

**FRANKLIN TOWNSHIP BOARD OF SUPERVISORS
MINUTES**

**May 4, 2009
7:00 P.M.**

FRANKLIN TOWNSHIP FIRE HALL

Chairman Ted Dymond called the regular meeting of the Franklin Township Board of Supervisors to order on Monday, May 4, 2009 at 7:00 p.m., in the Franklin Township Fire Hall.

Chairman Dymond led the Pledge of Allegiance

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| Supervisors: | Present: | Ted Dymond, Chairman Michael Prokopchak, Vice-Chairman Lance Baseski, Supervisor |
| | Others: | Richard A. Melvin, Secretary/Treasurer Solicitor, Vito DeLuca Art Owen, Roadmaster Fifteen visitors |

Motion was made by Mr. Dymond, seconded by Mr. Prokopchak to waive the reading of the minutes of the April 6, 2009 regular meeting and to accept the minutes as posted. The motion carried unanimously.

Mr. Melvin gave the April Treasurers report reciting the combined balances for all funds as of April 30, 2009 totaled \$206,254.67. April 2009 payrolls totaled \$8,871.30 and April 2009 expenses including payroll taxes totaled \$19,462.67. Mr. Prokopchak made a motion, seconded by Mr. Dymond to approve the April 2009 Treasurers report. The motion passed unanimously.

MEETING OPEN TO THE GENERAL PUBLIC ON AGENDA ITEMS ONLY.

There was no public comment on any agenda items.

CORRESPONDENCE AND COMMUNICATIONS

Mr. Melvin gave the April 2009 report for the Franklin Township Volunteer Fire Company and the Franklin/Northmoreland Township Ambulance report for the month of April 2009. A letter was received from Willard and Carol Bullock, developer of Tall Pines Estates, notifying the board of a meeting held on April 23, 2009 to form a Community Association for residents of the Tall Pines Development, to establish bylaws for the association, and to elect a board with officers at their next meeting. A letter was received from Comcast regarding changes in their digital television services. A letter was received from the Pennsylvania Department of Environmental Protection informing the township that reimbursement for sewage enforcement would be delayed due to exhaustion of funds for the current fiscal year. Applications for reimbursement will be processed and funded in the next fiscal year in the order they were received by the DEP. A letter received from the PA Attorney General reminding of the law recently passed requiring contractors performing

home improvements exceeding a value of \$5,000.00 are required to register with the Office of the Attorney General by July 1, 2009. A letter was received from Paul Narcum informing the board of his resignation from the Recreation Board. Finally, a notice was sent to a resident of Parrish Lane informing of violations of the nuisance ordinance with regard to vehicles and the unkempt condition of the property. The Zoning Officer will inspect the property periodically and forward a citation to the magistrate if the property isn't cleaned up.

NEW BUSINESS

1. Roadmaster Owen reported on road maintenance progress using the grader outfitted with the new Stinger bits and the vibratory roller rented from Medico Industries. Dust control was also placed on the roads. Roadmaster Owen and Art Owen Jr. attended a two day Dirt and Gravel Road seminar. Mr. Owen calculated preliminary cost figures for repaving sections of Lockville Road and Brace Road.
2. Mr. Prokopchak made a motion, seconded by Mr. Dymond to authorize the attendance to the Luzerne County Convention, August 20, 2009 for five individuals. The motion passed unanimously.
3. Mr. Melvin once again put out a call for any landowners wishing to be included in the Agricultural Security Area to contact the municipal office for the required procedures. No one has contacted the office for inclusion up to this date.
4. Back Mountain Community Partnership will hold another meeting in late May at College Misericordia. Mr. Prokopchak and Mr. Dymond expressed interest in attending.
5. OCD Grant surveys were sent out to residents of Ridge Road. Only one survey was returned and it exceeded the income guidelines. The grant money will probably have to be used for updating the Zoning Ordinance and the Subdivision and Land Development Ordinance and Mr. Melvin will inquire about using some of the funds for the development of a new township comprehensive plan.
6. Mr. Prokopchak made a motion, seconded by Mr. Baseski to authorize a request by AT&T Mobility in their Minor Land Development Plan to modify Part 5- #9 of Ordinance 2003-001 subject to our engineers review and approval, erosion and sedimentation comments being satisfied and compliance with any comments from Luzerne County Planning Commission. Specifically, this request is to waive the paving of ten feet of the proposed twenty foot right of way leading to the cell tower site. Township officials were in agreement that any paving in this area would be quickly destroyed by heavy equipment traffic on this segment of the right of way. The Planning Commission also agreed that damage would occur but to allow the supervisors to make the final decision. The motion passed unanimously.
7. Mr. Prokopchak made a motion, seconded by Mr. Dymond, to approve and execute a Sewage Facilities Planning Module for 548 Bodle Road. The motion passed unanimously.
8. A discussion of whether or not work sessions are necessary as suggested by Mr. Baseski to discuss municipal business. Mr. Prokopchak suggested that work sessions are not necessary but is open to the idea if something important is at hand. Mr.

Dymond agreed with Mr. Prokopchak. After discussion with the Solicitor, it was decided that work sessions are not necessary.

9. Mr. Prokopchak made a motion, seconded by Mr. Dymond, to accept a proposal from DGK Insurance using Selective Insurance at an estimated cost of \$15,255.00 which includes the commercial package and workers compensation. Mr. Melvin estimated a savings of \$8,000.00 in year over year premium. In addition, this quote represents a \$13,000.00 decrease between the quoted price and the amount budgeted for the 2009 fiscal year. The motion passed unanimously.

OLD BUSINESS

An On-Lot Sewage Management Agreement for the property located at 2289 West Eighth St. will be reviewed further to clarify some issues before the township enters into the agreement before recording it at the Recorder of Deeds Office.

OPEN THE MEETING TO PUBLIC GENERAL COMMENTS

Willard Bullock, 314 Bodle Road inquired about official dedication of the road in Tall Pines Estates. Solicitor DeLuca reiterated that having a meeting to form a homeowners association and having another to elect officers is not sufficient for dedicating the road to the township. Mr. Bullock must draw up and file the necessary corporate documents such as Articles of Incorporation and Bylaws filed with the Pennsylvania Department of State.

Leonard Basara, 107 Pine Drive stated that residents of Tall Pines are in the process of forming an association, electing officers and creating bylaws.

THE MEETING WAS ADJOURNED AT 8:12 P.M.

Richard A. Melvin, Secretary/Treasurer