

ROSS TOWNSHIP SUPERVISORS  
MEETING  
JANUARY 5, 2015

The Regular Monthly Meeting of the Ross Township Supervisors was called to order by Chairman Beers at approximately 7:10 p.m. with members Vice Chairman Drake and Supervisor Kresge present. Solicitor Dunn was also present. (The Pledge of Allegiance to the Flag was recited at the preceding organizational meeting)

A motion was made by Vice Chairman Drake to approve the minutes of the December 1, 2014 meeting and the Treasurer's Report. The motion was seconded by Supervisor Kresge and carried.

OPEN TO THE PUBLIC-Resident Linda Zak suggested that the Township budget be posted on the website so that residents unable to get to the Township can see it. Chairman Beers stated that people probably would not understand the budget and it would cause more confusion. Supervisor Kresge agreed with Chairman Beers and added that this is the first time he has heard this request and if anyone is interested they could come into the Township office and see the budget. Solicitor Dunn noted that this is public information and is available upon request. The Secretary added that twenty days prior to its adoption an advertisement is in the Pocono Record advising it is available for public inspection; it is then adopted at a public meeting and is available as noted by Solicitor Dunn.

Bernie Kozen, Executive Director of the WEPOSC noted that he submitted a request to the County for a partial payment of the grant we were awarded for the new pavilion. The Secretary noted that we have received this payment. Mr. Kozen noted that the balance has been extended to July 2015 to allow sufficient time to complete the work.

PLANS-Mike Lalli was present on behalf of the Richard and Patricia Bauer plan and Mr. & Mrs. Bauer were present also. Mr. Lalli explained the plan and some notes the Planning Commission requested be placed on the plan. (driveway and planning module) Supervisor Kresge asked if the plan shows and allowance for future road widening and Mr. Lalli noted he received that request just today from Russ Kresge, Township Engineer and he will add that to the plan. Supervisor Kresge asked if this submission was submitted as commercial or residential Mr. Bauer noted that it is residential he is merely continuing the use it is presently used for which is his personal storage. Some discussion took place concerning the number of buildings on the property some of which are across the street (Kunkletown Rd.) The metal building and approximately 2 acres are the subject of the subdivision. Solicitor Dunn asked Mr. Bauer if the building is being used as commercial and Mr. Bauer said no although it is in a commercial zone the building is not being used commercially but for his own personal storage. Supervisor Kresge noted that for many years it had been used for commercial purposes. Solicitor Dunn questioned Mr. Bauer stating that the building is not being used for commercial purposed presently? Mr. Bauer said it is not being used as commercial. Solicitor Dunn noted that in the future if a commercial use is desired a zoning permit will be required and a Land Development Plan if applicable. Solicitor Dunn added that a note to that effect should be put on the plan. Mr. Lalli concurred and will add such language to the plan.

Supervisor Kresge discussed the driveway that is presently at the site noting that it was for residential use and not commercial. Chairman Beers indicated it isn't necessary to discuss a driveway that already exists. Since this is a subdivision a driveway will have to meet the current

standard for a driveway. Some discussion took place wherein Mr. Lalli put a stake for the location and the Township Engineer and Road Foreman have reviewed that location. Supervisor Kresge expressed concern over the construction of a driveway because of run off unto the Township road. Mr. Bauer explained he received a driveway permit and built a driveway. Later he was asked to relocate the driveway, at which time, he installed an arm going off the permitted driveway and was asked to place a gate at the permitted driveway which would only be used for tractor trailer use. It was agreed that a new driveway permit be applied for which should then meet the current regulations. Mr. Bauer agreed and a note shall be placed on the plan. Some discussion took place concerning what the building will be used for and Mr. Bauer said his Son is purchasing the property and he has been advised he will have to comply with the Township regulations if he is to use it for other than residential purposes or residential storage.

Chairman Beers made a motion to approve this plan conditioned upon the following:

1. Approval of planning module by DEP
2. That the driveway location meets the requirements of the current Saldo including water runoff (Stormwater) (dry well)
3. Site and building will not be used commercially without a zone permit and/or Land Development (and if a change of use occurs also)

The motion was seconded by Vice Chairman Drake and carried. As an after thought, a 60 day time restriction was placed on satisfying the conditions.

The next item is the bond release for the Dollar General Land Development. A motion was made to retain 15% for one year, per the development agreement, which equates to \$61,108.65 and all engineering invoices are to be paid. This motion was made by Vice Chairman Drake, seconded by Supervisor Kresge and carried.

OLD BUSINESS-Discussion from last month concerning the Monroe County Historical Assn. request for endowment funds was denied at this time.

Chairman Beers updated the meter installation for the solar system by noting he has been in touch with an electrician and is awaiting response.

Relative to the PSATS Unemployment Compensation Ordinance request, Solicitor Dunn noted he will make the necessary advertisement for action at the February meeting.

NEW BUSINESS-Chairman Beers moved to appoint Roger Christman, Thomas Hockman and Ronald Boyd to the Planning Commission for additional four (4) year terms. The motion was seconded by Vice Chairman Drake and carried.

CJ Dickinson, Business Manager of the West End Ambulance Assn. was present to discuss the Associations request for primary designation. Some discussion took place about this request with Solicitor Dunn offering information that Monroe County Control Center was looking for relief of liability by suggesting a hold harmless agreement. The problem of not having a primary designation would create issues for the association while they are trying to maintain their area. Other ambulance agency's are vying for territory. Solicitor Dunn noted that if the Supervisors want to make such designation that is acceptable, but, he does not want the Township to enter into a hold harmless agreement. Additionally, does our present insurance carrier provide

coverage, should the Township be sued, because of alleged poor performance by the Association. Polk Township and Tunkhannock Township have designated them so far. Chestnuthill and Eldred are working on their resolutions' also. With that in mind it was decided to table this decision until the next Township meeting.

Solicitor Dunn reminded the Supervisors Nextel appealed the Zoning Hearing Board's decision to the Court of Common Pleas and the Supervisors have the option to intervene. He added that Attorney Fareri will be defending the Zoning Hearing Bd.

ROAD FOREMAN REPORT- There were no questions concerning this report.

CORRESPONDENCE-Regarding an email from M.Neeb on behalf of CJERP, Chairman Beers discussed the groups discussion concerning the proposed location of correctional facilities. Some discussion took place and it was decided to table this until the next meeting. (The adoption is slated for March 23rd. at the Chestnuthill Firehouse) In addition, Chairman Beers feels building heights need to be addressed stating that he thinks they are too restrictive. Both items should be discussed at the next meeting.

Supervisor Kresge stated that Ethan Brewer is "doing a good job" and commended him.

RECEIPTS & EXPENDTURES- After a review of the bills, a motion was made by Vice Chairman Drake, seconded by Supervisor Kresge to pay the bills as presented.

Some discussion took place concerning the purchase and installation of guard rail from Chemung Supply. A motion was made by Vice Chairman Drake, seconded by Supervisor Kresge to purchase and install the used material at a cost of \$7,498.60 The motion carried.

There being no further business, the meeting adjourned at 8:15 p.m..

Respectfully submitted,

Doris Price, Secretary