUNTY ELECTION	50.00
H.A. BERKHEIMER EIT	2,800.46
H.A. BERKHEIMER EIT	3,487.06
H.A. BERKHEIMER	3,171.17
CODE ENFORCEMENT CONTRACTORS	135.00
BUILDING	502.50
H.A. BERKHEIMER EIT	1,230.83
H.A. BERKHEIMER PER CAP	1,468.20
H.A. BERKHEIMER EIT	4,735.00
	2,689.65

TOTAL	25,032.59	
GRAND TOTAL	59,775.27	
	(1.54)	* 102.08 INTEREST
	4,000.00	
	3.000.00	
	5,000.00	
TOTAL SAVINGS	47,875.81	

CERTIFICATES DEPOSITS

CAPITAL RESERVES	STATE FUNDS	GENERAL FUNDS
		113.50
200,357.20	77,226.75	.55 INT SEPT
2,713.91-QTR INTEREST	336.50 INT 9/30/98	.56 INT OCT
203,071.10 9/30/98	77,563.50	114.61 TOTAL
	(13,202.84)DISBURSEMENTS 10/14/98	
	64,360.41 TOTAL	
	302.93 INTEREST 10/31/98	
	64,663.34 TOTAL	

95733

December 7, 1998 Regular meeting

The Regular meeting of the Board of Supervisors of Bear Creek township was held December 7,1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone G. Gayeski and Alfred J. Speicher. Attorney Peter Hoegen was also present. Salute to flag followed.

APPROVAL OF MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as prepared. Vote unanimous.

DISBURSEMENTS.....Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve disbursements as presented. Vote unanimous.

RECEIPTS....Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve receipts subject to the audit. Vote unanimous.

CODE ENFORCEMENT....The township received $135.00 from contractors and 502.50 for building permits for the month of November 1998.

ROBERTS COMPLAINT...Attorney Peter Hoegen stated that an inspection was made on this site deficiency were found and request was made they be cured. We are waiting for a response.

CURRATIVE AMENDMENT....The township engineer has drafted a map which he believes will meet the necessary corrections and the matter was forwarded to the Kresge for their review. When completed it will be forwarded to the Planning board for preparation for the amendment. Mr. Gatcha stated he still does not feel comfortable with the action by the Board. He felt the township advertised the ordinance as per requirements of the law and they should have brought any concerns to the Board of Supervisors at the time permitted for review and comments.

Attorney Peter Hoegen stated the secretary had brought a section of the regulations to his attention . He felt the township would not be able to do another curative amendment for another 2 years once this years correction is made. So he is taking extra precautions to make sure this is done correctly.

Mr. Speicher stated it was advertised properly and he felt that perhaps Mr. Kresge had no reason to read the advertisement at that time. Mr. Gatcha was concerned about the pending curative amendment that perhaps any action taken on this present request might effect the outcome of the issue still unsettled. Attorney Peter Hoegen felt this is apple and oranges and he should not have any concerns.

FADELSAK...Attorney Peter Hoegen stated we have notified Mellon bank and demanded that it be cured. The secretary stated an on site inspection is presently being undertaken. No further information.

ROSS COMPLAINT....Mrs. Weitz stated Niel Ross was denied at the Zoning Board and has appealed the zoning boards decision to the court. She also stated he is in violation with everything and according to the zoning board they have no power to police. A discussion was held. The solicitor was not familiar with this matter and would look further into this matter.

BUDGET 1999....The secretary read aloud the 1999 budget. A motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve the 1999 budget as prepared. Vote unanimous.

December 7, 1998 Regular Meeting

COMMUNITY DEVELOPMENT GRANT...The secretary informed the public of the upcoming project in regards to the community development grant for 1999. She asked the cooperation of the general public in regards to filling out surveys. The township plans to pave Swanson Road and purchase a recreation play ground unit for the recreation facility on Rte 115.

TRUCK SPECIFICATIONS...Mr. Gayeski stated that Bradco supply informed him it is to late to order a truck at this point for 1999. He checked on information and stated that he heard comments we are ordering a soda truck. This is a 26,000 truck and the vehicle was used for two years. He stated there is nothing wrong with this type of vehicle and it meets all the township . The truck was geared for snowplowing. He stated the township has three individuals with CDL license and will require this no matter if we have the vehicles or not. A lenghty discussion was held. He stated everyone jumped on him last week and he gave his reasoning for his decisions. Mr. Gatcha stated he went to other townships and talked to the personnel. He stated everyone was concerned about the low mileage. Comments were received from the general public. Mr. Speicher was concerned that should the truck go out to bid everyone interested be allowed to participate in the bidding process. Mr. Speicher has not objected to the two wheel drive. Mr. Gayeski stated the board should make the decision as to what equipment they will purchase.

KRESGE REZONING...Mr. Kresge was updated in regards to his pending issue of his own personal property located on the Laurel Run Road.

CURRATIVE AMENDMENT...Mrs. Andrews had concerns regarding information she learned recently about currative amendments. She stated to her knowledge the township could only have one currative amendment per three years. The solicitor and Mr. Speicher stated the present request made by Mr. Kresge was a separate issue. One was presented by the Board of Supervisors and the other by a individual. A discussion was held. The solicitor stated once this action is taken the Board of Supervisors could not consider another currative amendment for 36 months. Mr. Speicher was concerned again with the Laurel Run water company property. He stated this was to be part of the present application being considered at this point.

WATER SHED...Mr. Speicher stated he attented a seminar regarding water shed and what the further concerns would be for our township and others. He felt the township should not take this lightly and we must be on alert regarding pending action. He stated Mr. Westawski the township engineer is presently watching the Mill Creek issue.

Motion to adjourn.

BONNIE J. WASILEWSKI, SECRETARY
Bear Creek Township

95233

SEMI MONTHLY MEETING DECEMBER 21,1998

The Semi monthly meeting of the Board of Supervisors of Bear Creek Township was held December 21, 1998 at 7:30 P.M. Chairman Michael Gatcha presided with Supervisors Tyrone Gayeski and Alfred J. Speicher . Salute to flag followed.

APPROVAL OF MINUTES: Motion was made by Mr. Speicher and seconded by Mr. Gayeski to approve minutes as presented. Vote unanimous. December 7, 1998

LTR FROM BASEBALL ORGANIZATION....Ltr was received from the baseball organization request us of the municipal building and fields for the year 1999. A discussion was held on this pending issue Mr. Gayeski moved to allow the baseball organization permission to use the building and fields as per their request based on further review with our problem with Buck township. on the vote...Mr. Gatcha yes, Mr. Speicher abstained , Mr. Gayeski yes. vote passed.

PENDING EXPENDITURES...Mr. Speicher moved to have the secretary transfer the necessary monies as needed to balance the accounts as of December 31, 1998. Including the present disbursements. Seconded by Mr. Gayeski vote unanimous.

REORGANIZATION ....SUPERVISORS FIRST MONDAY AND AUDITORS THE FIRST TUESDAY

PERSONNEL MEETING...Mr. Gatcha stated the supervisors would meet to discuss the personnel after the meeting.

Mr. Gayeski asked that a letter be sent to the staff and commitee members for the year 1998.

ENTRANCE LIGHT...Mr. Gatcha asked that the supervisors consider placing a light at the entrance of the roadway to enter the building. Mr. Gayeski felt we can maybe turn the light. Mr. Gatcha was concerned about the safety of the residents and the emergency vehicles. This matter would be researched.

NEWSLETTER...Mr. Speicher stated he was given a copy of a newsletter that is going through the township. He stated he did not read it and felt the record should state this is not an official publication of the township supervisors. The secretary stated the township puts a newsletter out every year and tentatively our newsletter would be published next month after the appointments.

TWP NEWS...Mr. Gayeski stated he receives a Pa State magazine every month and they have advertisements in them selling vehicles. He noted that one vehicle was a 1990 truck with 16,000 miles and he just wanted to let the residents who were concerned about the township vehicle what is going on in other municipalities.

Mr. Gatcha noted that this is a executive session of the board and they did not want to take comments from the public.

SEMI MONTHLY MEETING

DECEMBER 21, 1998

Mr. Andrews stated the public has the right to comment and she had some objection to the Bear Creek News paper being handed out. She stated everyone has a right to freedom of press but however when they use the name of a particular group without their knowledge or consent . After tonight she suggested that they not do that again because the group object to it and may take action in the furture. She also noted their was no signature or name of the editior. She stated she would forward a copy of this statement to the township secretary in the future.

CURATIVE AMENDMENT...Mrs. Andrews objected to two amendments going on at the same time. Under section of the municipal planning code and gave specific violations and stated the two amendments. She did not object to changes but having two done at one time. Mr. Gayeski stated we yielded to our solicitors decision and two of the three supervisors are in agreement with the solicitor. Mr. Speicher gave an explanation the difference between each amendment. The secretary was instructed to have the solicitor review the concerns of Mrs. Andrews. Mr. Gayeski stated if it does not say you can not do it does not mean you can't do it.

Mr.Perugino stated Mrs. Andrews concerns about the use of the organization name, does this also go in regards to the local newspapers using name and etc. He also stated he and others were publishers of the newsletter.

Mrs. Weitz asked if the seminar Mrs. Andrews attended was one that came through the township. She was concerned that seminars are not being forwarded to her board for consideration. .

95233

MEETING ADJOURNED.

BONNIE J WASIELWSKI, SECRETARY
BEAR CREEK TOWNSHIP

BALANCE CHECKING	(7,622.74)
DEPOSITS	9,000.00
	10,000.00
	4,900.00
TOTAL	16,277.26

DISBURSEMENTS:

DOMESTIC RELATIONS	110.00
BELL ATLANTIC	298.32
PP&L	1,322.84
T.G. GAYESKI SEM	48.00
A.J. SPEICHER SEM	41.40
B.J. WASILEWSKI(RENT)	600.00
BEAR CREEK PAYROLL	2,500.00
PNC BANK PAYROLL TAX	1,890.71
HOME DEPOT	81.74
OFFICE MAX	209.34
ATTY MATERN ROSS APP	113.40
PSATS	VOID
SEARS CREDIT CORP	119.98
DOMOCO GAS OIL	129.29
BOC GASES	265.40
R.J. WALKER	68.07
F&L DOORS	55.00
A.E. ANCAS ELECTRIC	65.00
MOBIL FLEET	28.62
AMERICAN ASPH PAVE	44.93
FRANK EGENSKI SEO	115.00
PA DEPT OF REV STATE	184.07
PSATS UC GROUP	155.61
H.A. BERKHEIMER CITY	199.75
H.A. BERKHEIMER	VOID
ALLTELL	66.59
DOMESTIC RELATIONS	110.00
T.G. GAYESKI MILEAGE	16.00
GOLDEN BUS COPY MACH	3,990.00
A.J. SPEICHER MILEAGE	6.40
BEAR CREEK PAYROLL	2,500.00
WALTER HARDWARE	51.17
B.J. WASILEWSKI MILE	37.56
ATTY HOEGEN	768.35
TOTAL DISB	16,187.54

BALANCE CKING 89.72

BALANCE SAVINGS 47,875.81

RECEIVED SINCE NOVEMBER 1998

H. A. BERKHEIMER EIT	2,075.71
KRESGE TAX COLLECTOR	368.44
SUBDIVISIONS	200.00
H.A. BERKHEIMER PER CAP	5.50
HEWLETT PACKARD REBATE	100.00
H.A. BERKHIEMER OPT	113.80
LUZ CTY CASTELLINO	2,445.30
H.A. BERKHEIMER EIT	1,164.15
H.A. BERKHEIMER EIT	1,365.75
H.A. BERKHEIMER EIT	1,673.27
H.A. BERKHEIMER	2,604.43
COMMONWEALTH STATE POLICE	1,283.90
H.A. BERKHEIMER EIT	8,971.30
H.A. BERKHEIMER PER CAP	280.30
H.A. BERKHEIMER EIT	6,297.21
LUZ County DELIQ	116.50
LUZ CTY CASTELLINO	1,348.71
H.A. BERKHEIMER PER CAP	11.00
DISTRICT MAGISTRATE	380.40
BUILDER SQURE REFUND	167.63
SEO	115.00
TOTAL RECEIVED	31,088.30

BALANCE	78,964.11
TRANSFERS	9,000.00
TRANSFERS	10,000.00
TRANSFERS	4,900.00
BALANCE	55.062.55
	1.76 SERVICE CHARGE
BALANCE	55,062.35
	137.06 INTEREST
TOTAL	55,199.41

CERTIFICATES DEPOSIT

CAPITAL RESERVES	STATE FUNDS		GENERAL	GENERAL
203,071.11	64,663.34		114.61	40,000.00
2,576.44 INTEREST	1,907.35	DISB	46	
205,647.55 TOTAL 12/98	62,755.99		46	
	253.52	INTEREST 11/98	115.46	ADJ
	253,21	INTEREST 12/98		
	63,262.72	TOTAL		

95233