SEMI-MONTHLY MEEETING DECEMBER 20TH, 2004

The meeting was called to order by Chairman Ed Benkoski at 6:30 P.M. Supervisors Ruth Koval and Gary Slusser were in attendance.

The Secretary's Minutes of December 6th were approved as presented on a motion by Gay Slusser, seconded by Ed Benkoski.

Resolution 10-2004 allowing 3 Mills for the **Bear Creek Volunteer Hose Company** was adopted on a motion by Ed Benkoski, seconded by Ruth Koval. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Resolution 1-2005 – Fee Schedule was adopted on a motion by Gary Slusser, seconded by Ed Benkoski. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Ed Benkoski made a motion to adopt **Resolution 2-2005** listing **Township Real Property tax at 0 mills.** Gary Slusser seconded the motion. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

The **DeMark's** questioned the problems they were having with the **water run-off** on their property. Ed Benkoski stated the Supervisors would meet with Frank Egenski at the property site to determine what should be done and by whom. Mrs. DeMark stated she had called DEP on 2 occasions concerning the water run-off problem on their property and was told that Code Enforcement of Bear Creek Township should handle the problem under Section 167.

Brian Blake questioned the zoning requirements for fencing around in-ground pools in the township. Ed Benkoski stated our ordinance requires 4' security fencing. Brian Blake stated his neighbor installed an in-ground pool approximately 6 months ago and there is still no fencing. Brian Blake stated he contacted Joe Andrews several months ago and was told it was a state problem, not a township problem.

Elmer Petlock questioned where **PennDOT** hauled all the dirt and white barrels. Ed Benkoski explained that **DEP** was involved with the removal and he would check with them to find out where they disposed of the debris. Ed also stated the contract for the **Salt Shed** had been cancelled.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

General Fund		
Balance Forwarded	$188,552.83	
Dec. Receipts	43,166.78	
Dec. Disbursements	52,575.21	
TOTAL GENERAL FUND		$178,144.40
Liquid Fuel Fund		
Balance Forwarded	$166,406.21	
Dec. Interest	184.85	
Disbursements*	161,752.28	
TOTAL LIQUID FUEL		$ 4,838.78
Capital Reserve		
Balance Forwarded	$458,365.84	
Dec. Interest	733.47	
TOTAL CAPITAL RESERVE		$459,099.31
TOTAL ALL FUNDS		$643,082.49

*Paving of Maple Road and all Forest Park Roads

SUPERVISORS MEETING DECEMBER 6TH, 2004

The meeting was called to order by Chairman Ed Benkoski at 6:35 P.M. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** of November 15th, 2004 were approved on a motion by Gary Slusser, seconded by Ruth Koval.

The **November Receipts** of **$47,776.91** plus interest were approved on a motion by Ed Benkoski. seconded by Ruth Koval.

November Disbursements of **$36,731.67** were approved on a motion by Gary Slusser, seconded by Ed Benkoski.

Code Enforcement Report of **$4,475.00** included 23 Contractor's Licenses, 10 Building Permits, 1 Zoning Book Sale, 2 Zoning Hearings, 1 Occupancy Permit and 2 Penalty Fines.

Ed Benkoski stated the **Expenditures** on the **2005 Proposed Budget** remain the same but a change had been made by subtracting $2,000.00 from Public Safety/Fire Protection and adding $2,000.00 to General Government. Gary Slusser made the motion to adopt the budget as read. Ruth Koval seconded the motion. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Ed Benkoski made a **motion** to award the **3rd Mill** to the **Fire Company;** Ruth Koval seconded the motion. Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Ed Benkoski made a **motion** to adopt **Resolution 9-2004** naming the **Bear Creek/Buck Township Ambulance Company, Inc.** as the official emergency medical and ambulance service provided in Bear Creek Township. Gary Slusser seconded the motion. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Ed Benkoski made a **motion** to adopt **Resolution 10-2004** regarding the **Bear Creek Township Volunteer Hose Company** involving the 3 Mills for 2005. Ed read the resolution in its' entirety. Chris Keats objected to the resolution stating the fire company was not aware of this resolution prior to the meeting and he felt the fire company should have an opportunity to review the resolution prior to its' passage. The motion was tabled and will be acted upon at another meeting.

Joseph and **Lori Ohrin,** residential property owners at **20 Balsam Road** addressed the problem they are having at their home due to a contaminated well. DEP is testing wells in the area because of the problem found at the PennDOT garage.

DeMark Property, Sandspring Road – Water Run-off problem was talked about and will be reviewed by our Solicitor to see if there is any way the Township can help.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

607459

GENERAL FUND		
Balance Forwarded	$170,252.22	
Nov. Receipts	48,034.28	
Nov. Disbursements	36,731.67	
TOTAL GENERAL FUND		~~$188,552.83~~ 181,553.83
LIQUID FUELS		
Balance Forward	$168,769.89	
Nov. Interest	221.88	
Nov. Disbursements	2,585.56	
TOTAL LIQUID FUELS		$166,406.21
CAPITAL RESERVE		
Balance Forwarded	$457,677.85	
Nov. Interest	687.99	
TOTAL CAPITAL RESERVE		$458,365.84
TOTAL ALL FUNDS	806, ~~$813~~,324.88	

BEAR CREEK TOWNSHIP
2005
PROPOSED BUDGET

Adopted 12/06/04

GENERAL FUND
REVENUE

Taxes	$287,500.00
Licenses & Permits	24,000.00
Fines & Forfeits	3,500.00
Interest, Rents, Royalties	119,800.00
Intergovernmental Revenues	47,385.00
Charges for Services	27,750.00
Miscellaneous Income	500.00
TOTAL REVENUE	$510,435.00

EXPENDITURES

General Government	$106,392.00
Public Safety/Fire Protection	39,000.00
Sewage/Code Enforcement	19,800.00
Planning & Zoning	5,850.00
Emergency Management	500.00
Health & Human Services	500.00
Sanitation	1,000.00
Highways	159,600.00
Culture & Recreation	9,000.00
Donations	300.00
Insurance/Employee Benefits	102,200.00
TOTAL EXPENDITURES	$444,142.00

LIQUID FUELS
REVENUE

Allocation	$ 50,000.00
Interest	2,500.00
TOTAL REVENUE	$ 52,500.00

EXPENDITURES

Roads and Streets	$ 50,000.00
TOTAL EXPENDITURES	$ 50,000.00

SEMI-MONTHLY MEETING NOVEMBER 15TH, 2004

The meeting was called to order at 6:30 P.M. by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

Ed Benkoski explained the Supervisors held an **Executive Session** Meeting with the **Planning Board** and the **Solicitor** on November 10th, 2005 at approximately 7:15 PM and finished at 9:30 PM. The only thing that was discussed was the Zoning and the Code Book, the BYOB and the Methadone Clinic resolution that we had passed.

607459

Ed Benkoski read the **2005 Proposed Budget** (second reading) and advised the residents, the Budget would be adopted at the December 6th meeting. He also stated that a copy would be at the Municipal Office for anyone wishing to review it

There was a discussion concerning the problems at the **PennDOT Garage**. Bore hole samples (23 or 24) have been taken by DEP which were deemed non-hazardous. There was garbage, tin cans, barrels, etc. found at the garage. Ed Benkoski stated he asked PennDOT to prepare a press release explaining what they are doing, why they are doing it and how far they got in order to keep the residents informed of the situation.

Ed also explained that he attended a meeting between **PennDOT** and **DEP** – he stated 7 wells were monitored and he specifically asked about the Fire Company and Wasilewski properties. He was not able to get any conclusive information on either properties. Chris Keats stated that as of today neither well was tested at the Fire Company.

Ed Benkoski stated if anyone had any questions of the **water quality** of their **well**, they should call Reno Ducceschi, DEP (the point man for any inquiries from any of the residents. The phone number is 826-2276.

Chris Keats requested a **meeting** between the **Fire Company** and the **Supervisors**. (After the meeting Monday, November 22nd was the date agreed upon by both).

There were discussions about the **Wind Parks** (the velocity towers at the Laurel Run Site), **Trailwood Lake Road**, and questions concerning the article that appeared in the **Times Leader** about land disturbance. The article actually had the property incorrectly identified.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

SUPERVISORS MEETING November 1st, 2004

The meeting was called to order at 6:35 P.M. by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

Gary Slusser made a motion to accept the **Secretary's Minutes** of **October 18th**. Ruth Koval seconded the motion.

October Receipts of **$64,837.21 + Interest** were accepted on a motion by Ed Benkoski, seconded by Ruth Koval.

October Disbursements of **$64,666.49** were accepted, pending Audit, on a motion by Gary Slusser, seconded by Ed Benkoski.

Code Enforcement Report included 4 Contractor's License, 7 Building Permits and 1 Zoning Book for a total of $584.50.

Ed Benkoski read the **2005 Proposed Budget**. The Proposed Budget will be on display at the township office for the next 30 days for anyone wanting to review it.

Ed Benkoski made a motion because of the Windparks next year – the tax credits were passed both by the Senate and the House and signed by the President – and I feel the income we will be having coming in and generated will be a little over $100,000.00. He stated he would like to put on the floor a **Motion to forego the 5 mills for the year 2005**. Gary Slusser seconded. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – Yes.

Solicitor Vinsko reported we had received the **$10,000.00 Escrow Check** for the removal of the tower, if need be - plus **$1,500.00 fine** + the **building permit fee** from **Mountain Union Telecom.** He stated **Summit Tower** did file an **Appeal** today to the Zoning Hearing Board.

Ed Benkoski explained that we were polling the township in order to apply for a **$120,000.00 GRANT**. In order to apply for this, we have to do a **Township-wide Survey** of how many occupants are in the household and the 12 month yearly salary was of people living in the household. Our requirement is contacting 300 households. We are applying for this grant for the Recreation Area – pavilion, a building that would house storage for Soccer and Baseball, Handicap Restrooms, septic and serving kitchen.

Rose Andrews questioned if we received the **$50,000.00 Grant** for the truck. Ed Benkoski explained we received of notice of $10,000.00 but that Representative Tigue assured us we would be getting the full $50,000.00.

There was a lengthy discussion concerning the **Mountain Union Tower**. Bill Vinsko explained they had never applied for a permit for the base of the tower. The permit that was issued was for the extension. Pasonick Engineering inspected the tower and approved the base being capable of withstanding the additional height.

Ruth Koval stated she did check on the **Street Signs** in the **Mountain Lake area** (including Pleasant Summit and Weitz Lake) and got the names of all of the streets that were lacking signs. Gary Slusser stated the signs have been ordered and will be installed as soon as they are received – weather permitting.

Matt Hrabousky asked if there could be a **Street Light** placed on **Hill Crest Road**. Gary Slusser stated the township was looking into street lighting in Laurelbrook Estates and Laurel Run Road. He stated they would add Hill Crest Road to the list.

Respectfully submitted,

Helen L. Novak

Helen L. Novak, Secretary

SEMI-MONTHLY MEETING OCTOBER 18TH, 2004

The **meeting** was called to order at **6:30 P.M.** by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

Secretary's Minutes of **October 4th, 2004** were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

Ordinance 3-2004, By-laws of Bear Creek Township was passed on a motion by Gary Slusser, seconded by Ruth Koval. Copies of the By-laws were presented at the October 4th meeting for anyone wanting to review them. Copies were available at the Township Office and copies were available at this meeting. One the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser –yes.

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Resolution 7-2004 – Fees for Copies was passed on a motion by Ed Benkoski, seconded by Gary Slusser. The resolution was read in its entirety by Ed Benkoski. The fees will take effect 10/19/04. Ed Benkoski made a motion to accept Resolution 7-2004, motion was seconded by Gary Slusser. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes. Some residents felt the fee of fifty cents per page was high. It was explained that this was standard with other municipalities.

Resolution 8-2004 – Mountain Union Telecom, LLC - The Resolution was read in its entirety. Ed Benkoski made a motion to pass the resolution. At this point, Attorney Jill Nagy, respresenting Summit Tower, objected stating this was a violation of the Sunshine Law. There was a lengthy discussion concerning this Resolution including a recess for an Executive Session. After an explanation by Attorney Vinsko that Summit Towers does not have a standing to object to the issuance of a building permit in this forum. Ed Benkoski polled the Supervisors. Mrs. Koval do you feel secure with Mr. Vinsko's explanation? Mrs. Koval – yes. Mr. Slusser? Mr. Slusser – yes. Ed Benkoski again made a motion to pass Resolution 8-2004. Gary Slusser seconded. On the vote: Mrs. Koval – yes; Mr. Benkoski – yes; Mr. Slusser – yes.

There were discussion concerning the need for passing a Township By-laws Ordinance, the situation at the Dry Hydrant at Weitz Lake, and Street Signs at the Mountain Lake area, namely – First and Second Streets.

There was also a discussion about the situation at the PennDOT garage – the hazardous materials. Ed Benkoski stated Ted Zurla of PennDOT had contacted the township for the names of residents bordering their property and that a list had been prepared and Faxed to PennDOT.

Chris Roberts stated the School Zone Ending sign is missing – Northbound from the school.

Bonnie Wasilewski infomed the Board the blinking light at Route 115 and Meadow Run Road was not working.

GENERAL FUND		
Balance Forwarded	$169,827.08	
October Receipts	65,079.63	
October Disbursements	64,656.49	
TOTAL GENERAL FUND		$170,250.22
LIQUID FUELS		
Balance Forwarded	$168,555.39	
Interest	214.50	
TOTAL LIQUID FUELS		$168,769.89
CAPITAL RESERVE		
Balance Forwarded	$457,099.90	
Interest	577.95	
TOTAL GENERAL FUND		$457,677.85
TOTAL ALL FUNDS	$796,697.96	

Respectfully submitted,

Helen L. Novak

Helen L. Novak, Secretary

SUPERVISORS MEETING October 4th, 2004

The **meeting** was called to order at **6:30 P.M.** at the **Mountain Lake/Meadow Run Community Building** by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** of **September 20th, 2004** were approved on a motion by Gary Slusser, seconded by Ruth Koval.

Receipts for **September** of $32,056.57 plus interest were approved on a motion by Ed Benkoski, seconded by Ruth Koval.

Disbursements for **September** of $36,359.79 were approved on a motion by Gary Slusser, seconded by Ruth Koval.

Code Enforcement Report was read by Ed Benkoski and included Contractor's Licenses of 20, Building Permits 8, Zoning Book 1, Miscellaneous 3 for a total of $2,309.00.

Ed Benkoski read **Resolution No. 6 of 2004** (Methadone Treatment Facilities and BYOB Clubs which are not addressed in our Zoning Ordinance of August 1st, 1995. The purpose of this resolution was to protect the township in the event there was an application for either of those businesses to randomly locate here. The Resolution allows the township 180 days to address these issues and to incorporate them into our zoning ordinance. Gary Slusser made a motion to pass this resolution. Ruth Koval seconded. One the vote: Mr. Benkoski -- yes; Mrs. Koval – yes; Mr. Slusser – yes.

Solicitor's Report: Attorney Vinsko explained to the residents that we were working on a Curative Amendment which prohibits any zoning application on anything that we deem as defective, so there cannot for the next 6 months any applications for BYOB Clubs nor any Methadone Clinics.

Gary Slusser explained we had received two bids for a **Front End Loader.** Bid from **Douglas Equipment & Supply**, York, PA of $21,500.00 and **Penn-Hazle Equipment,** Hazleton, PA of $17,000.00. Gary Slusser made a motion to accept the Penn-Hazle Bid after having a mechanic check to be sure everything is in fine shape before making the purchase. Ed Benkoski seconded the motion. On the vote: Mr. Benkoski -- yes, Mrs. Koval – yes; Mr. Slusser – yes.

There were questions and discussions concerning the **Wind Turbine Project, Route 115** and **Meadow Run Road** and **Water Run-off** in various parts of the Township.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

SEMI-MONTHLY MEETING SEPTEMBER 20TH, 2004

The meeting was called to order at 6:30 P.M. by Chairman Ed Benkoski. Supervisor Gary Slusser was in attendance.

The **Secretary's Minutes of September 7th** was approved on a motion by Gary Slusser, seconded by Ed Benkoski.

Ed Benkoski made a motion to approve **Resolution 4-2004** addressing **Methadone Treatment Facilities** and **BYOB Clubs**. Ed read the resolution in its entirety. The motion was seconded by Gary Slusser. On the vote: Mr. Benkoski – yes; Mr. Slusser – yes.

607459

Ed Benkoski made a motion to approve **Resolution 5-2004** hiring Michael J. Pasonick, Jr., Inc. as **Code Administrator** for the UCC. The Resolution was read in its entirety. The motion was seconded by Gary Slusser. On the vote: Mr. Benkoski – yes; Mr. Slusser – yes.

A motion was made by Ed Benkoski acknowledging receipt of our **Minimum Municipal Obligation** on the **Pension Fund** – this is based on an estimated payroll figure for the year 2004. The motion was seconded by Gary Slusser. On the vote: Mr. Benkoski – yes; Mr. Slusser – yes.

Mr. Brent Alderfer, President of **Community Energy** was introduced by Ed Benkoski. Mr. Alderfer was here regarding rumors that had been started against Ed Benkoski and his son. Mr. Alderfer read a letter, addressed to Ed Benkoski thanking him for the hard work and skilled hand of the township board of supervisors under Ed's leadership. He submitted a copy of the letter for the record.

Attorney Vinsko stated he filed a response to the **Mountain Union Litigation.**

Jim Comes, **Laurelbrook Estates**, presented a **Sketch Plan** to the Board about their development plans in Bear Creek Borough. Since two of the roads in Bear Creek Township would be affected, he brought in the Sketch Plan as a courtesy. When they finalize the development, they will present that to the Planning Board and the Board of Supervisors.

Mr. Nolan, **Sullivan Estates**, also presented a **Sketch Plan** to the Board concerning the possible development off the Laurel Run Road. They were doing this as a courtesy. When final plans are developed, they will present that to the Planning Board and the Board of Supervisors.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND		
Balance Forwarded	$173,916.24	
September Receipts	32,270.63	
September Disbursements	36,359.79	
TOTAL GENERAL FUND		$169,827.08
LIQUID FUELS		
Balance Forwarded	$180,967.49	
September Interest	192.55	
September Disbursements	12,604.65	
TOTAL LIQUID FUELS		$168,555.39
CAPITAL RESERVE		
Balance Forwarded	$456,539.49	
September Interest	560.41	
TOTAL CAPITAL RESERVE		$457,099.90
TOTAL ALL FUNDS	$795,482.37	

SUPERVISORS MEETING SEPTEMBER 7TH, 2004

The meeting was called to order by Chairman Ed Benkoski at 6:30 P.M. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** were approved on a motion by Ed Benkoski, Seconded by Ruth Koval.

August Receipts of **$49,088.76** were approved on a motion by Gary Slusser, seconded by Ruth Koval.

August Disbursements of **$38,793.22** were approved on a motion by Ed Benkoski, seconded by Gary Slusser. Ruth Koval declined to vote because of having a question or two.

Code Enforcement Report included 10 Contractor's License, 10 Building Permits and 3 Occupancy Permits.

The **Solicitor's Report** stated he prepared the response to the **Mountain Union Telecom litigation** in Federal Court and it will be filed on Thursday. Attorney Vinsko stated that **Laurelbrook Estates** lost their request to annex the property (the Bear Creek Village portion). **Trailwood Easement** is still being worked on and should be completed by Friday for initial review and then for circulation after that. The **Zoning and Subdivision Ordinance** should be ready for the next meeting to start taking action with regard to changing our Zoning Ordinance.

Ed Benkoski stated the **October 4th Meeting** will be held at the **Mountain Lake Community Building.**

John Connolly, **Energy Unlimited Project Engineer**, presented a letter from to the Board and also to the audience. The letter was signed by Mr. David Lamm, **President of Energy Unlimited** dispelling any of the rumors which had started circulating in the Township

There was a question concerning **Pike Road.** Ed Benkoski stated the person he had originally contacted concerning the problem with Pike Road had been transferred. He will meet with Jim Rinehammer of PennDOT to try to solve the problem.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

SUPERVISORS MEETING AUGUST 2ND, 2004

The meeting was called to order at 6:30 P.M. by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** of July 19th were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

July Receipts of $16,862.61 plus interest were approved on a motion by Ed Benkoski, seconded by Ruth Koval.

July Disbursement of $40,439.82 were approved on a motion by Ed Benkoski (pending Audit), seconded by Gary Slusser. Ruth Koval declined to approve stating she did not have enough time to review the list.

Code Enforcement Report included 6 Contractor's License; 19 Building Permits and 3 Occupancy Permits for a total of $2.268.23.

Solicitor's Report: Bill Vinsko stated the **Mountain Union** problem is resurfacing. Mountain Union had withdrawn the case against Mr. Andrews. **Summit Towers** has filed an appeal so Mr. Andrews was advised not to issue a permit to Mountain Union.

Truck Bids were opened – each bidder had the 10% Bid Bond included. The bids were as follows: Wilkes-Barre Truck Center - **$75,623.00;** Sherwood Chevrolet - **$77,498.00** and Sherwood Freightliner - **$80,500.00.** Gary Slusser made a motion to accept Wilkes-Barre Truck Center's Bid – Ed Benkoski seconded the Bid. On the vote: Mr. Benkoski – Yes; Mrs. Koval – Yes; Mr. Slusser – Yes.

Ed Benkoski made a motion to accept **Bartletta Materials & Construction, Inc.'s Bid** of **$96,876.60** for the **2004 Paving Project** and **$54,868.20** for the **Loop Road Paving Project.** Ruth Koval seconded the motion. On the vote: Mr. Benkoski – Yes; Mrs. Koval – Yes; Mr. Slusser – Yes.

There was a discussion concerning the entrance into **Pike Road**. Ed Benkoski stated he would contact PennDOT to address the problem.

Dave Salata stated the building needed to be made **Handicap Accessible** for Election Day.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

Semi-Monthly Meeting August 16th, 2004

The meeting was called to order by Chairman Ed Benkoski. at 6:30 P.M. Supervisor Ruth Koval was in attendance.

The **Secretary's Minutes** of **August 2nd**, were approved as presented on a motion by Ed Benkoski, seconded by Ruth Koval.

Ed Benkoski stated the next meeting would be held **Tuesday, September 7th** because of the Labor Day Holiday.

607459

Solicitor's Report included the status of the **UCC Requirements** – we are "fine-tuning everything with Pasonick according to Labor & Industry Standards and according to law.

Attorney Vinsko stated that **Mountain Union** re-filed their suit – trying to get the permit from Mr. Andrews. He stated we were either going to get sued by **Summit Towers** if we released it and **Mountain Union** if we didn't. He stated he felt it was in the best interest to the Township to comply with Judge Lokuta's Court Order.

He stated the **Easement** for **Trailwood Lake** is almost completely drafted and then it will be presented to the Public and the other entities.

The **By-laws** are just about complete for review by the Supervisors and then for public inspection and then for passage possibly in September.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND			
Balance Forwarded	$163,620.70		
August Receipts	49,088.76		
August Disbursements	38.793.22		
TOTAL GENERAL FUND		$173,916.24	
LIQUID FUEL FUND			
Balance Forwarded	$181,091.89		
August Interest	182.40		
August Disbursements	306.80		
TOTAL LIQUID FUEL FUND		$180,967.49	
CAPITAL RESERVE			
Balance Forwarded	$455,992.20		
August Interest	547.29		
TOTAL CAPITAL RESERVE		$456,539.49	
TOTAL ALL FUNDS			$811,423.22

General Fund

Receipts

7/01	Berkheimer – PCT	16.00
07/02	Egenski, Fran	325.00
07/07	Kresge, Marjorie	1,034.97
07/08	Berkheimer – OPT	54.20
07/08	Egenski, Frank	475.00
07/08	Liem, C.	81.65
07/12	Luz.Co.Tax Office	2,423.32
0712	SBA Properties	265.98
07/16	District Court 11-3-07	220.71
07/16	Egenski, Frank	250.00
07/26	Berkheimer – EIT	4,615.93
07/27	Luz.Co.Tax Office	88.94
07/27	Luz.Co.Tax Office	333.21
07/27	Berkheimer – Per Capita	31.60
07/28	Code Enforcement	2,268.23
07/28	Berkheimer – EIT	2,071.23
07/29	Berkheimer – EIT	898.70
07/30	Nextel Partners	500.00
07/30	SBA Properties	880.00
07/30	2% Adjustment	.60
07/30	Check 3945 Adj.	27.34
07/31	Interest	163.65
Total Receipts		$17,026.26

Disbursements

07/01	3847	J. English	
07/01	3848	R. Martin	
07/01	3849	G.Williams	
07/01	3850	P.Fedele	
07/01	3851	K.Hrabousky	
07/01	3852	C.Lauer	
07/01	3853	M.Nealon	
07/01	3854	W.Pfeffer	
07/01	3855	E.Berry	
07/01	3856	H.Noval	
07/01	3857	E.Benkoski	
07/01	3858	R.Koval	
07/01	3859	G.Slusser	
07/01	3860	R. Martin	31.62
07/01	3861	Apex Waste	50.51
07/01	3862	Verizon Wireless	108.24
07/01	3863	Crossin Agency	79.00
07/01	3864	E. Benkoski	12.38
07/01	3865	Bradco Supply	146.00
07/01	3866	Cook Bros. Truck	52.23
07/01	3867	United Rentals	1,676.07
07/01	3868	Deemers Office	28.27
07/01	3869	Kerry Kocher	1,175.00
07/01	3870	PA Dept. of Rev.	371.42
07/01	3871	PNC Bank	2,648.12
07/01	3872	PA SCDU	
07/01	3873	Berkheimer	406.77
07/01	3874	PSATS UC Group	364.06
07/02	3875	Grainer	30.86
07/02	3876	Kaman Industrial	17.84
07/02	3877	PPL	30.16
07/02	3878	M.J.Pasonick	230.00
07/02	3879	Pioneer Aggregate	16.44
07/02	3880	Citizens' Voice	77.88
07/02	3881	Valley Power	91.20
07/02	3882	W-B Truck Center	402.70
07/02	3883	Blue Cross	2,801.43
07/06	3884	Vinsko & Assoc.	3,191.29
07/07	3885	Glen Summit Water	36.75
07/07	3886	Home Depot	389.41
07/07	3887	PPL	953.79
07/07	3888	Citizens' Voice	306.80
07/07	3889	Berkheimer	475.48
07/07	3890	BOC Gases	230.95
07/07	3891	Egenski, Frank	1,275.00
07/07	3892	Berkehimer – OPT	29.40
07/08	3893	Builders' Supply	136.50
07/08	3894	Martin Plastics	373.75
07/08	3895	Berkheimer Out Sourcing	9.57
07/09	3896	Void	
07/09	3897	Egenski, Frank	475.00
07/09	3898	Choice One	139.87
07/12	3899	Lowe's	170.68
07/12	3900	English, J.	
07/12	3901	Martin, R.	
07/12	3902	Williams, G.	
07/12	3903	Cienciva, P.	
07/12	3904	Fedele, P.	
07/12	3905	Hrabousky, K.	
07/12	3906	Lauer, C.	
07/12	3907	Nealton, M.	
07/12	3908	Pfeffer, W.	
07/12	3909	Benkoski, E.	
07/12	3910	Koval, R.	
07/12	3911	Slusser, G.	
07/12	3912	Berry, E.	
07/12	3913	Novak, H.	
07/13	3914	PA SCDU	
07/13	3915	Sears	179.98
07/13	3916	PPL	223.88
07/14	3917	Bassler Equipment	43.20
07/15	3918	Exxon Mobil	189.37
07/15	3919	Luz.Co.Treasurer	1,320.00
07/15	3920	PA Leag. Of Cities	65.00
07/19	3921	Falzone's Towing	246.60
07/19	3922	Cook Bros.	65.20
07/19	3923	Walter's Hardware	12.99
07/19	3924	Boc Gases	89.74
07/19	3925	Egenski, Frank	250.00
07/19	3926	PPL	75.96
07/26	3927	English, J.	723.71
07/26	3928	Martin, R.	
07/26	3929	Williams, G.	
07/26	3930	Cienciva, P.	
07/26	3931	Fedele, P.	
07/26	3932	Hrabousky, K.	
07/26	3933	Lauer, C.	
07/26	3934	Nealon, M.	
07/26	3935	Pfeffer, W.	
07/26	3936	Berry, E.	
07/26	3937	Novak, H.	
07/26	3938	Benkoski,. E.	
07/26	3939	Slusser, G.	
07/26	3940	Andrews, J.	
07/26	3941	Koval, R.	
07/27	3942	PA SCDU	
07/27	3943	Benkoski, E.	20.85
07/28	3944	Pasonick Eng.	295.00
07/30	3945	PSATS	55.60
Total Disbursements			$40,439.64

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SEMI-MONTHLY MEETING JULY 19TH, 2004

The **Semi-monthly meeting** was called to order by Chairman Ed Benkoski at 6:30 PM. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

Ed Benkoski explained the **Bids** for the **Paving Projects** were rejects and have been put out for re-bid.

Ed Benkoski made a motion to release the **Specifications** for a **New Truck**. Gary Slusser seconded the motion. All agreed.

Attorney Vinsko explained that all the issues involving the **Law Suit** against **Joe Andrews** had been discontinued and is no longer an active suit. **Mountain Union** agreed to pay $1,500.00 in damages for the work that they did without a permit.

Attorney Vinsko stated we now have approval from residents of **Trailwood Lake,** the **Municipal Authority** and the **City of Wilkes-Barre** who passed a **Resolution** last Thurstay night and we are now preparing the **Easements** which all entities will sign.
The Wilkes-Barre Resolution gave the administration the power to execute the easement immediately. We also have the same from the Authority. There were lengthy discussion concerning this Easement.

There was a question concerning the possibility of installing **Speed Limit Signs** at Laurelbrook Estates. Ed Benkoski felt before that could be done, PennDOT would have to do a survey to see if the traffic warranted speed limit signs.

Cheryl & Robert Concini questioned if anything was being done concerning their property. They explained that they were told by PennDOT that it was not a PennDOT problem.

Chris Keats questioned the **Dry Hydrant** area at **Weitz Lake** – the fire engine had gotten stuck there and created some damage which the township agreed to repair provided we could secure permission from the owner.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND		
Balance Forwarded		$187,034.08
July Receipts		17,026.26
July Disbursements		40,439.64
Total General Fund		$163,620.70
LIQUID FUELS		
Balance Forwarded	$180,927.23	
Interest	164.66	
Total Liquid Fuels	$181,091.89	
CAPITAL RESERVE	$455,554.21	
Interest	437.99	
Total Capital Reserve	$455,992.20	
TOTAL ALL FUNDS		$800,704.79

SUPERVISORS MEETING JULY 6TH, 2004

Chairman Ed Benkoski called the meeting to order at 6:30 P.M. Supervisors Ruth Koval and Gary Slusser were in attendance.

The Secretary's **June 7th Minutes** were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

June Receipts of $31,164.73 plus interest were approved on a motion by Ed Benkoski, seconded by Ruth Koval.

June Disbursements of $75,500.13 (subject to Audit) were approved on a motion by Ed Benkoski, seconded by Gary Slusser.

Code Enforcement Report 11 Contractor's Permits, 23 Building Permits, 1 Certificate of Occupancy and 1 Demolition Permit.

Fire Company's Report included 2 structure fires, 6 motor vehicle accidents, 3 vehicle fires, 2 hazardous materials calls, 1 wire down and 1 unattended fire.

Ed Benkoski read the **Solicitor's Report**. Mountain Union/Summit Tower's litigation: Summit Tower's appeal from the Zoning Board was dismissed by Judge Lokuta. As for the Mandamus Action against Joe Andrews, Mountain Union filed a request for a discontinuance and had confirmed with our solicitor they would pay the $1,500.00 and discontinue the entire action against the township and Mr. Andrews.

Ed explained they had a meeting with the **Golf Authority** and **Trailwood Lake Residents**. We will be given a legal easement for the township to control. By getting this we will be able to control the roads.

It was explained with the adoption of the **Pennsylvania Construction Code**, the township will have to name a **Board of Appeals.**

He explained our solicitor was looking into the **tax status** of the **Charter School** at the request of the Charter School Board and the request from the **Fire Company** concerning the Zoning for their **Swanson Road** building.

Since there have been errors found in our **Zoning and Subdivision Ordinances**. He is requesting the Supervisors having the Code redrafted by a Zoning Professional

Ed Benkoski's motion to appoint Pasonick Engineering as Building Inspector for Residential properties was seconded by Gary Slusser. The motion carried unanimously.

A motion was made by Ed Benkoski to pass **Ordinance No. 2 of 2004: Franchise Agreement with Service Electric Cable TV.** He state he had received everything that we asked for including the 5% of the total gross of their revenue. Ruth Koval seconded the motion. The motion carried unanimously.

Ed Benkoski made a motion for **Resolution No. 3 of 2004:** Be it resolved, by the Board of Supervisors of Bear Creek Township, Pennsylvania:

WHEREAS, the Board of Supervisors of Bear Creek Township has elected, by ordinance, to opt into Pennsylvania's Uniform Construction Code codified as the Pennsylvania Construction Code Act, Act 45 of 1999 35 P.S. 721.101-7210.0093 as amended from time to time, and its regulations; and

WHEREAS, the Board of Supervisors, in compliance with the aforesaid statute, hereby forms an Appeals Board to hear any and all appeals from any determinations made as part of or under the Pennsylvania Construction Code Act duly adopted as the municipal building code of the Township of Bear Creek.

NOW, THEREFORE, be it RESOLVED, by the Board of Supervisors of Bear Creek Township, in the interest of the health, safety and welfare of the residents of the Township, the Board of Supervisors hereby establishes an Appeals Board of three (3) members and two (2) alternates to serve on same.

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The motion was seconded by Gary Slusser. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Ed Benkoski stated we had received a letter from **Luzerne County Solid Waste Management Department** announcing free tire collection at Hanover High School on August 7th. Everyone must pre-register and are allowed up to 12 tires to be dropped off.

Jim Smith stated the **Appeal Hearing** for the **Charter School** would be held Tuesday, July 27th at 1 P.M. in Harrisburg and the decision should be made by August 17th. He felt the targeted opening date would be the 2nd or 3rd week in September. He asked if anything had been done regarding the Transfer Tax being donated to the Charter School. Ed Benkoski stated our solicitor's was still looking into the matter. He was also asking the township to contact the county Re: Tax Exempt status for the Charter School. It was felt this could no be done; however, our solicitor will look into this matter.

Karen Hrabousky thanked the Board for the opportunity of working with the road crew as a summer hire. She also expressed her concern for the safety of the workers at White Haven Pocono area because of the way some of the drivers are speeding on those roads. Gary Slusser stated he would contact the State Police to see if they could patrol the area more frequently. He also asked Karen to try to get a license number of any of the careless drivers.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

 June 21st Meeting cancelled due to lack of quorum

GENERAL FUND

RECEIPTS

06/02	Berkheimer – OPT	358.75
06/02	Berkheimer – Mercantile	71.00
06/04	Kresge, Marjorie	1,390.84
06/04	District Court 11-3-07	185.10
06/04	Egenski, Frank	100.00
06/11	Dennison Township	1,300.94
06/11	Luz.Co.Recorder of Deeds	1,411.20
06/15	PA State Police	1,405.64
06/15	Nextel Partners	265.98
06/15	Egenski, Frank	475.00
06/15	Egenski, Frank	275.00
06/21	Berkheimer – EIT	12,038.33
06/23	Berkheimer – EIT	2,186.47
06/25	Egenski, Frank	100.00
06/25	General Municipal Authority	212.50
06/25	Berkheimer – Per Capita	12.40
06/25	Code Enforcement	3.991.50
06/25	Nextel	500.00
06/25	SBA Properties	815.48
06/28	Berkheimer – EIT	3,011.10
06/30	Luz.Co.Tax Office	107.50
06/30	Egenski, Frank	950.00
06/30	PNC Bank – Interest	189.27
Total Receipts		$31,354.00

DISBURSEMENTS

06/01	3763	English, Joseph	
06/01	3764	Martin, Richard	
06/01	3765	Williams, Gary	
06/01	3766	Fedele, Peter N.	
06/01	3767	Nealon, Matthew	
06/01	3768	Berry, Edward	
06/01	3769	Novak, Helen	
06/01	3770	Benkoski, Edward	
06/01	3771	Kovak, Ruth Ann	
06/01	3772	Slusser, Gary	
06/02	3773	Gorman Graphics	50.00
06/02	3774	PA Dept. of Revenue	507.00
06/02	3775	PNC Bank	3,421.74
06/02	3776	PA SCDU	
06/02	3777	PDQ Print Center	24.50
06/04	3778	Apex Waste Services	50.67
06/04	3779	Exxon-Mobil	369.85
06/04	3780	Vinsko & Associates	2,432.86
06/04	3781	Andrews, Joseph	94.42
06/04	3782	Kaman Industrial	3.60
06/04	3783	Blue Cross	2,801.43
06/04	3784	Case Credit	31.03
06/04	3785	Glen Summit Water	31.60
06/04	3786	OfficeMax	34.94
06/04	3787	Franconi Auto	11.07
06/04	3788	PPL Electric	71.51
06/04	3789	Penn-Hazle Equipment	9,000.00
06/07	3790	Nardone Bros.	36.00
06/07	3791	Home Depot	404.70
06/07	3792	Verizon Wireless	108.24
06/07	3793	Pioneer Aggregates	69.48
06/07	3794	Choice One	135.82
06/07	3795	Bassler Equipment	168.67
06/07	3796	Penn-Hazle Equipment	5,000.00
06/07	3797	Lowe's	117.49
06/07	3798	B.C.Volunteer Fire Co.	14,043.72
06/07	3799	Valley Power Equipment	345.68
06/07	3800	Wide-World RV Center	91.06
06/07	3801	R.J.Walker Co.	22.57
06/09	3802	Bradco Supply	585.00
06/09	3803	H.A.Berkheimer, In.c	976.30
06/09	3804	PPL Electric	953.79
06/09	3805	Egenski, Frank	100.00
06/14	3806	B.C.Vol. Fire Co.	280.56
06/15	3807	Benkoski, Edward.	101.80
06/15	3808	English, Joseph	
06/15	3809	Martin, Richard	
06/15	3810	Williams, Gary	
06/15	3811	Fedele, Peter	
06/15	3812	Nealon, Matthew	
06/15	3813	Pfeffer, William	
06/15	3814	Berry, Edward	
06/15	3815	Novak, Helen L.	
06/15	3816	Benkoski, Edward	
06/15	3817	Slusser, Gary	
06/15	3818	Koval, Ruth Ann	
06/15	3819	Koval, Ruth Ann	
06/15	3820	Martin, Richard	10.00
06/15	3821	PA SCDU	
06/16	3822	BOC Gases	40.33
06/16	3823	Egenski, Frank	750.00
06/16	3824	Exxon Mobil	815.31
06/16	3825	PPL Electric	269.63
06/16	3826	Sears – Commercial One	299.88
06/16	3827	Bassler Equipment	118.64
06/16	3828	Andrews, Joseph	
06/16	3829	Rural Wastewater	294.64
06/17	3830	Coccia Ford	302.44
06/17	3831	Sunbury Motors	77.75
06/17	3832	Wingfoot Comm. Tire	345.06
06/17	3833	Glen Summit Water	22.50
06/17	3834	RG Group	200.25
06/18	3835	Case Credit	1,624.61
06/18	3836	Craft Oil Corp.	298.32
06/18	3837	Valley Power Equip.	450.00
06/18	3838	Nielsen's Garage	285.00
06/23	3839	PPL Electric	165.35
06/23	3840	Bassler Equipment	907.63
06/23	3841	Eginski, Frank	100.00
06/23	3842	Kaman Industrial	17.48
06/23	3843	Mt. Top Lawn & Tractor	20.85
06/23	3844	RG Group	86.18
06/25	3845	Hoban Insurance	15,405.00
06/25	3846	Postmaster	148.00
Total Disbursements			$75,500.13

GENERAL FUND		
Beginning Balance	$ 231,180.21	
June Receipts	31,354.00	
June Disbursements	75,500.13	
TOTAL GENERAL FUND	$187,034.08	
LIQUID FUEL FUND		
Beginning Balance	$180,804.38	
Interest	122.85	
TOTAL LIQUID FUEL FUND	$180,927.23	
CAPITAL RESERVE		
Beginning Balance	$455,144.57	
Interest	409.64	
TOTAL CAPITAL RESERVE	$455,554.21	
TOTAL ALL FUNDS		$823,515.52

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SUPERVISORS MEETING JUNE 7th, 2004

Chairman Ed Benkoski called the **Supervisors Meeting** to order at 6:30 P.M. at the **White Haven/Pocono Fire Hall.** Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's May 17th Minutes** were approved on a motion by Gary Slusser, seconded by Ruth Koval.

May Receipts of $83,840.05 were approved on a motion by Ed Benkoski, second by Ruth Koval.

The **May Disbursements** of $63,733.14 were approve on a motion by Ed Benkoski (pending Audit), seconded by Gary Slusser.

Code Enforcement Report included 18 Contractor's Licenses, 18 Building Permits, 4 Zoning Book Sales and 2 Occupancy Permits.

Fire Company's Report responded to 15 alarms – 4 structure fires, 5 motor vehicle accidents, 1 brush fire, 1 vehicle fire, 3 medical assists and 1 investigation. The residents were reminded to check their smoke and carbon monoxide detectors to be sure they have fresh batteries and that they are working properly.

The **Solicitor's Report** included **Mountain Union – Summit Towers** has issues with the final **Settlement Agreement** and he had rejected the Settlement as written. Mountain Union has filed an Amended Complaint which the township has to answer. He stated a decision should be rendered soon on the **Landview Property Lawsuit.** He also has been working with all governmental entities concerning **Trailwood Lake Road and Bridges.** He is hoping to rectify the matter before year's end. At the present time, we are working with **Pasonick Engineering** to complete a contract for services Re: **Pennsylvania Construction Code.**

A motion **(2nd Reading)** was made by Ed Benkoski, seconded by Ruth Koval to enact the **Building Code Ordinance.** On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

A motion was made by Ed Benkoski for **Final Approval** of the **Fazzi Subdivision** taking into consideration the Planning Board had received from Pasonick Engineering regarding soil erosion was not applicable in this request. The motion was seconded by Gary Slusser. The vote was unanimous.

Ed Benkoski made a motion for **Final Approval** of the **Pientka Subdivision.** Ruth Koval seconded the motion. The vote was unanimous.

Karen Hrabousky report that **MAPQUEST.COM** is showing Hill Crest Road as a highway. Their instructions are to turn right onto Hill Crest Road and to turn right onto Route 115. This has created much unnecessary traffic on that road. She also reported there was all kinds of trash on the gully between Hill Crest Road and Route 115.

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Patrick Mangan reported there is a **mosquito** and **tick** problem at the end of Old Ford Road. Since the county needs a contact person George Miller agreed to be the contact person.

Several people stated the **yellow line** on **Weiss Road** needs to be repainted. They also requested white lines on the outside part of the road.

There was a lengthy conversation concerning the **Fire Company** and what fire company should be covering the **White Haven/Pocono area.** Chris Keats explained in the event of a structure fire the **White Haven Fire Co.** would be notified as well as **Bear Creek Township Volunteer Fire Co.**

There was a discussion concerning the trees at the **entrance** of **Weiss Road** and the possibility of having some of them cut down.

Bonnie Wasilewski questioned if any of the township roads were going to be paved this year. Gary Slusser explained we would be addressing the **Forest Park Roads** and **Maple Drive.**

Robert Fraley questioned **Zoning Requirements** in the **White Haven/Pocono Area**. It was determined that area may have other restrictions placed by the developer and those restrictions would be in the Deeds.

A member of the audience asked what it would take to get the **Fire Company Building** opened in their area. Chris Keats explained they would have to get some people from that area to man the station.

Jim Smith explained the **Charter School Committee** would be chartering buses for the residents who want to go to Harrisburg for the June 29th Hearing. He was also questioning the tax status on Real Estate Taxes for the township, school district and the county. Jim also asked the Supervisors to consider the monies the township received for the Transfer Taxes be donated to the Charter School. Perhaps this could be done through a Resolution.

A resident stated there is a water problem on **Old Ford Road** and **Azalea Trail** and requested the township look into straightening out the problem.

Attorney Vinsko explained **Service Electric Franchise Agreement** was being held up because they did not want it mandated that we have a Basic Cable Service and before any rate hikes occur, we are asking it be put in the contract that a Service Electric Representative come to a public meeting to discuss the issue prior to any rate hikes. It appears both of these requests will be added to the Agreement.

Gary Slusser explained we could place **Street Signs** on private roads (on a one-time basis only) in compliance with **911's request** and the signs have been ordered.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

General Fund

Receipts

05/01	Berkheimer – EIT	$11,180.61
05/01	Berkheimer – PCT	230.10
05/01	Berkheimer – EIT	823.92
04/04	Berkheimer – Mercantile	3,256.88
05/04	Berkheimer – OPT	139.00
05/04	Kresge, Marjorie	4,017.41
05/04	Spak, Mike & Donna	50.00
05/04	Luz.Co.Election Board	150.00
05/04	Berkheimer – EIT	1,171.72
05/06	Egenski, Frank	475.00
05/06	Egenski, Frank	475.00
05.10	Berkheimer – EIT	4,673.43
05/11	District 11-3-07	84.17
05/11	Kresge, Marjorie	6,101.19
05/11	Luz.Co.Recorder of Deeds	2,129.05
05/12	Berkheimer – EIT	3,389.14
05/17	Berkheimer – EIT	5,415.67
05/19	SBA Properties	265.98
05/19	Kresge, Marjorie	6,586.69
05/19	Berkheimer – EIT	6,293.16
05/26	Egenski, Frank	475.00
05/26	Kreesge, Majorie	4,821.64
05/26	Berkheimer – Per Capita	23.50
05/26	Code Enforcement	4,841.00
05/26	Berkheimer – EIT	2,190.85
05/27	SBA	800.00
05/27	Nextel Partners	500.00
05/27	Trustees Insurance	278.40
05/27	Trustees Insurance	348.24
05/27	Berkheimer – EIT	6,239.69
05/28	Journal Entry 2-04 (Ck 3508-void	362.60
05/28	Berkheimer – Per Capita	173.70
05/28	Berkheimer – EIT	5,698.52
05/31	Interest	178.79
Total Receipts		$83,840.05

Disbursements

05/04	3699	English, J.	
05/04	3700	Martin, R.	
05/04	3701	Williams, G.	
05/04	3702	Fedele, P.	
05/04	3703	Berry, E.	
05/04	3704	Novak, H.	
05/04	3705	Benkoski, E.	
05/04	3706	Koval, R.A.	
05/04	3707	Slusser, G.	
05/04	3708	Colleran, J.	
05/04	3709	English, J.	
05/04	3710	Landmesser, R.	
05/04	3711	Kresge, M.	
05/05	3712	Void	
05/05	3713	Verizon	108.24
05/05	3714	PPL Electric	76.13
05/05	3715	Egenski, F.	1,700.00
05/05	3716	Coccia Ford	18.00
05/05	3717	Cook Bros.	101.09
05/05	3718	Franconi Auto	9.46
05/05	3719	Grainger	69.89
05/05	3720	OfficeMax	46.56
05/05	3721	Walter's Hdwe.	18.52
05/05	3722	Apex Waste	50.43
05/05	3723	American Asphalt	178.60
05/05	3724	PA Dept. of Rev.	276.13
05/05	3725	PNC Bank	1,979.28
05/05	3726	PA SDCU	
05/10	3727	Blue Cross	2,801.43
05/10	3628	Glen Summit	4.50
05/10	3729	Valley Power	328.14
05/10	3730	Choice One	142.39
05/10	3731	WingfootComm.	79.00
05/10	3732	Bloomsburg Metal	60.00
05/10	3733	Acme Locksmiths	28.25
05/10	3734	PPL Electric	1,294.83
05/13	3735	Staples Credit Plan	193.96
05/13	3736	Sears – Commercial	992.00
05/13	3737	Lowe's	299.98
05/13	3738	Hochreiter, G.	438.00
05/13	3739	Vinsko & Assoc.	1,876.87
05/13	3740	Home Depot	232.99
05/13	3741	Berkheimer, H.A.	1,074.51
05/13	3742	PA Assoc.of Boros	225.00
05/14	3743	English, JoAnn	
05/19	3744	Lipfert Fence	3,740.00
05/19	3745	English, J.	
05/19	3746	Martin, R.	
05/19	3747	Williams, G.	
05/19	3748	Fedele, P.	
05/19	3749	Berry, E.	
05/19	3750	Novak, H.	
05/19	3751	Benkoski, E.	
05/19	3752	Slusser, G.	
05/19	3753	PA SCDU	
05/20	3754	Kocher, Kerry	5,327.00
05/20	3755	Koval, Ruth	
05/20	3756	Koval, Ruth	35.00
05/20	3757	Egenski, Frank	1,425.00
05/26	3758	Andrews, J.	
05/26	3759	Clarke, D.	
05/26	3760	Kresge, M.	
05/27	3761	Mesko Glass	308.60
05/27	3762	Crossin Insurance	23,493.00
Total Disbursements			$63,733.14

GENERAL FUND

Beginning Balance	$211,073.30	
Receipts	83,840.05	
Disbursements	63,733.14	
TOTAL GENERAL FUND		$231,180.21

LIQUID FUEL FUND

Beginning Balance	$180,691.86	
Interest	112.52	
TOTAL LIQUID FUEL FUND		$180,804.38

CAPITAL RESERVE

Beginning Balance	$454,797.27	
Interest	347.30	
TOTAL CAPITAL RESERVE		$455,144.57
TOTAL ALL FUNDS	$867,109.16	

SUPERVISORS MEETING MAY 3rd, 2004

The meeting was called to order by Chairman Ed Benkoski at 6:35 P.M. Supervisors Ruth Koval and Gary Slusser were in attendance.

The Secretary's Minutes of April 5th were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

Cash Receipts for April of $50,780.53 + interest were approved on a motion by Ed Benksoki, seconded by Ruth Koval.

607459

April Cash Disbursements of $27,907.76 were approved on a motion by Gary Slusser, seconded by Ed Benkoski (subject to Audit).

The Code Enforcement's April Report included 12 Contractor's Licenses, 7 Building Permits, Sale of 3 Zoning Books and the issuance of 3 Occupancy Permits.

Fire Company Report for April included 2 structure fires, 5 motor vehicle accidents, 4 brush/forest fires, 1 vehicle fire, 1 medical assistance, 1 flooded basement and 1 carbon Monoxide call.

Solicitor's Report: Attorney Vinsko stated he was working on modifications on the Service Electric Franchise Agreement and the Pennsylvania Construction Code. He is awaiting the final decision by Summit Tower on the Mountain Union Telecom Tower. He also stated that the Court should be rendering a decision soon on the Landview Properties Lawsuit.

The 2004 Emergency Operation Plan was accepted on a motion by Ed Benkoski, seconded by Ruth Koval. A copy will be sent to Luzerne Co. EMA, Bear Creek Fire Company and Ambulance Association.

Attorney Vinsko stated the proposed 01-2004 PA UNIFORM CONSTRUCTION CODE was being reviewed and would be addressed in the near future. (Copies of the Ordinance were made available to the residents.

.There was a question concerning Street Signs. Gary Slusser explained he was expecting Bids from 2 companies and as signs had to be replaced, they would be replaced with larger, more visible signs. Ed Jasulevicz questioned the placing of signs at Mountain Lake for safety reasons. Gary Slusser explained since the roads in question are private roads, he would check to see if we could do something like this on a "one-time only" basis.

Jim Smith discussed the vandalism at the Charter School. Apparently there have been a few break-ins or attempted break-ins with five arrests being made. He was asking residents to be more vigilant when passing the property and to notify the State Police if they see anything suspicious.

Candace Farrell asked the Supervisors to consider having the gate at the **Rec Field** opened for accessibility of handicapped people. She explained it is very difficult pushing the wheelchair up the hill. The Supervisors agreed to look into finding a solution.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

Semi-Monthly Meeting May 17th, 2004

Beth Zingaretti's **Girl Scout Troop #719** were in attendance. The meeting was called to order jointly by Sarah Ellis and Lizzie Andrews at 6:35 P.M. Chairman Ed Benkoski, Vice-Chairman Ruth Ann Koval and Roadmaster Gary Slusser were in attendance.

After Roll Call and the Pledge of Allegiance, Ed Benkoski assumed the Chairmanship.

The **Secretary's Minutes** were approved as presented on a motion by Gary Slusser, seconded by Ed Benkoski.

A motion, first reading, was made by Ed Benkoski, seconded by Gary Slusser to enact the **Building Code Ordinance.** On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

Gary Slusser's motion to accept the **2003 Audit Report** was seconded by Ruth Koval.

Ed Benkoski announced the **June 7th, 2004 Meeting** would be held at the White Haven/Pocono Fire Hall at 6:30 P.M.

Jim Moody, **Friends of the Nescopeck** (a Watershed Association) was on hand and gave a brief report and slide show on the associations concern with the watershed conservation and preservation. He also handed out brochures to those in attendance.

Ed Benkoski explained that an anonymous caller called **DEP** and reported us for an exorbitant number of rentals on this building where food and beverages are being served. In order for this to be a violation, we would have to rent the building approximately 50 times per year and have more than 25 people. In reviewing our records going back to October, 2001 thru May 16th the building was rented or used for the Lions Club Breakfasts and the Firemen's Spaghetti Dinner – a total of 18 times.

Ed Benkoski stated the **glass door** in the **Meeting Room Building** had been shattered sometime Sunday night. He also expressed his concern about the increase in destructive activity in the township. The State Police had been notified of each incident and are investigating.

Bill Vinsko, Solicitor, stated he had copies of the **PA Building Code Ordinance** available for anyone who wanted to review it. He also stated **Mountain Union Telecom** and **Summit Tower Issue** have a few other issues that had to be worked out. He stated we are working on resolving the problem concerning the **Trailwood Lake Bridges** and have been in contact with several entities to resolve that problem.

607459

Attorney Jill Nagy identified herself as being here on behalf of **Summit Tower**. She stated there was a second issue that the Board should be aware of. She stated Commonwealth Court held that if a township or a party to a **Mandamus Action** does in fact enter into a settlement agreement without the full knowledge and consent of all parties to that lawsuit, the other party that has not been included may file a motion to strike. She stated she realized the township is an agency that has been awarded governmental immunity. She stated that now that the township has been put on notice that any agreement that the township would enter into with Mountain Union Telecom without the consent of Summit Tower or without Summit Towers participation, Summit Tower could file a separate action against the Township asking for attorney's fees which amount to $250.00 per hour in the Commonwealth. She was asking the township to consider the position of Summit Tower in any settlement agreement that it has.

A side note: Prior to the start of the meeting, the Supervisors introduced themselves to **Girl Scout Troop #719**. They fielded many questions from the Scouts concerning the running of a township. The troop is working toward the "Silver Award", Beth Zingaretti explained.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND

RECEIPTS

04/01	Berkheimer – EIT	$3,043.34
04/01	Berkheimer – PCT	104.00
04/05	Berkheimer – EIT	501.83
04/06	Berkheimer – OPT	172.40
04/06	Kresge, Marjorie	1,441.09
04/06	District Court 11-3-07	84.43
0407	Berkheimer – EIT	1,823.00
04/09	Luz.Co.Recorder of Deeds	3,613.26
04/13	SBA Properties	1,209.90
04/13	Kresge, Marjorie	1,697.85
04/14	Berkheimer – EIT	578.88
04/15	Egenski, Frank	475.00
04/15	Egenski, Frank	150.00
04/15	Egenski, Frank	250.00
04/19	Berkheimer - EIT	935.62
04/21	W-B Gen. Municipal	212.50
04/22	Kresge, Marjorie	2,125.57
04/22	Egenski, F.	250.00
04/27	Egenski, F.	250.00
04/27	Nextel Partners	500.00
04/26	Kresge, Marjorie	4,309.65
04/26	Egenski, F.	475.00
04/26	Egenski, F.	475.00
04/26	Berkheimer – EIT	11,364.34
04/28	Code Enforcement	5,415.00
04/28	Berkheimer – PCT	53.50
04/28	Berkheimer – EIT	8,469.37
04/30	SBA Properties	800.00
04/30	Berkheimer Adjustment	1.20
04/30	Interest	158.64

TOTAL RECEIPTS $50,940.37

DISBURSEMENTS

04/01	3642	Bear Creek Charter School	$ 100.00
04/02	3643	Pasonick Engineering	220.00
04/02	3644	R.J.Walter Co.	94.88
04/02	3645	Blue Cross	2,801.43
04/02	3646	Franconi Auto Parts	79.52
04/02	3647	Egenski, Frank	250.00
04/05	3648	English, J.	
04/05	3649	Martin, R.	
04/05	3650	Berry, E.	
04/05	3651	Novak, H.	
04/05	3652	Benkoski, E.	
04/05	3653	Slusser, E. Gary	
04/06	3654	Koval, R.	
04/06	3655	Kresge, Marjorie	189.94
04/06	3656	Koulik's Oil	729.08
04/06	3657	Glen Summit Water	9.00
04/06	3658	Berkheimer, H.A.	671.43
04/06	3659	Pioneer Aggregates	315.66
04/07	3660	Mt. Top Lawn & Tractor	6.99
04/07	3661	PPL Electric	969.76
04/07	3662	Circle Bolt & Nut	17.47
04/07	3663	Home Depot	136.14
04/07	3664	RG Group	23.56
04/07	3665	PA SCDU	
04/07	3666	Mt. Top Lawn & Tractor	184.20
04/12	3667	Citizens' Voice	31.05
04/12	3668	Choice One Communications	153.49
04/13	3669	Exxon Mobil	568.73
04/13	3670	Citizens' Voice	97.20
04/14	3671	Vinsko & Associates	3,249.99
04/14	3672	Trustees Insurance	974.40
04/14	3673	Trustees Insurance	1,254.60
04/15	3674	General Code Publishers	9.90
04/15	3675	Egenski, Frank	625.00
04/15	3676	Chris Fetchko Mgmt.	250.00
04/15	3677	Golden Business Machines	159.24
04/15	3678	Bradco Supply	138.00
04/16	3679	Advances Business Equip.	123.45
04/16	3680	Case Credit	2,987.08
04/19	3681	PPL Electric	340.88
04/19	3682	Void	
04/19	3683	PA Unemployment	28.93
04/19	3684	Berry, E.	
04/19	3685	Novak, H.	
04/19	3686	Benkoski, E.	
04/19	3687	Kovak, R.	
04/19	3688	Slusser, E. Gary	
04/20	3689	English, Joseph	
04/20	3690	Martin, Richard	
04/20	3691	Williams, Gary	
04/20	3692	Danko Gas	107.90
04/20	3693	Pioneer Aggregates	218.58
04/20	3694	PA SCDU	
04/21	3695	Andrews, J.	
04/21	3696	Clark, D.	
04/27	3697	Brown, Diane	140.85
04/30	3698	American Asphalt	2,400.00

Total $27907.76

GENERAL FUND

Beginning Balance	$188,040.69	
Receipts	50,940.37	
Disbursements	27,907.76	
TOTAL GENERAL FUND		~~$210,973.30~~ 211,073.30

LIQUID FUEL FUND

Beginning Balance	$151,746.76	
State Allocation	56,415.51	
Interest	129.59	
04/29 Ck 114 American Asph.	27,600.00	
TOTAL LIQUID FUEL FUND		$180,691.86

CAPITAL RESERVE

Beginning Balance	$454,425.47	
Interest	371.80	
TOTAL CAPITAL RESERVE		$454,797.27

TOTAL ALL FUNDS $846,462.43

SUPERVISORS MEETING APRIL 5TH, 2004

The meeting was called to order at 6:35 P.M. by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

The **Secretary's Minutes** were approved on a motion by Gary Slusser, seconded by Ruth Koval.

March Receipts of $41,575.05 plus interest were approved on a motion by Ed Benkoski, seconded by Ruth Koval.

March Disbursement of $28,400.51 were approved on a motion by Gary Slusser, seconded by Ed Benkoski.

Code Enforcement Report included 14 Contractor's Permits, 5 Building Permits, 3 Zoning Books, 1 Zoning Hearing and 1 Certificate of Occupancy.

Firemen's Report included 5 Structure Fires, 7 Motor Vehicle Accidents, 2 Brush Fires, 2 Vehicle Fires, 1 Medical Assistance and 1 Carbon Monoxide call.

Solicitor's Report the status of the negotiations on the **Franchise Agreement** with Service Electric, **Lease Agreement** with the **Ambulance Association, Mountain Union Telecom/Summit Towers** final settlement agreement and **Landview Properties Annexation.**

There was a discussion concerning **Landview Properties Annexation** but, at this point, Bear Creek Township is not involved with the case. It is between Landview and the Borough of Bear Creek Village.

Fire Company's Swanson Road request: Chris Keats stated the fire company was looking for a correction to the Zoning at that location. Ed Benkoski explained that piece of property was always listed as Residential and other uses of the building were non-conforming uses. Ed also explained if we changed this piece of property to Commercial, it would be considered "spot zoning" and the township could not do that. There was a lengthy discussion concerning the possibility of the township purchasing the property. The property is 100' wide by 177' deep. The Supervisors and Officers of the Fire Company will meet to discuss the possibility of the township purchasing the building.

Chris Keats mentioned the **Dry Hydrant at Mountain Lake** needs more stone. Ed Jasulevicz stated there was also a section of pipe that was lifted out of the ground and he explained that the dirt washed off.

Chris Keats asked to **Poll** the Supervisors to see if all three are in agreement as to not taking any action on the **Fire Company's** request to change the zoning on the **Swanson Road property.** Ed Benkoski will not "spot zone". Ruth Koval "we can't "spot zone" and Gary Slusser "I agree with the Solicitor. The Solicitor said we can't "spot zone".

Chris Keats: You are calling it **spot zoning**. We don't agree with the term spot zoning. This may be alleviated when the Board of Supervisors and the Fire Company have a meeting to discuss the possiblity of the township purchasing the property.

Community Energy: Jack Varaly, Pasonick Engineering explained they were hoping the Board would consider to grant conditional approval of the Banazek property subject to the same conditions of the Planning Board's conditional approval. The Board agreed to grant a Conditional Approval, pending the outcome of the Zoning Hearing Board, PennDot and DEP Approval. Ed Benkoski made the motion, Gary Slusser seconded. On the vote: Mr. Benkoski – yes; Mrs. Koval – yes; Mr. Slusser – yes.

607459

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

April 19th, 2004 Meeting Cancelled
Supervisors at State Convention

GENERAL FUND

Receipts

03/01	Berkheimer – EIT	2,116.22
03/01	Berkheimer – EIT	1,192.85
03/01	Code Enforcement	1.895.00
03/01	Berkheimer – PCT	180.40
03/01	Nextel Partners	500.00
03/01	Gans Communications	2,021.18
03/03	Berkheimer – PCT	48.70
03/03	Berkheimer – OPT	25.80
03/03	Egenski, Frank	125.00
03/03	Egenski, Frank	250.00
03/03	Buck Township	328.00
03/05	District Court	600.00
03/05	District Court	111.32
03/08	Berkheimer – EIT	1,586.96
03/10	Berkheimer – EIT	560.36
03/15	Berkheimer – EIT	1,782.64
03/17	Berkheimer – EIT	981.83
03/22	Berkheimer – EIT	1,885.16
03/23	Egenski, Frank	150.00
03/23	PA Liquor Control	200.00
03/23	GAF (Shingles	114.74
03/24	Berkheimer – EIT	12,279.96
03/29	Kresge, Marjorie	1,203.49
03/29	Nestel Partners	500.00
03/29	Code Enforcement	6,078.00
03/19	Berkheimer – EIT	930.34
03/31	SBA	800.00
03/31	Kresge, Marjorie	1,658.55
03/31	Egenski, Frank	250.00
03/31	Berkheimer – PCT	25.50
03/31	PNC – Interest	164.42
TOTAL RECEIPTS		$40,546.42

Disbursements

03/02	3568	PPL Electric	322.57
03/02	3569	PPL Electric	247.08
03/02	3570	Blue Cross	2,344.55
03/02	3571	Pasonick Eng.	605.00
03/03	3572	Luz.Co.Boroughs	25.00
03/05	3573	Verizon	106.98
03/05	3574	PA SCDU	
03/05	3575	Dept. of Revenue	319.71
03/05	3576	PNC Bank	2,366.54
03/05	3577	Berkheimer	737.98
03/10	3578	J. English	
03/10	3579	R. Martin	
03/10	3580	E. Berry	
03/10	3581	H. Novak	
03/10	3582	E. Benkoski	
03/10	3583	G. Slusser	
03/10	3584	R. Koval	
03/10	3585	E. Benkoski	49.50
03/10	3586	Void	
03/10	3587	G. Slusser	144.75
03/11	3588	Vinsko & Assoc.	2,508.79
03/11	3589	A. Terrana	1,077.50
03/11	3590	Kuharchik Const.	65.00
03/12	3591	PSATS	110.00
03/12	3592	Koulik's Oil	1,177.74
03/12	3593	PA SCDU	
03/12	3594	Apex Waste	50.26
03/12	3595	OfficeMax	42.41
03/12	3596	Choice One	149.32
03/12	3597	Bassler Equip.	359.16
03/12	3598	Golden Business	73.39
03/12	3599	Pasonick Eng.	165.00
03/12	3600	Bradco Supply	171.46
03/15	3601	Exxon Mobil	379.64
03/15	3602	F. Egenski	375.00
03/16	3603	Bear Creek Vol.Fire	300.00
03/17	3604	A. Dancheck, Inc.	87.29
03/17	3605	PA Planning Assoc.	84.00
03/19	3606	Medico Industries	16.76
03/19	3607	Cook Bros. Truck	38.60
03/19	3608	Joseph Andrews	58.15
03/19	3609	Lowe's	153.99
03/19	3610	Nielsen's Garage	205.00
03/19	3611	Wingfoot Comm.	31.95
03/19	3612	Home Depot	18.16
03/19	3613	PDQ Print	120.00
03/19	3614	Master Chemical	19.55
03/19	3615	BOC Gases	23.15
03/19	3616	General Code	24.10
03/19	3617	Sunbury Motors	147.52
03/22	3618	J. English	
03/22	3619	R. Martin	
03/22	3620	E. Berry	
03/22	3621	H. Novak	
03/22	3622	E. Benkoski	
03/22	3623	G. Slusser	
03/22	3624	J. Andrews	
03/22	3625	D. Clark	
03/23	3626	R. Koval	136.80
03/24	3627	PPL Electric	448.02
03/24	3628	PPL Electric	1,013.55
03/24	3629	Egenski, Frank	150.00
03/25	3630	PA Dept. of Rev.	246.73
03/25	3631	PNC Bank	1,776.00
03/25	3632	PA SCDU	
03/25	3633	Hilbert's Equip.	624.89
03/25	3634	Berkheimer	351.91
03/26	3635	Berkheimer	58.80
03/30	3636	Keystone Landfill	377.01
03/30	3637	Pasonick Eng.	220.00
03/30	3638	PSATS UC Group	803.55
03/30	3639	Apex Waste	50.53
03/30	3640	Verizon Wireless	108.24
03/31	3641	Sunbury Motors	54.85
03/31		Service Charge	6.00
Total			$28,406.51

GENERAL FUND – CHECKING/SAVINGS

Beginning Balance	$175,900.78
Receipts	40,546.42
Disbursements	28,406.51

TOTAL GENERAL FUND $188,040.69

LIQUID FUEL FUND – CHECKING/SAVINGS

Beginning Balance	$151,648.14
Interest	98.62

TOTAL LIQUID FUEL FUND $151,746.76

CAPITAL RESERVE – CHECKING/SAVINGS

Beginning Balance	$454,016.84
Interest	408.63

TOTAL CAPITAL RESERVE FUND $454,425.47

TOTAL ALL FUNDS $794,212.92

607459

SEMI-MONTHLY MEETING MARCH 15TH, 2004

The meeting was called to order by Chairman Ed Benkoski at 6:30 P.M. Supervisors Ruth Ann Koval and Gary Slusser were in attendance.

The **March 1st Minutes** were approved as presented on a motion by Gary Slusser, seconded by Ruth Koval.

Ed Benkoski stated he received an application from Representative Tom Tigue for a **$50,000.00 Grant**. He stated that we would probably be using that for a new truck.

Ed Benkoski reminded everyone there would be no meeting on April 19th, 2004 because of the PSATS Convention.

Bonnie Wasilewski questioned the type of **Grant** we were applying for. Ed stated it is an **Assistance Grant** to be used for buying machinery or vehicles.

Chris Keats stated they had requested a **Zoning Hearing for the Swanson Road Firehouse** but they were informed by Attorney Teranna stating the Zoning Hearing Board does not have jurisdiction on Zoning changes and that the Board of Supervisors are the only board with that jurisdiction. Ed advised him to get on the Agenda for the next meeting which is April 5th, and present the fire company's request.

There was a discussion concerning the **sewage testing** and when it would begin. The supervisors met with a soil scientist and will be meeting with a Mr. Orum (who was recommended by Reilly Associates & DEP). After our meeting with him, we will decided which one we will hire. The testing is supposed to start June 1st.

There was a question concerning the **County Assessment.** Ed Benkoski stated they were already at his house, so the assessment has started.

Chris Keats reported the one **dry hydrant** at **Mountain Lake** (along side the roadway) was very wet and needed to have stone put in there in order to keep the fire equipment from getting stuck. He also asked if the Township could do something about having residents install **reflective street numbers** with a possibility of having the numbers on both the mailboxes and the homes, especially where the mailboxes are not in front of the homes.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

SUPERVISORS MEETING MARCH 1ST, 2004

Chairman Ed Benkoski called the meeting to order at 6:35 P.M. Supervisor Ruth Koval was in attendance.

The **February 2nd Minutes** were approved on a motion by Ruth Koval, seconded by Ed Benkoski. The minutes previously approved were for the January 19th meeting. A motion to approve the minutes of **February 16th** was made by Ed Benkoski, seconded by Ruth Koval.

The **Receipts** for February were $32,000.38. Ed Benkoski made a motion to accept. The motion was seconded by Ruth Koval.

Ruth Koval made a motion to accept the **Disbursements** of $24,966.20 for February, motion was seconded, subject to Audit, by Ed Benkoski.

607459

Code Enforcement Officer's report included 15 Contractor Licenses, 2 Building Permits, 1 Zoning Book Sale, 1 Zoning Hearing and 1 Occupancy Permit.

Solicitor's Report included the status of Service Electric's Cable TV Franchise. We are getting close to having them giving us a Basic Cable TV Plan for the residents. The American Asphalt litigation, hopefully, will be settled **shortly.** A resolution to the Mountain Union/Summit Towers issue – a settlement agreement has been sent to all parties at the request of Mountain Union who does not want to proceed against the Township, Mr. Andrews nor the Zoning Hearing Board.

A **Motion** was made by Ed Benkoski **for the Messiah Primitive Methodist Church 5K run/walk** to have a partial road closing of Pittston Boulevard from PennDOT and for State Police Traffic Control. The Motion was seconded by Ruth Koval.

Bill Haas asked about a **job description for Constable.** Ed Benkoski stated we did not have a job description for that position and he thought that was handled through a Constable's Association.

Robert Martin questioned the **Service Electric's** current billing which has a Franchise Charge. Ed explained that we didn't have a signed contract with them and felt the charge should not be on there.

Chis Keats asked if there was any **on-going litigation with the Borough** concerning Laurelbrook Estates citing eminent domain. Bill Vinsko stated that was not an eminent domain proceeding because we are not annexing the land from Bear Creek Township. Landview Properties are asking for the land that they own that is listed in the Borough to become part of the Township. That is strictly between Landview and Bear Creek Borough.

There was a question concerning the situation with the **Bear Creek Ambulance.** Bill Vinsko stated there had been an agreement reached but issue is that the litigation is still in the Luzerne County Courts and we have to file a mutual agreement that everybody signs. There is a verbal agreement.

Ed Benkoski stated the Supervisors met with **Senator Musto** and **Representatives Tigue and Yudichak** concerning the **Wind Parks** and their potential start-up time. He also explained that he and Gary Slusser met with **Senator Arlen Specter** in Washington who is very interested in the project.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND

RECEIPTS

02/01	Berkheimer – EIT	$1,025.57
02/01	Berkheimer – EIG	1,461.72
02/01	Berkheimer – PCT	627.90
02/04	Berkheimer – OPT	54.80
02/04	District Court 11-1-05	8.62
02/04	Luz.Co. Tax Office	356.01
02/09	Berkheimer – EIT	3,408.35
02/09	Luz.Co. Recorder of Deeds	2,043.30
02/11	Berkheimer – EIT	5,122.56
02/16	Berkheimer – EIT	5,922.61
02/18	Engineering (Pientka	130.00
02/18	District Court 11-3-07	67.36
02/18	Berkheimer – EIT	3,270.23
02/23	Berkheimer – EIT	4,984.97
02/25	Berkheimer – EIT	1,040.02
02/26	Luz.Co.Controller	705.80
02/26	SBA Properties	800.00
02/26	Berkheimer – EIT	970.56
02/29	Interest	131.66
TOTAL RECEIPTS		$32,132.04

EXPENDITURES

02/02	3516	Blue Cross	$2,344.55
02/02	3517	Apex Waste Mgmt.	50.16
02/02	3518	Grainer	48.96
02/02	3519	Franconi Auto	112.48
02/02	3520	Wingfoot	307.10
02/02	3521	Cook Brothers	104.37
02/02	3522	W-B Spring Service	40.00
02/02	3523	Walters Hardware	22.01
02/03	3524	Bradco Supply	362.60
02/03	3525	Vinsko & Assoc.	2,858.53
02/05	3526	Pioneer Aggregate	129.42
02/05	3527	Frank Egenski	270.00
02/05	3528	Bradco Supply	391.94
02/05	3529	PPL Utilities	104.31
02/06	3530	PA SCDU	236.00
02/06	3531	PNC Bank	3,465.02
02/06	3532	PA Dept. of Revenue	463.13
02/09	3533	Joseph English	
02/09	3534	Richard Martin	
02/09	3535	Gary Williams	
02/09	3536	Edward Berry	
02/09	3537	Helen Novak	
02/09	3538	Edward Benkoski	
02/09	3539	Gary Slusser	
02/09	3540	Thomas Martin	325.00
02/09	3541	Berkheimer	442.48
02/09	3542	Home Depot	3.98
02/09	3543	PA SCDU	
02/09	3544	Lowe's	18.41
02/09	3545	Staples	87.71
02/12	3546	Postmaster	134.00
02/12	3547	Berkheimer	26.97
02/12	3548	Choice One	178.30
02/12	3549	Koulik's Oil	1,228.29
02/12	3550	Luz.Co.Treasurer	78.55
02/20	3551	Posstmaster	407.00
02/20	3552	Ruth Koval	
02/25	3553	Joseph English	
02/25	3554	Richard Martin	
02/25	3555	Gary Williams	
02/25	3556	Edward Berry	
02/25	3557	Helen Novak	
02/25	3558	Edward Benkoski	
02/25	3559	Ruth Ann Koval	
02/25	3560	E. Gary Slusser	
02/25	3561	Joseph Andrews	
02/25	3562	Denise Clark	
02/26	3563	Exxon Mobile	$916.96
02/26	3564	Circle Bolt	196.12
02/26	3565	PDQ Print Center	97.60
02/26	3566	Franconi Auto	189.77
02/26	3567	PPL Electric	965.72
TOTAL EXPENDITURES			$24,966.20

GENERAL FUND – CHECKING/SAVINGS

Beginning Balance	$168,734.94
Receipts	32,132.04
Disbursements	24,966.20
TOTAL GENERAL FUND – Checking/Savings	$175,900.78

LIQUID FUELS – CHECKING/SAVINGS

Beginning Balance	$153,048.78
Receipts (Interest)	91.97
Disbursements	1,492.61
TOTAL LIQUID FUELS – Checking/Savings	$151,648.14

CAPITAL RESERVE – CHECKING/SAVINGS

Beginning Balance	$453,670.41
Receipts (Interest	346.43
TOTAL CAPITAL RESERVE – Checking/Savings	$454,016.84

TOTAL ALL FUNDS: $781,565.76

SEMI-MONTHLY MEETING February 16th, 2004

Vice-Chairman Ruth Koval called the semi-monthly meeting to order at 6:30 PM. Supervisor Gary Slusser was in attendance.

The Secretary's Minutes were approved as presented on a motion by Ruth Koval, seconded by Gary Slusser.

The Solicitor's Report included the status of the draft for Bear Creek/Buck Township Ambulance Association Lease, Mountain Union Telecom concerning the tower at the Gagliardi property, Service Electric Franchise Agreement which we are presently bargaining with them, Bear Creek Township By-laws, and Landview Properties who are looking to leave Bear Creek Village. He discussed the Uniform Construction Code which will replace the BOCA Code in PA and all municipalities are asked to elect whether or not they are going to be in it. It is my understanding the Supervisors are going to review it and make that election. The election period is between April thru July for which we will have to make a decision if we are going to go with it. It basically to make everything in the state uniform. The information should be available within the next 10 to 15 days. Bill requested they send us the information immediately so we have enough time to make a decision.

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There was a discussion concerning Laurelbrook's request to have the portion of their land which is now listed as Bear Creek Village. Laurelbrook is requesting the Court to have that portion be included in Bear Creek Township.

There was also a discussion on the BOCA Code. Since we have not received the rules and regulations from the State, the discussion was all for naught. When we receive the information from the State the Supervisors will decide on the proper procedure to follow.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

SUPERVISORS MEETING FEBRUARY 2ND, 2004

Chairman Edward Benkoski called the meeting to order at 6:30 PM. Supervisors Ruth Koval and Gary Slusser were in attendance.

The Secretary's Minutes were approved as presented on a motion by Ruth Koval, seconded by Gary Slusser.

January Receipts of $28,736.99 plus interest and any direct deposits listed on the statement were approved on a motion by Ed Benkoski, seconded Ruth Koval.

January Disbursement of $30,869.02 were approved on a motion by Gary Slusser, 2nd by Ed Benkoski, pending Audit.

Code Enforcement included 28 Contractor's License, 2 Building Permits, 1 Zoning Hearing and 1 Certificate of Occupancy for a total of $3,295.00.

Firemen's Report listed 20 alarms being answered (13 motor vehicle accidents, 2 vehicle fires, 1 downed tree, 1 search, 1 public service and 2 investigations.

The Solicitor's Report: Working to resolve all issues with Bear Creek Township/Buck Township Ambulance Association; addressing the issue with Mountain Union Telecom; American Asphalt litigation and Service Electric Cable TV Franchise. He explained since Bear Creek Township does not have a set of by-laws, he will be working on that. The reason for by-laws is to codify all the township procedures. Any item under litigation will be discussed at another time.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

GENERAL FUND

Jan. 04	Berkheimer – EIT	$1,090.41
Jan. 13	J.Andrews	37.00
Jan. 13	District Court	67.35
Jan. 13	District Court	9.16
Jan. 13	M.Kresge	790.14
Jan. 13	Recorder of Deeds	1,890.22
Jan. 19	Berkheimer – EIT	592.63
Jan. 21	Berkheimer – EIT	5,539.67
Jan. 23	F.Egenski	75.00
Jan. 23	Bear Creek Village	760.20
Jan. 23	Bear Creek Village	1,375.00
Jan. 26	Berkheimer – EIT	5,395.27
Jan. 27	Code Enforcement	3,195.00
Jan. 28	Berkheimer – EIT	930.03
Jan. 29	Service Electric	5,467.91
Jan. 30	Nextel Partners	500.00
Jan. 30	F. Egenski	200.00
Jan. 30	Berkheimer – PC	22.00
Jan. 30	SBA Properties	800.00
Jan. 30	Interest	138.75
TOTAL		$28,875.74

Jan. 05	3431	Berkheimer –Local	330.16
Jan. 06	3432	PA Unemployment	6.09
Jan. 12	3433	PSATS UC	84.09
Jan. 12	3434	Martin Plastics	24.00
Jan. 13	3435	PPL Utilities	954.83
Jan. 13	3436	Glen Summit	10.00
Jan. 13	3437	Pasonick Eng.	425.00
Jan. 13	3438	F. Egenski	18.55
Jan. 13	3439	Koulick's Oil	116.00
Jan. 02	3440	J. English	
Jan. 02	3441	R. Martin	
Jan. 02	3442	G. Williams	
Jan. 02	3443	E. Berry	
Jan. 02	3444	H. Novak	
Jan. 02	3445	E. Benkoski	
Jan. 02	3446	T. Gayeski	
Jan. 02	3447	PA Dept.of Rev.	292.88
Jan. 02	3448	PNC Bank	2,355.28
Jan. 14	3449	J. English	
Jan. 14	3450	R. Martin	
Jan. 14	3451	G. Williams	
Jan. 14	3452	E. Berry	
Jan. 14	3453	H. Novak	
Jan. 14	3454	E. Benkoski	
Jan. 14	3455	G. Slusser	
Jan. 14	3456	Blue Cross	2,344.55
Jan. 14	3457	R. Koval	
Jan. 16	3458	PPL Utilities	377.62
Jan. 16	3459	Pioneer Aggregate	52.56
Jan. 16	3460	Sears	19.78
Jan. 16	3461	BOC Gases	219.49
Jan. 16	3462	Coccia Ford	167.42
Jan. 16	3463	Sobeck Roofing	162.10
Jan. 16	3464	Berkheimer	655.63
Jan. 16	3465	Citizens' Voice	31.05
Jan. 16	3466	PSATS	993.00
Jan. 16	3467	A.Terrana	769.50
Jan. 16	3468	Void	
Jan. 16	3469	M. Limongelli	1,575.00
Jan. 16	3470	Void	
Jan. 16	3471	Lowe's	37.72
Jan. 16	3472	Home Depot	32.24
Jan. 16	3473	W-B Truck Center	16.41
Jan. 16	3474	Walter's Hdwe.	30.32
Jan. 16	3475	Franconi Auto	28.87
Jan. 16	3476	Bassler Equip.	56.30
Jan. 16	3477	Circle Bolt	37.87
Jan. 16	3478	Cook Brothers	74.80
Jan. 16	3479	D. Brown	189.65
Jan. 12	3480	Koulik's Oil	779.39
Jan. 19	3481	Exxon Mobil	531.38
Jan. 19	3482	Bradco Supply	167.70
Jan. 19	3483	PA SCDU	
Jan. 23	3484	T. Martin	375.00
Jan. 23	3485	F. Egenski	75.00
Jan. 23	3486	PPL Utilities	1,035.21
Jan. 27	3487	J. English	
Jan. 27	3488	R. Martin	
Jan. 27	3489	G. Williams	
Jan. 27	3490	E. Berry	
Jan. 27	3491	H. Novak	
Jan. 27	3492	E. Benkosk	
Jan. 27	3493	G.Slusser	
Jan. 27	3494	J. Andrews	
Jan. 27	3495	D. Clark	
Jan. 29	3496	Citizens'Voice	124.20
Jan. 29	3497	Verizon	101.63
Jan. 29	3498	PPL Utilities	173.20
Jan. 29	3499	PPL Utilities	257.35
Jan. 29	3500	Apex Waste	50.00
Jan. 29	3501	PSATS CDL	60.00
Jan. 29	3502	Grainger	8.49
Jan. 29	3503	Koulik's Oil	1,016.24
Jan. 29	3504	D. Brown	163.45
Jan. 29	3505	R.J.Walker	98.16
Jan. 29	3506	Reager & Adler	16.50
Jan. 29	3507	F. Egenski	209.90
Jan. 30	3508	Bassler Equipment	362.60
Jan. 30	3509	Bradco Supply	353.09
Jan. 30	3510	Bassler Equipment	25.80
Jan. 30	3511	PPL Utilities	50.40
Jan. 30	3512	Bassler Equipment	184.90
Jan. 30	3513	Choice One	172.12
Jan. 30	3514	Acme Locksmiths	125.00
Jan. 30	3515	Citizens' Voice	37.80
TOTAL			$30,869.02

GENERAL FUND		
Balance Forwarded	$170,728.22	
Receipts	28,875.74	
Disbursements	30,869.02	
TOTAL GENERAL FUND		$168,734.94
LIQUID FUELS FUND		
Balance Forwarded	$152,952.74	
Receipts	98.04	
TOTAL LIQUID FUELS		$153,048.78
CAPITAL RESERVE		
Balance Forwarded	$453,299.53	
Receipts (Interest)	370.88	
TOTAL CAPITAL RESERVE		$453,670.41
TOTAL ALL FUNDS	$775,454.13	

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Semi-Monthly Meeting January 19th, 2004

The meeting was called to order at 6:30 P.M. by Chairman Ed Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

The Secretary's Minutes of January 5 were approved as presented on a motion by Ruth Koval, seconded by Gary Slusser.

The Fire Company report from November 24th through December 31st was read and reviewed.

Ed Benkoski stated we had a recommendation from the Planning Board giving Preliminary Approval on the Black Bear Pass Subdivision which consisted of 4 lots. There was a correction made on changing from R-1 to A-1 (R-1 was incorrectly listed on the original Plan) changing set backs from 50' to 100'. Two things that were brought to our attention was the Cartway has to be 25' and the symbols representing the geometry of the road must be made. This was agreed to by Mrs. Patricia Mack. Ed Benkoski made a motion for Final Approval with the conditions being met. Ruth Koval seconded the motion. The vote was unanimous.

The next meeting is scheduled for February 2nd, 2004.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary

REORGANIZATION MEETING January 5th, 2004

The Reorganization Meeting was called to order at 6:30 P.M. by Chairman Edward Benkoski. Supervisors Ruth Koval and Gary Slusser were in attendance.

All positions were declared vacant. Ed Benkoski made a motion to appoint Ruth Koval as Temporary Chairman and Gary Slusser as Temporary Secretary. These motions were seconded by Gary Slusser.

Gary Slusser made a motion to appoint Ed Benkoski Chairman for the year 2004. Motion was seconded by Ruth Koval.

Ed Benkoski made a motion to appoint Ruth Koval Vice Chairman. Motion was seconded by Gary Slusser.

The following appoints were made on motions by Ed Benkoski, seconded by Ruth Koval: Roadmaster: Gary Slusser; Secretary/Treasurer: Helen Novak.

Gary Slusser made a motion to appoint Joseph Andrews as Code Enforcement Officer. This motion was seconded by Ruth Koval.

Ed Benkoski's motions were seconded by Gary Slusser to appoint the following: Frank Egenski, Sewage Enforcement Officer; Brian Egenski, Alternate Sewage Enforcement Officer and Robert Johnson for the White Haven/Pocono area.

Gary Slusser made a motion to appoint Dave Roberts as EMA Coordinator. This motion was seconded by Ed Benkoski.

Gary Slusser's motions to appoint Attorney William Vinsko, Jr. as solicitor for the Board of Supervisors and the Planning Board were seconded by Ruth Koval.

Ed Benkoski's motions to hold the Regular Monthly Meetings and the Semi-Monthly Meetings at 6:30 PM were seconded by Ruth Koval.

Ruth Koval's motions to appoint Denise Clark as Secretary to the Planning Board and the Zoning Hearing Board were seconded by Ed Benkoski.

Anthony Ciliberto was appointed to the Planning Board on a motion by Ruth Koval, seconded by Ed Benkoski.

David Salata was appointed to the Zoning Hearing Board on a motion by Ruth Koval, seconded by Gary Slusser.

Ruth Koval's motion to appoint Edward Walsh to the Vacancy Board was seconded by Gary Slusser.

Ed Benkoski made a motion to appoint Ruth Koval as the Convention Voting Delegate. The motion was seconded by Gary Slusser.

PNC Bank was retained as the Depository for General Funds on a motion by Gary Slusser, seconded by Ruth Koval.

A motion by Ed Benkoski to appoint each Supervisor individually to do labor work as needed was seconded by Gary Slusser.

Ed Benkoski made a motion to have all Supervisors sign checks and necessary bank papers. Motion was seconded by Ruth Koval.

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Ed Benkoski made a motion to pay mileage rate as per state requirement for township business (.37 ½). The Motion was seconded by Ruth Koval.

Ed Benkoski's motion to pay any outstanding 2003 bills was seconded by Gary Slusser.

The Secretary's December 15th were approved as presented on a motion by Ruth Koval, seconded by Gary Slusser.

December Receipts plus Interest and December Disbursements (pending Audit) were approved on a motion by Ed Benkoski, seconded by Ruth Koval.

On the vote all motions were approved unanimously.

Code Enforcement Report included 23 Contractor's Licenses, 2 Building Permits, 4 Zoning Books, 1 Zoning Hearing and 1 Occupancy Permit for a total of $2,923.50.

The Solicitor reported that "things were going well".

Ed Benkoski stated we have a meeting with Service Electric on January 13th, 2004 at 11 AM.

Ed Benkoski stated the road crew, secretary and maintenance personnel received a .50 an hour raise as of January 1st.

Respectfully submitted,

Helen L. Novak

Helen L. Novak,
Secretary