

REORGANIZATION: JANUARY 3, 2006

**SWEAR IN OF NEW OFFICERS
SUPERVISOR, AUDITOR, TAX COLLECTOR**

The Reorganization meeting of the Board of Supervisors of Bear Creek Township was held January 3, 2006 at 6:30 PM. Roll Call: Ms. Wasilewski, Mrs. Koval present, Mr. Slusser was not present.

Mrs. Koval declared all positions vacant and the following action was taken.

	NONIMATE	MOTION MADE BY
APPOINT: TEMPORARY CHAIRMAN	<u>MS. WASILEWSKI</u>	<u>MRS KOVAL</u>
TEMPORARY SECRETARY	<u>MRS. KOVAL</u>	<u>MRS .WASILEWSKI</u>

CHAIRPERSON	<u>MS. WASILEWSKI</u>	<u>KOVAL</u>
VICE CHAIRPERSON	<u>MR. SLUSSER</u>	<u>WASILEWSKI</u>
ROADMASTER	<u>MRS. KOVAL</u>	<u>WASILEWSKI</u>
ASSISTANT SECRETARY/TREASURERS	<u>ALL THREE SUPERVISORS</u>	<u>WASILEWSKI</u>
ADMINISTRATIVE ASSISTANT	<u>PAULETTE YENCHIK</u>	<u>WASILEWSKI</u>
CLERK TYPISTS	<u>JOAN BELCHER</u>	<u>KOVAL</u>
LOCAL ZONING ENFORCE OFFICER	<u>JOSEPH ANDREWS</u>	<u>WASILEWSKI</u>
SEWAGE ENFORCEMENT OFFICER	<u>FRANK EGENSKI</u>	<u>WASILEWSKI</u>
ALTERNATE SEO	<u>BRIAN EGENSKI</u>	<u>WASILEWSKI</u>
SOLICITOR FOR SUPERVISORS	<u>WILLIAM VINSKO</u>	<u>WASILEWSKI</u>
SOLICITOR FOR PLANNING BOARD	<u>WILLIAM VINSKO</u>	<u>WASILEWSKI</u>
SECRETARY PLANNING & ZONING	<u>DENNISE CLARK</u>	<u>WASILEWSKI</u>
SOLICITOR FOR ZONING BOARD	<u>MARK MCNEALS</u>	<u>WASILEWSKI</u>
PLANNING BOARD APPOINTMENT	<u>JOSEPH YENCHIK</u>	<u>WASILEWSKI</u>
ZONING BOARD APPOINTMENT	<u>JAMES GORMAN</u>	<u>WASILEWSKI</u>
VACANCY BOARD	<u>MICHAEL GOBER</u>	<u>WASILEWSKI</u>
CONVENTION DELEGATE	<u>MS. WASILEWSKI</u>	<u>KOVAL</u>
DEPOSITORY TWP FUNDS	<u>PNC BANK</u>	<u>WASILEWSKI</u>

MOTION:

TO HAVE ALL SUPERVISORS SIGN CHECKS AND RELATED MATTER	<u>KOVAL</u>
MILEAGE REIMBURSEMENT FOR TWP BUSINESS IRS RULE	<u>KOVAL</u>
REGULAR MEETING FIRST MONDAY AT 6:30 PM	<u>KOVAL</u>
EMPLOYEE SUPERV IN ANY CAPACITY NOT PROHIBITED BY TWP CODE	<u>WASILEWSKI</u>

MOTION TO ADJOURN KOVAL

The regular meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, January 16th, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ed Benkoski, Michael Gatcha, Ted Carl and Gerald Rusinko.

UPDATES

- o The audience was informed of a new process that will be implemented for public comment at the next Supervisor Meeting. Anyone who wished to speak at the next meeting will be asked to fill out a speaker registration form.
- o The December 19th 2005 meeting minutes were approved by a motion by Gary Slusser, a second by Ruth Koval. Bonnie Wasilewski abstained.
- o The pending 2005 Expenditures were approved by a motion made by Ruth Koval, a second by Gary Slusser. Bonnie Wasilewski abstained.
- o The pending 2005 Receipts were approved by a motion made by Ruth Koval, a second by Gary Slusser. Bonnie Wasilewski abstained.
- o The January 1-16th 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. Gary Slusser abstained.
- o An executive session was held on January 10, 2006 to discuss the pending contract with BIU.

NEW BUSINESS

The Board took action on the following resolutions:

- o 1-2006 establishes new checking account as mandated by UCC for collection of fees. This was approved with a motion made by Ruth Koval, a second by Gary Slusser. All Board members were in favor of the motion.
- o 2-2006 changes the terms of the contract BCT had with BIU from a three-year contract to a yearly contract. This will be a month-by-month agreement unless extended by both parties. This was approved with a motion made by Ruth Koval and a second by Bonnie Wasilewski. All Board members were in favor of the motion.
- o 3-2006 BIU no longer wishes to proceed as administration of property maintenance code and this resolution rescinds the agreement and no provisions of the said agreement shall remain in effect. This was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. Gary Slusser abstained.
- o 4-2006 CPA to proceed with audit. This was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. Gary Slusser abstained.
- o 5-2006 Energy Unlimited requested an extension on their submission. This was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. Gary Slusser abstained.

- o 6-2006 Retain Michael J. Pasonick as BCT Engineer. This was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. All Board members were in favor of the motion.

The Board employed the following persons:

- o Joseph English was employed as Superintendent of Roads at a rate of \$14.75/hour with benefits.
- o Paulette Yenchik was employed as Secretary/Treasurer at a rate of \$11.00/hour with no benefits.
- o Joan Belcher was employed as Clerk Typist at a rate of \$8.00/hour with no benefits.

A motion was made by Bonnie Wasilewski to adjourn the meeting, a second by Ruth Koval. All Board members were in favor. The meeting closed at 7:00 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

608763

The regular meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, March 6th, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ed Benkoski, Ted Carl, Willard Kresge, Art Clymo, Mike Gatcha, Brian Blight, Dave Salata, Henry Demato and Rose Andrews.

UPDATES

- o Paulette Yenchik was appointed as Chief Administrative Officer of the Bear Creek Township Pension Plan with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No)
- o The approval for the payment of a Pavilion was approved with a motion made by Gary Slusser, a second by Ruth Koval. (Vote: Wasilewski = Abstain, Koval = Yes, Slusser = Yes)
- o The February 6, 2006 meeting minutes were approved with a motion made by Ruth Koval, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)
- o Resolution #7 – Amending 2006 Fee Schedule was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)
- o Resolution #8 – Authorizing Bonita to perform the annual audit was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No)
- o Resolution #9 – Extension of Time for the Energy Unlimited Plan was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)
- o Ordinance #1 – Establishing an EMX Tax was tabled until a future meeting with a motion by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)
- o Ordinance #2 – Amending the Wind Park Fund was tabled pending further discussion.
- o The February 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Abstain)
- o The February 2006 Receipts were approved by a motion made by Gary Slusser, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)
- o The Zoning Officer reported \$4,654 in revenue generated through fines & permits during the month of February.
- o The Solicitor reported on the UCC fees amendment and the additional concerns to be addressed with Energy Unlimited, Inc. regarding their recent plan submission.

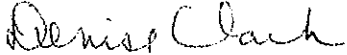
NEW BUSINESS

The Board took action on the following:

- o The Haas/English subdivision completed by Borton Lawson was approved by a motion made by Ruth Koval, and a second by Gary Slusser. The milar was not available at time of approval and would be provided to BCT for signature within a few days.
- o A letter was received by BCT from the attorney representing the Kulick Family. The letter related to Rt. 115 and the speed limit. BCT met with Penn DOT and the PA State Police regarding the recent accidents, both parties felt that the road could use more signs, however, driver error and speed caused the accidents not the roadway itself. Additional police patrols will be added.
- o Bonnie Wasilewski read a statement at the end of the meeting in response to recent requests for financial information and records. The information will be provided, however, any personnel information will be protected.

A motion was made by Ruth Koval to adjourn the meeting, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes) - The meeting closed at 8:40 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

608763

The regular meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, April 3rd, 2006 at the Municipal Building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisor Ruth Koval. Gary Slusser was not in attendance.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ted Carl, Amanda Carl, Linda Evans, Donna Phillips, Willard Kresge, Bill Sennett, Tom McGowen, Brian Blight, Ed Jasulevicz, David Salata, Marian Heatly, Gerald Rusinto, Vicki Tarleton, Rob Comcimi, Linda Pacewicz and Mark Petlock.

PRESENTATION

The PA State Police and PA Dept. of Transportation provided a question and answer session with the public to address the recent increase in traffic accidents along SR 115 following a statistical PowerPoint presentation.

UPDATES

- o Resolution #10 – Extension of Time for the Energy Unlimited Plan was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)
- o Resolution #11 – 2005 Audit was tabled until the April 17, 2006 Supervisor Meeting due to conflicting information reported in the local newspaper.
- o Resolution #12 - Bear Creek Township will pay for the electricity ONLY from sign placement by the Lions Club on Township property. The payment of the electricity was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent) Note: the resolution will be written at a later date.
- o Ordinance #1 – Establishing an EMS Tax was approved by a motion made by Bonnie Wasilewski a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent) Note: Attny. Vinsko read a letter submitted by Gary Slusser that stated he was not in agreement with the EMS Tax or amending the Wind Park Fund.
- o Ordinance #2 – Amending the Wind Park Fund was tabled until further notice.
- o The March 6, 2006 meeting minutes were approved with a motion made by Ruth Koval, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)
- o The March 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)
- o The March 2006 Receipts were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)
- o Zoning Board request for compensation was disapproved by a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)

- o Maintaining the Conservation Zoning of the Bear Creek Camp was approved by a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent)
- o The Zoning Officer reported \$6,893.02 in revenue generated through fines & permits during the month of March.
- o The Solicitor reported on the SR 115 matters and Act 537.

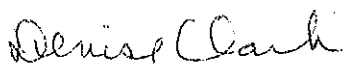
NEW BUSINESS

The Board discussed the following:

- o Letter from Bear Creek Township Charter School requesting use of the Bear Creek Township recreation field for Jr. High Soccer. The Board will work with the Charter School to work out a schedule.
- o Letter from the Bear Creek Township Zoning Board requesting compensation for meeting attendance since January 2005. Vote taken and payment was declined.
- o Letter to Penn DOT from Bear Creek Township received no response to date.
- o Letter from Attny. William Higgs (representing Defend our Watershed) questioning the legality of the Zoning Board's decision to approve the initial zoning variance for the Penobscot Wind Farm.
- o An update was provided on the pavilion project at the recreation field.

A motion was made by Bonnie Wasilewski to adjourn the meeting, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent) - The meeting closed at 9:30 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

A meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, May 1st, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ted Carl (Requested Information, Penobscot Wind Farm & Cingular Wireless Comments), Willard Kresge (Sunshine Act Violation, Penobscot Wind Farm, Cingular Wireless Comments, Gypsy Moth), Rodger Southward (Revision of Permits), Chris Fazzi (Community Group), Linda Pacewicz (Gypsy Moth Concern), Ed Benkoski (Penobscot Wind Farm Approval Concern), Rose Andrews (Penobscot Wind Farm Comments), Joe Yenchik (Penobscot Wind Farm Clarification), Jim Smith (Penobscot Wind Farm Comments), Ed Jasulevicz (Cingular Wireless Plan Comments), Dave Salata (Cingular Wireless Plan Comments) and Henry Damatto (Cingular Wireless Comments).

UPDATES

- o An extension of time for approval of the Penobscot Wind Farm Project (Energy Unlimited, Inc.) was disapproved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No)
- o A motion was made by Gary Slusser to approve the Penobscot Wind Farm plan "as is" but failed to receive a second from Ruth Koval or Bonnie Wasilewski.
- o The Penobscot Wind Farm Project (Energy Unlimited, Inc.) was denied with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No) (Denial of the plan was due to substantial changes from the original submission as well as noncompliance of all the original 9 conditions placed upon the project.) Attorney Vinsko was to prepare a letter to Energy Unlimited, Inc. regarding this disapproval within 15 days.
- o The Cingular Wireless (Harlow Pond) Plan was approved with a motion made by Gary Slusser, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes) Maps were signed.
- o The Cingular Wireless (Meadow Run Road) Plan was approved, with conditions placed upon the project by the Planning Board, with a motion made by Ruth Koval, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes). Maps were signed.
- o The April 3rd & April 17th meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes). (The certified letter provided from Gary Slusser on Ordinance #1 & #2 will accompany the April 3rd meeting minutes.)
- o The April 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Abstain).
- o The April 2006 Receipts were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes)

MISCELLANEOUS

- o Attorney Vinsko updated the Board on the current status of the lawsuit with American Asphalt. The lawsuit is moving into the discovery phase an Attny. Vinsko would like the Board to keep in mind the cost may end up costing the Township more than the \$5,000 in question.
- o Attorney Vinsko updated the Board on the resolution for the Lions Club proposal.
- o Attorney Vinsko updated the Board on the UCC amendments being introduced. He noted dollars and hardships should seriously be considered.
- o Residents were reminded of the countywide burn ban in effect from April 21st to May 21st, 2006.
- o The CDBC was recognized for their assistance and donation to the Township.
- o Penn State Social Science Research Institute is going to survey the community water supply – residents will be updated when results received.
- o In 2005 Bear Creek Township was charged for bridgework by PA State for work actually completed in Bear Creek Village. The state was contacted and a letter from Bear Creek Township was sent to Bear Creek Village for reimbursement. If no response, the Board will ask the state for assistance in recouping the funds.
- o Spraying will begin for the gypsy moth caterpillar once the leaves are on the trees. A map will be available for residents to review.
- o A meeting was set up with the Dept. of Transportation relating to travel along SR115 – an update will be provided once held.
- o Stephen Benezecz forwarded rules and regulations for NIMS Compliance (EMA). Training will be necessary and plans will need to be updated to comply with these rules.
- o Training for ADA Directors, a not for profit entity (Americans with Disabilities) will be held on June 22nd, 2006 at the Holiday Inn. Representatives are needed.
- o DCED Grant for a Bear Creek Township truck costing \$75,000 was not fully reimbursed as promised. Only \$10,000 of \$50,000 granted was received.
- o The Pavilion constructed by Quad 3 is due for final inspection on May 4^h, 2006. Still need additional funds for a new kitchen. Contractor concerned over the use of gas for the stove moved from old pavilion. The project is scheduled for completion by December 15, 2006.
- o Luzerne County will be holding a training session on the new voting machines from 6:30pm to 8pm on May 3rd, 2006 in the Bear Creek Municipal Building for anyone who would like to see how the new machine function.
- o Laurel Brook street signs are on order and should be available soon.
- o Gary Slusser requested an itemize list of Attorney Vinsko's expenses for all of 2006.
- o PA Department of Transportation is not cooperating with the Township over water concerns. The Board will contact Senator Musto for assistance.

A motion was made by Ruth Koval to adjourn the meeting, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes) - The meeting closed at 8:30 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

The regular meeting of the Bear Creek Township **Board of Supervisors** was held 6:30 PM, June 5th, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ted Carl (Revised Meeting Minutes Request, Job Descriptions, EMS Tax Clarification, Timecards), Willard Kresge (Revised Meeting Minutes Request), Roger Southward (Gypsy Moth Caterpillar Comments).

UPDATES

- o The May 1 meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Abstain).
- o The May 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No).
- o The May 2006 Receipts were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes) (Included in the receipts was \$1,058 of money returned to Bear Creek Township from Bear Creek Village inadvertently sent to the wrong Municipality.)
- o The expense of an advertisement for a public meeting to be held on June 20, 2006, for the addition of a Wind Farm Ordinance was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The expense for a review/estimate by Kyle Hatcher for the creation of a Bear Creek Township Website was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The ability to pay bills prior to Township Meeting to avoid finance charges was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Abstain).

WIND FARM ORDINANCE UPDATE

Jack Varaly, Pasonick Engineering, updated the Board on the Wind Farm Ordinance he prepared for Bear Creek Township. The ordinance was sent to Luzerne County and received no comments. Bear Creek Township is the only community in the state that received multiple applications for wind farms and did not update their regulations to include this type of land use. The ordinance was not introduced last year when originally discussed so as not to confuse the applications already received by Energy Unlimited, Inc. The updates to the current ordinance are necessary and consistent with other municipalities. The advertisement for a public meeting to discuss the ordinance will be done the week of June 5th for a special meeting to be held on June 20th. (Per the request of the public, Jack Varaly will explore the cost of advertising in both local newspapers.)

MISCELLANEOUS

- o The Zoning Officer provided his report for the Month of May 2006. Joe Andrews (CEO) noted that there is a new site Supervisor on the Bear Creek Township Recreation Pavilion being constructed and he ensured him any problems would be corrected.
- o The Fire Company report was read for the time of April 25 – May 30, 2006
- o Attorney Vinsko updated the Board on the Energy Unlimited, Inc. & Ed Benkoski lawsuits.

- o Attorney Vinsko updated the Board on a Draft of Act 537 submitted for review.
- o At the request of Attorney Ernie Preate (Representing Energy Unlimited, Inc.), Attorney Vinsko provided an update on the status of cell tower and wind farm documentation requested. Due to the volume of the request, Attorney Vinsko noted this would take some time to gather.
- o Attorney Joseph Persico wanted the public to be aware that he submitted a letter to Attorney Vinsko requesting Planning Board Chairman Joe Yenchik recuse himself from Planning Board discussions and votes regarding Energy Unlimited, Inc. – Penobscot Wind Farm. Attorney Vinsko wanted to discuss this privately with the Board prior to responding to the correspondence. Bonnie Wasilewski mentioned that other Board members might also have a conflict, which will be discussed. Attorney Vinsko noted that Pasonick Engineering did recuse themselves after a conflict of interest with Energy Unlimited, Inc. occurred.
- o A letter was read to the public from Hillary Palencar regarding her interest in opening a shopping center in Bear Creek Township.
- o A letter was read to the public from Penn DoT regarding the water pollution on Pine & Balsalm Road. In a response received from Penn DoT, bottled water is currently the only temporary solution at this time.
- o The aerial spraying for the Gypsy Moth Caterpillar is complete.
- o A letter was read from Peter Austin regarding the Recreation Pavilion being constructed. The letter noted many concerns (i.e. electrical) he found after reviewing the project.
- o A letter was read from Quad 3 responding to concerns over Recreation Pavilion.
- o A letter was sent to Bill Haas from Bear Creek Township requesting a donation for updated kitchen appliances for the newly constructed Recreational Pavilion. The project cost did not include any appliances needed.
- o The blinking lights for the Bear Creek Charter School have been fixed but are approximately 15 years old. Scott Sherwood and Peter Austin have agreed to inspect the lights.
- o A letter was read from Senator Ray Musto regarding the resurfacing of Bald Mountain Road, which will take place starting July 2006.
- o A letter from DEP was read regarding the wastewater technology grants of up to \$500,000.
- o A letter from PEMA was read regarding the NIMS certification required. Homeland security funds depend on this compliance. The training will be held on June 24, 2006 from 7:30 to 12:00 pm on Tigue Street in Scranton.
- o The solicitation for summer employment at minimum wage was advertised in local papers. Peter Fidelli has been hired part time.

608763

The meeting closed at 8:20 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

July 3, 2006 Board of Supervisors Meeting Minutes

Meeting was called to order at 12:00noon by Chairman of the board Bonnie Wasilewski. Roll call was taken with all board members in attendance.

Public Comment session:

1. Hilary Palencar spoke to the board concerning fireworks beng sold at a local convenience store; requesting her mother's name be omitted from the Pulse's mailing list; misuse of mail; the bulling of supervisor's.
2. Jeff Hartley requested an update on the alleged break in at the Township Building. Chairman Wasilewski totaled the damage at approximately \$5000. State Police are still investigating.
3. Ted Carl spoke on job descriptions; time cards; the oil spill from bald mountain; password update; Errors and Omissions Insurance; and computer systems security.
4. Gerald Rizenko stated that two swimming pools at Laurel Brook Estates are without fences. Code enforcement officer commented and asked Mr. Ryzanko to file that complaint with the Township.
5. Linda Pacewicz spoke on behalf of the residents of Laurel Brook Estates regarding a letter of concern about the Septic/Sewage and being in compliance with DEP. Attorney Vinsko updated the residents regarding Act 537.
6. Dave Salada spoke about Time Cards requested. This matter is under litigation at this time.

Updates

- A motion was made by Mr Slusser to approve the minutes of June 5, 2006 and second by Mrs. Koval. Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser yes.
- A motion was made by Mrs. Koval to approve the June 2006 Expenditures and a second by Mr. Slusser. Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser yes.
- A motion by Mr. Slusser to approve the June 2006 Receipts and a second by Mrs. Koval. Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser yes.
- A motion was made by Mrs. Koval and second by Ms. Wasilewski to hire professional staff to assist our present staff when needed i.e. Consultants, engineering, attorney and experts. Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser yes.
- A motion was made by Ms. Wasilewski and second by Mrs. Koval to hire Paytime Inc. of Mechanicsburg, Pa. to prepare payroll and reports. Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser no.

The Zoning Officer gave his report for the month of June 2006.

Solicitors report:

Revised Supervisor Meeting Minutes have been prepared dating back to January 2006. Pa. Department of Revenue passed a law requiring a Transfer Tax be enacted in the Township.

Attorney Vinsko reported he received a letter from Attorney Higgs regarding Ed Benkoski and Richard Kresge, Planning Board Members, requesting they be removed from the board regarding any future Energy Unlimited proceedings.

Chairman of the Board read miscellaneous correspondence to the residents.

1. The Zoning Officer gave his report for the month of June 2006.
2. Fire Chief J.P. Krumsky gave his report for the Month of June 2006.
3. Ed Jasulevicz, Jr submitted a letter to the township regarding a dry hydrant on Lagoon Drive.
4. Luzerne county Recorder of Deeds regarding Act 40 Resolution.
5. Bear Creek Ambulance Association receiving mail along Route 115.
6. Luzerne County Solid Waste free collection of tire with a limit of 12 tires.
7. Verizon contacted the Township regarding Cable Choice competition Act that they are in favor of.
8. Representative Yudichak sent paperwork on recycling, Mr. Slusser looking into it.
9. Letter from Pasonick Engineers regarding Pending contract for updating ordinances. Apparent contract from previous year.
10. Letter from Pasonick Engineers regarding Dr. Soliman property.
11. &E applying for permit and construction of 9 turbines.
12. Dept of Transportation regarding public meeting on July 18.

Report on the flood water in the Township was addressed by Mrs. Koval who read from a letter submitted by Mr. Dave Roberts, EMA Coordinator, who accessed the situation.

There will be a meeting with a representative from DCED to evaluate our Recreation Facilities.

Ms. Wasilewski, Chairman of the Board of Supervisors read a statement directed to the Board of Supervisors as Township officials: The Township has a procedure that should be followed for handing out records. Should an elected official desire to hand out records they may not be covered under E&O policy and possible legal action may be taken by those who it may affect. If any resident wants to obtain information, they need to go through the proper procedure. Supervisors are not to hand out any information to any resident.

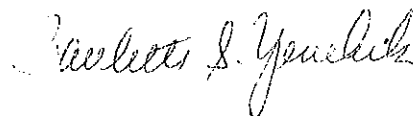
Mrs. Koval made a statement to Mr. Carl regarding the Penobscot Wind Farm. She stated there have been many changes to the plans and that is why she voted the way she did. She stated she has been trying to keep track of all changes and looking out for the best interest of the residents of Bear Creek Township. We all learn from our mistakes.

Mr. Carl asked if someone from the Bald Mountain Wind Farm be present at one of the supervisor meetings to update the residents on the 40 gallons of oil that spilled from the turbines. The issue is being addressed.

A motion to adjourn the meeting at 1:15pm was made by Ms. Wasilewski and second by Mrs. Koval.

Ms. Wasilewski yes/ Mrs. Koval yes/ Mr. Slusser yes.

Respectfully Submitted by
Paulette S. Yenchik/Secretary
Bear Creek Twp BOS



The regular meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, August 7th, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval. Supervisor Gary Slusser was not in attendance.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ted Carl (Revised Meeting Minutes Request, Response Letter from Attorney Vinsko, Community Energy Comments, Act 537 Comments, Outside Payroll Vendor Clarification), Ed Jasulevicz (Dry Hydrant Concern at Mountain Lake), Mike Gatcha (Act 537 Comments, Request for Special Light at Turnpike Entrance, Private Road Question), Frank Mantino (Request for Pavement of Roads in White Haven Poconos), Joan Belcher (Personal Comments), Arlene Thomas (Gypsy Moth & Mosquito Concern), John Fazzi (Concern with Recent Pavement of Roads, Request for Air Conditioning in BCT Building, Request for another Microphone), Joe Yenchik (Community Energy Comments, Common Fee for Septic Tank Cleaning – Act 537), Dave Salata (Benkoski Litigation, Executive Meeting Concern, Additional Legal Council Concern), Mark Petlock (Blocked Pipe Concern, Perk Permit Concern, Request Update on Legal Matter from Attorney Vinsko).

UPDATES

- o The July 3rd, 2006 meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent).
- o The July 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent).
- o The July 2006 Receipts were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent).
- o Resolution #19 to adopt the National Incident Management System Certification through FEMA was approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Absent).

CODE ENFORCEMENT UPDATE

Joe Andrews updated the public by stating \$7,185.20 was collected in fees and fines during the month of July.

SOLICITOR UPDATE

- o The decision from the trial relating to Energy Unlimited Inc. and the Penobscot Wind Farm should be issued after this week.
- o The UCC update needs to be completed by 12/31/2006 and should be ready for the next Supervisor Meeting.
- o A meeting was held with Community Energy to identify and resolve all issues relating to the Wind Farm on Bald Mountain Road. It was discovered that the building constructed without approval was issued a permit by DL & I Company. Since there was a conflict of interest in the issuing of this permit the Supervisors should have approved the company issuing the permit – this was never done. The total fees for this project have not been collected to date.
- o The decision regarding the litigation with Ed Benkoski over public records will be appealed. This type of case is new across the state and no other court has handled this yet. A spring 2007 decision is likely.

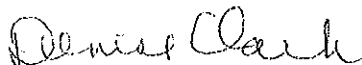
- o Energy Unlimited Inc. will present their plans for the additional 9 turbines proposed for the Penobscot Mountain Wind Farm. The Supervisors needs to must vote on their submission by 10-2006 in order to avoid a deemed approval.

MISCELLANEOUS

- o Lt. Frank Hackin from the PA. State Police spoke to the public regarding the recent criminal activity in the Township and responded to questions relating to traffic and crime.
- o A representative from FEMA was to attend the meeting to discuss flood damage but no representatives were in attendance.
- o The BCT Fire Company donated a picnic table to the Township. Additionally, the Fire Company will be constructing picnic tables for donation with a cost ranging from \$150 - \$175. The table will be handicap accessible and contain a plaque with the name of the contributor.
- o Scott Martin (Project Manager for Community Energy) provided an overview of the recent problems at the Bald Mountain Wind Farm and responded to questions and concerns from the public. A spill prevention plan will be provided to the Supervisors for their reference. Scott will be leaving the project this summer and will update the Board as to his replacement. His replacement will attend future meetings to respond to public concerns and questions.
- o Gary Slusser is working to obtain recycling grants for the Township.
- o The Pavilion constructed in the BCT Recreation Area will be accepted by the end of the month but there are still issues pending.
- o A meeting will be held on 10-3-2006 with Penn DOT and DEP regarding the water issue.
- o The BCT Lyons Club donated sign has begun construction outside the Municipal Building.
- o The BCT Website is available but not yet complete. The address is www.bearcreektownship.org.
- o A bridge underpass is going to be constructed within the next 5 years to connect route 115 with Interstate 81 using federal grants.
- o The Bear Creek Charter School will resume classes on 8-27-06 and the school zone speed lights will be updated for motorists.
- o A letter was received from the Bear Creek Charter School updating the Board as to who is allowed to represent the school when requesting the use of Township items.
- o Luzerne County had no comments on the Penobscot Wind Farm (9 turbines).

The meeting closed at 8:55 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

The regular meeting of the Bear Creek Township Board of Supervisors was held 6:30 PM, September 11th, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser in attendance.

Prior to meeting, a moment of silence was observed in remembrance of the victims involved in the terrorist attack on the United States 5 years ago.

The agenda items were announced and a public comment period was held at the beginning of the meeting. Comments were received from Ted Carl (Act 537, Energy Unlimited Legal Fees, EMS Tax, Insurance on Errors and Omissions, Board of Supervisor Benefits), Sandi Carl (Recreation Field Pavilion Heating) Estelle Meyers (Pavilion Cost), Matt Hrabowski (Pavilion Cost, Renting Pavilion), Roger Southward (Pavilion Liability Insurance), Mike Gatcha (Board of Supervisor Benefits, Mountain Lake dry hydrant, Question on Private Roads and Grant Money, Thanks regarding recent accident near Mountain Lake), Charles Laim (Complaint regarding Neighbor Wood Burner, Ordinance Request on Wood Burners), Carl Kresge (Response to Laim complaint on Wood Burner, Act 537, Recreation Pavilion Cost Comments), Dave Salata (Conflict of Interest on Planning Board Appointment), Joe Yenchik (Pavilion Cost Comments and Request for Itemized Breakdown).

608763

UPDATES

- o The June 20th, 2006 meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The August 7th, 2006 meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The August 18th, 2006 special meeting minutes were approved with a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Abstain).
- o The August 4th – August 21st 2006 Expenditures were approved by a motion made by Ruth Koval, a second by Bonnie Wasilewski. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The August 2006 Receipts were approved by a motion made by Ruth Koval, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The minimum municipal obligation on the Bear Creek Township Pension Plan was approved by a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o Resolution #21-2006 authorizing the Dept. of Revenue to enforce interest and penalties on delinquent Realty Transfer Taxes was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The purchase of appliances and cupboard space not to exceed \$20,300 (out of capital reserve, if grant not provided) was approved for the Recreation Field Pavilion with a motion by Bonnie Wasilewski, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).

- o The allocation to the Fire Company was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The request from the Soccer Association to have Bear Creek Township donate \$313 for the purchase of new soccer nets was approved with a motion made by Bonnie Wasilewski, a second by Gary Slusser. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o The request from Frank Artmont to have the plans from his Eagle Scout project reviewed by Bear Creek Township was approved with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = Yes).
- o Rose Andrews was appointed to the vacancy on the Planning Board with a motion made by Bonnie Wasilewski, a second by Ruth Koval. (Vote: Wasilewski = Yes, Koval = Yes, Slusser = No).

CODE ENFORCEMENT UPDATE

Joe Andrews updated the public by stating \$9,304.70 was collected in fees and fines during the month of August. Bonnie commended Joe on his efforts to collect the Township fees.

SOLICITOR UPDATE

- o Attorney Vinsko updated the public and the Board on the Transfer Tax. He explained how this would eliminate the Township from being the "collection agency" and the State would provide any monies owed when residents fail to pay their share of the realty transfer tax.
- o There will be a meeting on September 21st with Ralph Johnson to resolve the outstanding issue over the Petlock property.
- o The Planning Board must vote the Energy Unlimited submission for 9 additional turbines prior to October 31st unless an extension is granted. Their submission started at the August Planning Board meeting.
- o A hearing will take place on Thursday, September 21st regarding the Benkoski contempt litigation.
- o Attorney Vinsko explained to the public he is trying to keep the cost down on litigation, especially Energy Unlimited litigation. At this point there is not much additional research only preparation for trial.
- o The appeal by Energy Unlimited, Inc. to the Zoning Board regarding the validity of the Wind Park Ordinance failed. The Zoning Hearing Board voted unanimously that the ordinance stands as written.
- o Attorney Vinsko also updated the Board on his progress regarding Act 537. At this point, since the Township is currently trying to rectify the issue they will not be forced into public sewers.

MISCELLANEOUS

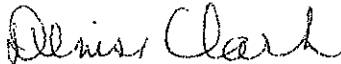
- o A letter was received from Frank Artmont requesting Bear Creek Township to review his plan to erect a new Bear Creek Township sign by donation for his Eagle Scout project.

- o A letter was received from the Bear Creek Soccer Association requesting a donation of \$313 for the purchase of new soccer nets.
- o A letter was received from Penn DOT regarding the Flashing Warning lights. A meeting is still required and the Board wants to see Penn DOT's plan.
- o Willard Kresge updated the public on the construction progress of the Lions Club sign outside the Municipal Building. Volunteers are working on the project and by take some time to complete.
- o Kyle Hatcher is still working on the Bear Creek Township Website but making good progress towards completion.
- o Signs have been ordered for Laurel Brook Estates and other streets for the townships 911 emergencies.
- o Recreational Field is being worked on for the upcoming sports season.
- o Hillcrest Road issues have been fixed – a new request was made to have the brush cut here as well.
- o A letter was received form the Luzerne County Planning Commission regarding the public access on the Penobscot Wind Farm land. Attorney Vinsko is currently looking in this issue.
- o Mike Gatcha and Rose Andrews were the only candidates on file for the vacancy to the Planning Board.
- o A meeting will be held on October 3, 2006 at 6:00 PM for residents to attend regarding the contaminated water issue.
- o Representatives from Community Energy were in attendance to update the public and answer questions regarding the Bald Mountain Wind Farm. A new manager was introduced and he will continue to attend the meetings. At the next meeting the issue of maximum decibels and amount of energy generated will be discussed.
- o Bonnie Wasilewski commended the Bear Creek Charter School for their efforts.

608763

The meeting closed at 8:30 pm.

Respectfully Submitted,



Denise Clark
Secretary, Bear Creek Township

The regular meeting of the Bear Creek Township Board of Supervisors was held at 6:30 PM, October 2, 2006 at the Municipal building located at 3333 Bear Creek Blvd., Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser in attendance.

Prior to the meeting Christina Sharkston, a representative from Luzerne County Election Bureau gave a demonstration on the use of the new voting machines.

UPDATES

Tom Susko, Project Manager from the Bald Mountain Wind Park, updated the residents on Production Levels from September 2006 to current date as 24,830,338 KWH. A three month study on the noise level. Biodegradable oil for the hydraulic system inside the Wind Turbine. He spoke with Gamesa, the manufacturer, who stated the warranty has a break-in period that must use Texaco oil for the first 6 months. He will report next month on the findings regarding biodegradable oil for the Turbines. A bird/bat study is being done by a University Study group from Easton and Lehigh. He will have the information available for next month from the study group. The oil leak that was reported on site was inspected by DEP, recorded and corrected.

- The September 11, 2006 minutes were approved with a motion made by Gary Slusser and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes).
- Treasurer's Report: The August 21st - September 30th 2006 Expenditures were approved with a motion made by Ruth Koval and a second by Gary Slusser. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes).
- The September 2006 Receipts were approved with a motion made by Ruth Koval and second by Gary Slusser. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes).
- Resolution #28 - 2006 to Forgive the 2004 Real Property Taxes as applied to the Bear Creek Charter School properties was approved with a motion made by Bonnie Wasilewski and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes).
- Road master, Ruth Koval, gave a report on the pipe replacement in various areas, salt delivery, signs and track maintenance; water problems; she also questioned where the plow for Truck #6 was since it cannot be found.
- Mr. Slusser spoke on getting a Grant to purchase our own recycling containers in hopes of recouping some funds. Bear Creek township does not have a recycling program and pay for pick up as if it was garbage. Jim Smith from the Bear Creek Township Charter School stated the School would like to partner with Bear Creek Township in recycling to help absorb the cost and give back something to the Township.

Solicitors Report:

- Pending issues: Energy Unlimited and Benkoski Complaint are both on appeal at Commonwealth Court.
- Attorney Vinsko met with Mr. Petlock and feels we are coming closer to a mutual resolution.
- Community Energy alleges to work with Bear Creek Township regarding the OPM building to begin a final inspection and produce books of all work completed. A meeting will be set up with the Board of Supervisors.
- We have prepared an Agreement to be given to the Board of Supervisors for the EMS Tax funds to be released.
- A summary of events that occurred from 1973 through 2006 regarding Act 537 was explained in detail. The Department of Environmental Protection sent a letter pointing out the civil penalty liability that the Township will be exposed to if it fails to comply with the Departments order in a timely manner.

Public Comment:

- Jim Smith from the Bear Creek Charter School gave a monthly report on PSAA results; enlightened the township on their long range plan to either construct at the rear of the property or find suitable land to build; also he was asking for Resolution of tax forgiveness for 2004 from Bear Creek township since they are a non profit group already granted by IRS and Dept of Revenue and have filed a real estate tax appeal. Attorney Vinsko informed Mr. Smith that he did not see a problem with the forgiveness of the taxes for 2004 and wanted the records to reflect that the tax forgiveness status should be ongoing as long as the Charter School is tax exempt.
- Joe Boris concerned about residents burning in the trail wood section of the township 7 days a week within 60 ft of his property. Chairwoman Wasilewski stated that our Engineers will be updating our ordinance and will be making amendments to the Ordinance. The Ordinance will be amended with restrictions to time limits and what is being burned. Chairwoman Wasilewski also addressed outdoor wood burning units stating that our Engineer will review our ordinance, it will be sent to the Planning Board and brought to the public for comment.
- Matthew Hrabousky read a letter from the Citizens Voice regarding a Five Board Supervisors; addressed proposed sewers and any designated sites set aside for sewage plants should sewers be required in Bear Creek Township.
- Ted Carl questioned Attorney Vinsko on Act 537 and how this will impact the residents of Bear Creek Township. Mr. Carl wanted to know if this would affect our water supply.
- Patricia Lewin owns property in Bear Creek Township wanting to subdivide. Half property is C-1 front half R-1; wanting to know if zoning was an error to her property. Chairwoman Wasilewski procedures were followed with advertisements in paper informing the public of the change. Instructions were given for Mrs. Lewin to have her Engineer forward a letter to Bear Creek Township so our Solicitor could look it over and send it on to our consultant.
- Frank Martino spoke on road resurfacing in White Haven, Pocono area. Chairwoman Wasilewski stated last year \$300,000 was spent on resurfacing and we would need a community development grant to get funds. Road inspections will be done by all supervisors October of this year.
- Dave Salata questioned why Verizon DSL is not available in his area.
- Patricia Moore discussed issues on Sewers. She is requesting the Supervisors enlist the help of the residents with a solution to the sewer problem and suggested that DEP be invited to Bear Creek Township to discuss what could be done to solve our problem.
- Leonard Cornish alleges to be a Soil Scientist retired from DEP, would like to help the Township on a consultant basis regarding sewage problems.

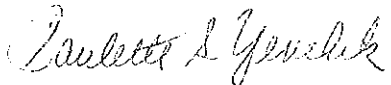
Correspondence:

1. A letter was sent to Community Energy regarding Bald Mtn Wind Farm. The project has not been approved as far as completion and we need a Final Land Development Approval for Bald Mtn Wind Farm addressing the issue of OPM Building and also SEO regarding a holding tank.
2. A letter from Mrs. Andrews regarding voting status will be addressed at the next Planning Board meeting.
3. Letter was sent to Pennsylvania Department of Transportation asking for a meeting regarding White Haven Pocono's and Route 115.
4. A letter from the PA. Turnpike commission stating they will do profile adjustments to Pike road/Rte 115. Work will be performed in 2007 and completed in October of 2007.
5. A letter from Penn Dot regarding contamination of water in Bear Creek Township. A meeting will be

held between Penn Dot and Board of Supervisors tomorrow, October 3, 2006 at 6:00pm in the municipal meeting room.

6. A letter was sent to Wyoming Valley Soccer Club regarding the availability of the soccer fields and requested certificate of Insurance needed before they use the fields.
 7. Bear Creek Township received a letter from Richard Parry regarding future proposals on soccer fields. We will contact him and ask for a meeting to discuss his issues.
 8. A letter was sent to William Haas regarding a grant of \$20,334.00 donated to Bear Creek Township for use of purchasing items for the new pavilion. The work will be completed within the next 2 months.
- Meeting adjourned at 9:15 PM with a motion by Bonnie Wasilewski and second by Ruth Koval.

Respectfully Submitted,



Paulette S. Yenchik
Secretary to Bear Creek Township
Board of Supervisors

The regular meeting of the Bear Creek Township Board of Supervisors was held on November 13, 2006 at 6:30 PM at the Municipal building located at 3333 Bear Creek Boulevard, Bear Creek Township. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser in attendance.

Updates:

Tom Susko, Project Manager from the Bald Mountain Wind Park updated residents on various issues regarding Kilowatt hours, security and Bio Degradable oil use.

- The October 2, 2006 minutes were approved with a motion made by Gary Slusser and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Treasurer's Report: All expenditures and funds for October 2006 were approved with a motion made by Bonnie Wasilewski and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = abstain)
- The October 2006 Receipts were approved with a motion made by Gary Slusser and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #29: Extension of time for Williams subdivision was approved with a motion made by Ruth Koval and second by Gary Slusser. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #30: Payment of EMS tax for 2005 to the Bear Creek Township Volunteer Fire Co was approved with a motion made by Bonnie Wasilewski and second by Gary Slusser. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #31: Denying the submission of Energy Unlimited for Turbines 26-34 was made with a motion by Bonnie Wasilewski and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = no)
- Resolution #32: Extension of time for Mack Subdivision was made with a motion by Gary Slusser and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- The Proposed Budget for 2007 was made with a motion by Bonnie Wasilewski and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)

Solicitor's Report:

Attorney Vinsko updated the residents on Energy Unlimited appeal, Act 537, Wood Burning Ordinance, Mr. Benkoski's appeal, Community Energy issues, Lewin property and the Comprehensive Plan.

Roadmaster Report: Mrs. Koval updated residents regarding truck locations at the Bear Creek Charter School Flasher lights, the Pavilion, White Haven Roads, skid shoes for the

Plow, Cold patching roads, road sign replacements, water run off from storms, pole barn vandalism.

Ms. Wasilewski announced that there is a meeting set up for November 28, 2006 at 7PM at the Wilkes Barre Area Vo-Tech School on Jumper Road in Plains Township regarding sewage issues.

Supervisor Slusser updated the residents regarding recycling grants while Mrs. Koval was looking into grants to purchase a trailer for moving our equipment.

The Supervisors are looking into purchasing cupboards for the pavilion from the grant received from William Haas. It was also noted that our Website is now up and running.

Public Comment:

Ted Carl spoke on the Bear Creek Township newsletter, Act 537, Truck Grant, Wind Fund, and Time cards. Richard Kresge representing Quad Three spoke on the Pavilion at length along with Mike Crawford. Pat Moore had questions about public water, sewers and the Comprehensive Plan. Frank Martino questioned servicing roads in White Haven. Bryan White had a question regarding the supervisors being increased to five. Willard Kresge spoke on grants regarding public sewers. Energy Unlimited, represented by Walter Poplawski, Ed Shoner, and Attorney Preate gave an overview of the Penobscot Mountain Wind Project regarding Turbines 26-34. Jim Smith representing Bear Creek Charter School spoke on safety of residents and children along Rte 115.

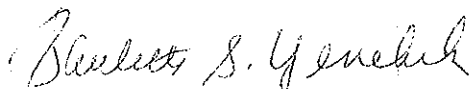
Correspondence:

A letter of thanks from Bear Creek Township Charter School was read regarding the Resolution to Forgive the 2004 Real Property Taxes and also a letter from the Charter School regarding state route 115 safety concerns.

Meeting adjourned at 9:45PM with a motion made by Bonnie Wasilewski and second by Ruth Koval.

Next Township meeting will be December 4, 2006 at 6:30PM.

Respectfully submitted by



Paulette S. Yenchik/secretary
Board of Supervisors

The regular meeting of the Bear Creek Township Board of Supervisors was held on December 4, 2006 at 6:40PM at the Municipal building located at 3333 Bear Creek Boulevard, Bear Creek Township. An executive session was held prior to the meeting. Chairperson Bonnie Wasilewski presided with Supervisors Ruth Koval and Gary Slusser in attendance.

Updates:

Tom Susko, Project Manager from the Bald Mountain Wind Park updated residents on various issues regarding Kilowatt hours, vandalism, hunters, road conditions and substation due to bad weather. Jim Smith from Bear Creek Charter School updated residents regarding student enrollment status, soil scientist for school expansion and traffic safety on route 115.

- The November 13, 2006 minutes were approved with a motion made by Gary Slusser and second by Ruth Koval. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Treasurer's Report: All expenditures and funds for November 2006 were approved with a motion made by Ruth Koval and second by Bonnie Wasilewski. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- The November 2006 Receipts were approved with a motion made by Ruth Koval and second by Bonnie Wasilewski. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #33: A motion to adopt the Budget for 2007 was made by Ruth Koval and second by Bonnie Wasilewski. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #34: To Adopt Tax Levy for 2007 was approved with a motion made by Ruth Koval and second by Gary Slusser. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #35: A motion to Change the Supervisors Meeting time to 7:00 pm was made by Ruth Koval and second by Bonnie Wasilewski. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)
- Resolution #36: 60 Extension for Mack Subdivision was made with a motion by Ruth Koval and second by Bonnie Wasilewski. (Vote: Wasilewski = yes, Koval = yes, Slusser = yes)

Chairperson Wasilewski submitted a letter that participation in Health Plan is permissible by Law and requested participation in Health Plan as permitted by Law.

- Resolution #37: A motion was made by Bonnie Wasilewski and second by Ruth Koval to Extend Coverage to current supervisors Health Plan for 2007. (Vote: Wasilewski=yes, Koval=yes, Slusser=yes)

Zoning Officers Report:

Mr. Andrews reported 5 contractor licenses, 7 building permits, the sale of books/maps as 4, 1 zoning hearing, 2 certificate of occupancy and 1 permit from BIU.

Solicitor's Report:

Attorney Vinsko held a lengthy update on Trailwood Lake Road, Energy Unlimited appeal, Act 537, Wood Burning Ordinance, Patricia Moore request for information, Mr. Benkoski's appeal, Community Energy issues, Lewin property, Concini complaint and the Mack Subdivision.

Roadmaster Report: Mrs. Koval updated residents regarding water problems due to storm, roads that had to be shut down, cutting and removing trees in Forest Park due to Tornado damage, Pittston Boulevard and Laurel Run road damage.

Fire Company report: 1 tree down, 1 brush fire, 1 vehicle fire, 1 fuel spill, 1 activated fire alarms, 5 MVA

It was noted that the Bear Creek Township website will have the Meeting Minutes posted to it and Subdivision and Land development Ordinances will soon be available for viewing. Public suggestions will be accepted.

Public Comment:

David Kollar asked about Outdoor Woodburning Ordinance, Patricia Moore requested Meeting minutes be posted on our website, Jeff Harley inquired about the US Flag on the Laurel Run road field, Scott Kresge inquired about Outdoor Woodburning Ordinance

Correspondence:

A letter from Mr. Ted Carl requesting an executive meeting regarding wastewater management systems suggestions; a letter to Luzerne County Commissioners asking for assistance regarding equipment to help cut brush and small trees along roadways in the White Haven Pocono section of our township, and a letter to PennDot regarding safety issues and concerns on Route 115.

Announcement was made that Bear Creek Township is advertising for a Full Time Secretary/Treasurer due to the increase in supervisors to five after the next election.

Meeting adjourned at 7:55 PM with a motion made by Bonnie Wasilewski and second by Gary Slusser.

Next Township meeting will be December 11, 2006 at 4:30PM for the purpose of Adopting the (OWB) Outdoor Woodburning Ordinance.

The Reorganization Meeting for the Supervisors will be held on January 2 at 7:00pm. It is noted that Mr. Slusser will not be present at that meeting.

Respectfully submitted by

Paulette S. Yenchik/secretary
Board of Supervisors