

March 1, 2010

The monthly meeting of the Tunkhannock Township Board of Supervisors was called to order by Chairman White at 7 PM. A salute to the flag was recited. In attendance were Supervisors, Randy White Ernest Reich, and Glenn Shupp, Judy Gingham, secy., Ken White, Chief Ely, Bill Radle, Bill Pogson, Trisha Thatcher, Minturn Smith, Dick Daniels, Dan Stone, Dan Lees, Judy & Tom De Mellier, Art Sherwood, Joanne Fiorito, Alice Strauss, Kathy Johnson, Roland & Laura Anderson, John Tiball, Wallace & Marta Ruiz, Barry Breese, Bob Baker, Wyoming Co. Press. This meeting was recorded.

February 1st minutes were reviewed. White noted that David Williams internship is Act 120 not 125. A motion to approve the minutes with correction was made by White, second by Reich with Shupp in agreement.

Financial Report was distributed to the Board. Report on file.

Outstanding Invoices were reviewed. An Order to Pay was made by Shupp, second by Reich with White in agreement.

Requisition Slips – Police Dept requested new pistols and accessories. Now that the State Police has switch to a different pistol, ammunition is harder to get with longer waiting time. Request was granted. Road Dept requested purchasing a gas power post hammer from Bradco for \$3,600. With all the new signs for street names and posting of weight limits, it will go much quicker. A motion to purchase post hammer was made by White, second by Reich with Shupp in agreement.

Road Dept. Report – Ken White gave the monthly activities as plowing snow, cutting overhanging limbs and doing truck maintenance. The last snow storm, the road crew was out 30 hours. Used less material on the big storms, mostly plowing.

Police Dept. Report – Chief Ely gave the monthly activities report (report on file). Patrolman Papi completed his instructor's course for the tazars. He has instructed the other officers in the use of the tazars and they are now in full time use.

Also the officers updated their certifications in CPR and AED.

Park Dept. – Still waiting to hear back from DCNR when to proceed with the playground grant. The new signs have been posted as to the closure of the park from dusk to dark.

OLD BUSINESS

Road Bonding- 4 quotes have been received to conduct the study for posting and bonding of Twp. roads. Municipal Solutions-not to exceed \$9,700, Bassett Engineering-\$4,930, Mickey-Milnes Engineering \$1,000 to \$1,500 and CECO-\$1,600. A discussion was held on the time frame for the restrictions. The Board decided on the full 24 hrs/365days. A motion to hire Mikey-Milnes Engineering was made by Shupp, second by White with Reich in agreement. Will try to have the study done and ready for the April meeting.

Amend 2007 Road Construction Ordinance - after reviewing the suggested construction changes, to eliminate some types of roads, change the description and percentage of grade, and change the curvature of the cul-de-sacs. Ken White and the secy. will review changes with the County Planner before new ordinance is release for advertising.

Spring Clean Up – Will be held on Sat. May 22 at 8 AM to 2:30 PM. The secy. talked with CCI about the dumpsters. Cost is \$205 per container and \$57.95 per ton disposal fee. Metal containers are \$195 as hauling fee with no disposal fee. All dumpsters will be removed at the end of the day. Waste Management was contacted but has not responded as yet. They have not been able to remove all the dumpsters that same day. A motion to use CCI Waste & Recycling Service was made by Shupp, second by White with Reich in agreement.

C S & J will supply the metal containers at no cost and twp will receive money for tonnage.

Auditor Report – The Twp auditor submitted a report from their re-organizational meeting. The chairman is William Radle, secy. Bridget White and Linda Stacknick as the third member. The auditors increased the work wage of supervisors by 3% to \$13.55 per hour. Full text of minutes on file.

Street Signs –Shupp report the COG was under the impression that all new/private road signs should be free from the County. He will check with the county commissioners at their meeting tomorrow.

NEW BUSINESS

2010 Paving Project – Ken White gave the list of roads for the bid, Walnut, Aspen Butternut, Gary and Dixon. Approx. total length is 1.5 miles. A motion to advertise for bids was made by White, second by Reich with Shupp in agreement. A site inspection meeting will be required and bids to be submitted on April 2nd by 2 PM open for review at 2:10 with possible award on April 5th at 7 PM.

TunkTwp/Falls Twp Police Agreement – In Feb. the boards was approached by Falls Twp to contract for coverage. Both twps. met to review the possibility of Falls contracting to Tunk for police coverage. A contract agreement and ordinance will be drafted and advertised with the possible adoption date of March 15th. The effective date of the agreement will be approx. April 1st.

2010 State Liquid Fuel Funding – due to the numerous snow storms this winter, the 2010 allotment was release a month early by the Governor. Electronic deposit was verified today. The deposit was in the amount of \$ 149,796.10 which is a reduction of \$6,172.92 from last year.

2010 Semi-Annual Liquor License Fee was received on Feb. 19th in the amount of \$1,200 for 6 licenses.

Senator Lisa Baker forwarded a copy of the letter she wrote to John Hanger, Secy. of DEP concerning the inconsistencies in reviewing and processing on-lot septic planning modules between counties and municipalities. It was brought to her attention by Wayne County. As she serves our county and several others she is keeping us updated on correcting the issues. No action is required from the Board

Tunkhannock Borough Municipal Authority sent a letter asking to confirm that the Twp. has officially terminated revising the 537 Septic Plan and that it includes the part for Maple Lane and Hilltop Dr areas. As this area is located close to one of their wells, they voiced their concerns about malfunctioning on-lot septic systems and the effect on the well. They a requesting the Twp to work with the Authority and complete that part of the plan update that includes Maple Ln. and Hilltop Dr.

Will try to set a mutual date and time.

2010 Co. Association of Twp Official Convention to be held on March 16th at 7 PM at our bldg.

CORRESPONDANCE

H & K Group hosting a breakfast on March 9th at AM in Sweet Valley.

Seminars: Zoning Decisions – DCED- March 23rd in Wilkes-Barre

Spring Road Maint., - March 30th Susq. Co. or April 6th Bradford Co.

Sen. Lisa Baker will be running again for this year election and asking for our support. Included was a list of items that she involved in and supported that benefited the municipalities and it's residents in the last 4 years.

OPEN TO THE FLOOR

White introduced Dave Williams who is taking the Act 120 program and is doing his internship with our police dept.

Dick Daniels – asked the Board if they would reconsider zoning and planning on a twp bases. With the increase of gas drilling coming into the county, it needs to be addressed shortly. He feels this would help protect the residents, also to protect the twp roads. The Board is addressing the road issues with the purposed new ordinances on Posting and Bonding, construction and study an ordinance for utility cuts that would include the gas companies. No discussion on revisiting zoning. Paul Weilage is working on the County level with planning to address some of these issues.

Trisha Thatcher asked about zoning variances. A discussion was held on procedures and cost.

Chris Ziemba returned to the topic of the Act 537 Septic Study. The Secy. found a copy of the Ordinance from 1990 but it does not give a lot of technical detail. A copy was given to him. Mr. Ziemba has an appointment at DEP in Wilkes-Barre on Thurs. 4th at 1PM and he invited the Board to come.

Other items discuss: What will be done with the malfunctioning septic system at Lake Carey? A draft of a septic maintenance ordinance is being reviewed.

Shupp made another motion to continue the Act 537 study. Reich suggested we get the current data collected so far, submit it and let DEP tell us what else they want. Motion did not receive a second and was defeated.

White recess to executive session at 7:45 PM.

In attendance were the Board, Judy Gingher, Ken White and Chief Ely. The Board review letters from the solicitor on legal matters and police matters.

The meeting reconvened at 8:15 PM. A motion to adjourn at 8:16 was made by White, seconded by Reich.

Respectfully Submitted,

Judy Gingher, secy.

March 15, 2010

The special meeting was called to order by Chairman White at 7 PM. In attendance were Supervisors: White, Reich, Shupp, Judy Gingham, secy. , Ken White, road foreman, Bill Radle, Dick Daniels, Bill Pogson, Judy De Mellier, Joanne Fiorito, Greg Kissell, Frank Hudson, Elite Land Service/Chesapeake and Pat Famelli, Wyo. Co. Press.

No Minutes to review.

Chesapeake Gas Lease Agreement – Frank Hudson, Elite Land Services/Chesapeake, reported that during the title searches of the two properties, 2 parcels the former St. Peter's and Volgi properties, the owner in 1950's kept the mineral rights. A new gas lease agreement had to be drawn up removing approximately 5 acres, reducing the total acreage to 71.158 acres @ \$5,762 per acre and the sign up bonus to \$410,012.40. A motion to sign the amended gas lease was made by White, second by Reich with Shupp in agreement. Release of payment should be shortly as the previous agreement has been through most of the process. The document was signed and returned to Frank Hudson and he left the meeting at 7:10PM. A fully executed copy will be returned to the Twp.

Outstanding Invoices were reviewed. An Order to Pay was made by Reich, second by White with Shupp in agreement.

Tunkhannock/ Falls Twps. Police Agreement – Both Boards have come to a mutual agreement to contact police services to Falls Township. The agreement is for a 6 month probation period. Coverage will be for 16 hrs per week. A motion to provide police coverage to Falls for 6 mos. was made by White, second by Reich with Shupp in agreement.

A motion to adopt Ordinance # 2-1-2010 Authorizing the contract with Falls Twp for Police Protection was made by Reich, second by White with Shupp in agreement.

Road Bonding – Ken has been in contact with Mickey, Milnes Engineering. A road survey will be conducted on Tuesday 23rd and should have information ready for the April Meeting.

Ken asked the Board to approve the project to start the replacement of all the street signs. With posting weight signs and with the new requirements from Penn Dot for size of street signs by 2012, he will draft a plan to replace signs by sections of the Twp. He will get estimates on cost of signs from several companies. The Board agreed to start the project when the weather breaks.

Amend 2007 Road Construction Ordinance -Ken and Judy reviewed the construction/description changes with Paul Weilage, County Planning. He approved the changes to: eliminate some types of roads Arterial, Connector Local Access and Marginal Access and keep the categories **Collector Sts.** but change definition to service 200 dwelling units and/or 2,000 vehicles. **Minor Sts.** to service up to 150 units and 1,250 vehicles. Change the percentage of grade to: Collector Sts. 7 % steepness of grade and Minor Sts. 10 % steepness grade. Collector Sts. remain at 8 ft. shoulders and change Minor Sts. to 4 ft. shoulders. Change the curvature of the cul-de-sacs to: the radius curve to the left instead of the right and increase the size to 100 feet. Change the specification for road construction to **Base Course** for Collector and Minor Sts. to 4-inches compacted depth and **Surface Course** to Collector and Minor Sts. to 2-inches compacted depth. A motion to amend the 2007 Ordinance was made by White, second by Shupp with Reich in agreement. This will be advertised for possible adoption at the April meeting.

Occupancy of Highways for Utilities – this ordinance would regulate the location and construction of utilities facilities within the twp's right-of-way and cuts across roadways. It will regulate where and how the installation is to be done, management of work sites and setting permit fees. The County Planner

has worked hard on drafting a sample ordinance which follows Penn Dot Pub. 408. A discussion was held whether to include it in the amended road ordinance or keep it separate. As this is a new type of ordinance and may need amending more often, it was decided to keep it as a separate ordinance. A motion to advertise for possible adoption of the ordinance "Occupancy of Highways for Utilities" at the April meeting was made by Shupp, second by White with Reich in agreement.

2010 Paving Project has been advertised. Site Inspection Mar. 26th, bids submitted by 2 PM, open for review at 2:10PM on April 2nd, possible awarding on April 5th at 7 PM.

Seller Permit – The Flower Tent has applied for a transient sells permit to sell seasonal flowers and plant on W. Tioga St from March 25th to April 24th. 2 people will be working at that site. A motion to grant the permit was made by Shupp, second by White with Reich in agreement.

2010 County Convention for Twp. Officials will be held tom. night at 7 PM at our bldg.

CORRESPONDANCE

None.

OPEN TO THE FLOOR

Bill Pogson was told by someone that the electric service is being increased in the Gazebo area. Shupp responded that the Rotary has requested it but the club would have to pay for it. The Twp will not pay for it.

White recessed the meeting to executive session at 7:38 PM. In attendance were the Board, Ken White, Judy Gingher, secy. and Chief Ely. Topics of discussion were: police matters and summer hires at the park.

The meeting reconvened at 8 PM. No additional business was transacted. A motion to adjourn at 8:01 was made by White and second by Reich.

Respectfully,

Judy Gingher, secy.