

The regular meeting of the Bear Creek Township Board of Supervisors was held at the Municipal Building at 3333 Bear Creek Blvd. Vice Chairperson Wasilewski called the meeting to order. Roll was called. Mr. Smith, Mr. Masi, Ms Wasilewski and Mrs. Koval were present. Mr. Zingaretti was absent. The salute to the flag followed.

**MINUTES:** Minutes from the October 4, 2010 regular meeting were reviewed and a motion was made by Mr. Smith to accept, seconded by Mr. Masi. Vote: Unanimous yes.

The treasurer's report for October 2010 was read by Ms Wasilewski.

**RECEIPTS:** Income for the month of October was \$59,723.53. Motion to approve the receipts, subject to audit was made by, Mrs. Koval seconded by Mr. Masi. Vote: unanimous yes.

**DISBURSEMENTS:** Expenses for the month of October were \$34,738.56. Motion to approve, subject to audit was made by Mrs. Koval, seconded by Mr. Smith. Vote: unanimous yes.

**FIRE DEPT REPORT:** 17 Calls for the month of October 2010 were reported: 5 motor vehicle accidents, 1 turnpike call, 1 vehicle fire, 2 activated alarms, 1 brush fire, 1 tree/wire down, 2 pipeline calls, 1 road closing and 3 flooded area calls.

**WIND FARM:** Ms Wasilewski read the report for the Bald Mountain Wind Farm. For the month of October 2010 production was 6480M Wh, site availability was 87%.

**ZONING OFFICER'S REPORT:** Mr. Alber reported for the month of October there were 2 contractor's licenses, 6 building/driveway permits, and 1 occupancy permit for a total of \$610.00. BIU fees collected for the month were \$2127.60.

**ACT 537 REPORT:** No update.

**ROAD MASTER REPORT:** Mrs. Koval reported that the road crew worked on Weiss Road with the bobcat that was rented. Roads and ditches checked and kept open. The rec fields and pavilion were maintained. Road shoulders were graded. Recycling and shop work were done. Work was done on the pole barn roof. A leaf box is being built. Voting machines were accepted and voting sites readied for the election. New "Welcome to Bear Creek Twp" signs have been erected throughout the township.

**OPEN RECORDS REPORT:** Mr. Masi reported that there were three requests made within the past month. 30 day extensions had been requested and all requests were referred to Mr. Alber who should be able to respond within the next week.

**PLANNING BOARD RECOMMENDATIONS:** None.

**ORDINANCES AND RESOLUTIONS:** None

**SOLICITOR'S REPORT:** Attorney Vinsko reported:

**Concini and Abbott matters:** Nothing new to report.

**Aqua PA:** Answer of new matter has been submitted to the insurance carriers counsel.

**Crossin Insurance Matter:** Requires an executive session with the Board.

**Development Agreement/Charter School Matter:** Findings of fact and conclusions of law has been submitted as directed by the judge. A brief submitted by their counsel changed the complexity of their argument which is not permitted under the law. Trial transcripts should be released tomorrow and Attorney Vinsko said he would be filing a motion to strike their entire brief. The judge's opinion and order will be issued within the next 30 days.

**OLD BUSINESS:**

**Flood Plain Ordinance-** No update.

**Street lighting-** Nothing new to report.

**Zoning Maps-** No update.

**Amusement Tax-** No update.

**Blighted Property Law/Conservatorship Law:** Attorney Vinsko reported that he and Mr. Alber are working together to incorporate a blighted property law into our ordinances. Attorney Vinsko also explained with the Conservatorship Law if there is a blighted property in the township, with court intervention, we will be able to take over the property and be the trustee. A lien would be put on the property and if it is sold by the owner, the township would be able to recoup its expenses.

**House Bill 2431-** Bill is dead, never got out of committee.

**EVAC Stickers:** Mrs. Koval announced that EVAC stickers will be available at the township office. These stickers are to be placed on windows of homes where persons with physical limitations reside. The sticker will alert EMS responders that a person may require assistance to evacuate during an emergency.

**CORRESPONDENCE/NEW BUSINESS:**

**PUBLIC COMMENT:**

**Mike Gatcha**: had concerns about several issues. First he commented that Route 115 with only one lane up and one lane down is causing bottle neck traffic and he worries about what will happen in winter weather.

Next he asked if township ordinance supersedes the home owners association at Mountain Lake. Attorney Vinsko responded that the more restrictive one governs.

Mr. Gatcha also expressed concern over the Marcellus Shale drilling that has been going on in other areas. Attorney Vinsko said that it is not an immediate concern and at this time would be a little premature to act on it yet but that the township will keep an eye on the situation. Mrs. Koval commented that mapping for the Marcellus shale indicates that the closest it comes to our township is in Plains.

Lastly Mr. Gatcha stated that cars are speeding on Thornhurst Road and asked if better lighting can be installed since there are many people walking in this area.

**Frank Martino**: Thanked Mrs. Koval and the road crew for a job well done at Weiss Road in White Haven Poconos.

Ms Wasilewski reminded everyone that the next meeting would be on Tuesday, November 16<sup>th</sup> at 6:00 PM to present the proposed 2011 operating budget.

A motion was made by Mrs. Koval to adjourn the meeting, seconded by Mr. Masi. Vote: unanimous yes.

Respectfully submitted,

Paula Weihbrecht, Secretary