

*ROSS TOWNSHIP SUPERVISORS
MEETING
MARCH 2, 2009*

The Regular Monthly Meeting was called to order by Chairman Beers following the Pledge of Allegiance to the Flag. It was approximately 7:00 p.m. and Vice Chairman Kresge was present as was Solicitor Dunn. Supervisor Drake was absent.

After a review of the minutes of the February 2, 2009 meeting and the Treasurer's report as presented, a motion was made by Vice Chairman Kresge to accept them both. The motion was seconded by Chairman Beers and carried.

OPEN TO THE PUBLIC-A resident asked if there is a map of the Township showing Cherry Valley and Chairman Beers said no since it is not on our map. The same resident asked if the Open Space Plan was available for review and the response was yes during regular business hours the booklet is available in the Township office.

Judy Breidinger was recognized and announced that the Park Committee is having an Easter Egg Hunt and supplied a copy of an add.

OLD BUSINESS-

NEW BUSINESS-Chairman Beers noted receipt of a resignation letter from AnnMarie Scarfaro from the Tax Collector position. A motion was made by Vice Chairman Kresge, seconded by Chairman Beers to accept the resignation. The motion carried.

A motion was made by Vice Chairman Kresge to appoint Sharon Steen as Tax Collector conditioned upon her obtaining a bond through the County's provider. The motion was seconded by Chairman Beers and carried.

The annual Spring clean-up will be held May 8th and 9th and the annual Township wide yard sale is May 2nd. All the same hours as last year.

A proposal was received from Washburn's Lawn Service for 2009. A motion was made by Vice Chairman Kresge to accept the proposal for \$225.00 (the same as last year).The motion was seconded by Chairman Beers and carried.

Chairman Beers noted receipt of some information concerning the Applachian Trail Act which should be reviewed by the Planning Commission. The Secretary noted that Supervisor Drake is attending a seminar on this also and will obtain information also.

Chairman Beers noted that there was a meeting of the joint regional plan committee and it is now necessary to meet with a consultant to assist with updating SALDO and the Zoning Ordinance to comply with the CJER. The Secretary was requested to arrange a

meeting with Spotts, Stevens and McCoy to discuss prices and plans to accomplish what is necessary.

Chairman Beers discussed the roof on the storage building (behind the Municipal Building) and noted that we received two prices on the labor to remove the old roofing, install new metal (Township to provide dumpster) one in the amount of \$4,350.00 and the other in the amount of \$10,635.00. After discussion with Solicitor Dunn it was determined a third proposal is necessary.

Chairman Beers noted that the Rabold property consisting of 1,100 acres was purchased and turned over to the State Game Lands per information from Eldred Township and wondered if anyone new anything about it or could confirm the information. It was suggested that the Secretary contact the Game Commission for details.

ROAD FOREMAN-Some discussion took place regarding placing bids out for road materials and it was decided to wait until next month to allow the one year contract we usually bid for to end in May of 2010.

CORRESPONDENCE-Chairman Beers noted receipt of a letter from Eldred Beagle Club requesting support for a grant application to acquire a conservation easement of 119 acres of their land which was identified as a protected parcel in the West End Regional Open Space Plan of 2003. Vice Chairman Kresge moved to submit the requested letter to Monroe County's Open Space Coordinator. The motion was seconded by Chairman Beers and carried.

An announcement was received concerning the COG dinner meeting to be held March 30th.

RECEIPTS & EXPENDITURES-After a review of the bills to be paid, a motion was made by Vice Chairman Kresge to pay the bills as presented. The motion was seconded by Chairman Beers and carried.

Chairman Beers noted receipt of some updated information concerning the Pa. Construction Code Act and Solicitor Dunn explained that the Supreme Court reversed the Commonwealth Court decision and holds that the Act does not require any third party agency hired by the Township, and under contract with the Township for enforcement and administration of the Act, to accept inspections performed by any other construction code official. Chairman Beers reiterated by stating that the Township does not have to allow a builder to obtain their own inspector? Solicitor Dunn agreed.

Frank Piraino, Planning Commission member was present and asked about the Mastrodi property questioning ownership of the parcel. He noted that Pear Tree who submitted a sub division plan does not, at this point, own the property and asked as such why was it accepted for review? Solicitor Dunn said it is not uncommon for submittals of this nature when the property owner agrees, this one is in litigation however. Solicitor Dunn added that he is not going to advise on what the Planning Commission should or should not do.

He explained that last time this was before the Supervisors, the Engineer indicated that some testing had to be done on site which could not be accessed because the developer did not own the property. Perhaps that could have changed and he suggested that maybe the Commission could inquire the status of such. Tom Hockman, another Planning Commission member asked if they can make a decision to table the plan until these things are settled? Solicitor Dunn said the Planning Commission as Counsel and should seek his advice on the matter. Solicitor Dunn said there will be a point to be reached which will require an extension and which time the Commission should make a recommendation to either approve the plan, disapprove the plan, or extend the time. The members discussed the fact that the same plan has been submitted, the engineer reviews appear to be the same with the same number of exceptions. Solicitor Dunn reviewed the items the Commission, when dealing with any plan, have the right to do which are recommend an extension, recommend rejection, or recommend approval with conditions. Then the Supervisor will do what they feel necessary.

Some more discussion took place concerning five items one of which involved streets that may not be taken over by the Township. The response was the Township always takes the roads if the roads are brought up to Township standard which is a requirement of the Ordinance. The road standards to be used are the ones in place at the time of the plan submission. Another issue was land for open space or money for open space and the Supervisors indicated that the money would be more acceptable.

There being no further business, the meeting adjourned at 7:40 p.m..

Respectfully submitted,

Doris Price, Secretary