

**HARVEYS LAKE BOROUGH  
LUZERNE COUNTY  
REGULAR COUNCIL MEETING  
September 20, 2011**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, September 20, 2011 at 7:30 P.M. at the Harveys Lake General Municipal Building, 4875 Memorial Highway, Harveys Lake, PA, 18618.

Council President Kopko called the meeting to order and asked everyone to join him in the Pledge of Allegiance.

President Kopko announced the meeting tonight was being tape-recorded and if anyone in the audience had a recorder to please advise Council at this point. There was no response.

**Roll call:**

Clarence Hogan	Mayor	Present
Francis Kopko	President	Present
Larry Radel	Vice President	Present
Boyd Barber	Council Member	Present
Richard Williams III	Council Member	Present
Ryan Doughton	Council Member	Present
Diane Dwyer	Council Member	Absent
Carole Samson	Council Member	Present
Charles McCormick	Attorney	Present
Susan R. Sutton	Borough Secretary	Present

**\*\*Indicates motions made**

**\*\*Councilmember Samson made the motion to waive the reading and accept the Minutes of the August 16, 2011 Public Worksession and the August 16, 2011 Regular Council meeting, seconded by Councilmember Barber. The motion carried unanimously.**

**Fred Lubnow**

Fred Lubnow was here to give Council a brief update on the current 319 Grant and the status of the Growing Greener grant application currently being submitted. He stated that there was going to be a public meeting scheduled with cooperation with EAC to discuss the floating islands that have been proposed.

Resident Michelle Boice asked if she heard correctly that EAC would be involved with setting up and having the public hearing with Princeton. Dr. Lubnow stated that yes they would.

**OPPORTUNITY FOR CITIZENS TO BE HEARD**

The floor was opened for Citizens to be heard.

Resident Ruth Morris on Perrego St. wanted to know when she could expect to have a swale that had been promised on her street installed.

Council stated that Perrego St. is in the Liquid Fuels bid that will be awarded at this meeting.

Resident Sunny Baltimore stated that the outlet to the lake is too small and filled with debris to be useful. She asked that something be done to correct this.

Councilmember Williams stated that only 5 of the boathouses at the lake were not affected by the recent flooding. The Lake received 15 inches of rain in a week. The Lake is like a bowl and the pipes all filled with water. Never has the Lake been this high, and he hopes that it is a hundred year storm and it won't happen again anytime soon. DEP and PennDot regulate the outlet and we have tried in the past to have something done. He recommended that the Residents go after the Local Representatives in order to get help with this problem. We have been unable to get any help from DEP.

Resident Michelle Boice stated that in all the years she has been here, she has never seen lake levels this high. There was some discussion on ownership of the dam. She suggested perhaps DEP could take over ownership. Working with Senator Baker and Representative Boback to dredge the spillway and try to set up a meeting with them and DEP.

Art Rebeck is the resident that adjoins Peg Grula's property. There are streams there doing major damage. He has had some contractor's out to look at the problem and realizes that he needs DEP approval and wanted to know if the Borough has any issues with the repairs being done. After a short discussion, Councilmember Williams stated that the Borough would not have any problems with having that corrected.

Resident Bob Lukas asked about a busted pipe off Firehouse Rd going from Peach to Plum that needs to be repaired. Councilmember Williams will have the Road Dept. take a look at it.

Denis Wisser was here again regarding the pipe next to her yard that is causing flooding and debris. She stated that so much water is coming down from Keefer Plot that small children or dogs could be washed away with the water and drown. There were accusations of these pipes being installed by the Borough.

Councilmember Williams stated that those pipes have been there since the 1980's. This is private property and the Borough is not able to help with stormwater on private property.

Resident Carol Culver asked about the status of the upcoming Ordinance that has been promised to update the Gas Drilling Regulations. The Ordinance has been advertised and

a public hearing will be held on Monday, October 3 at 7pm. Copies are available for Review at the Law Library and in the Borough Office.

Fire Chief David Davis spoke and stated that they had done the best they could recently with the equipment that they had. They had over 168 calls for help with flooded basements. The Fire Dept., Police Dept. and Road Dept. all worked together during the recent flooding events. Thanks to the EMA, roads and police, they all joined together helping neighbors. They were able to take care of their own. One firefighter even lost his home and yet was still out helping others.

Councilmember Doughton stated that this was a humbling experience for him and that they had done a nice job.

The floor was closed.

### **REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES**

The Tax Collector's report was available on the back table.

The Borough Secretary reported that during the month of June the Borough received \$20,421.54 from Berkheimer.

Also, for the month of July, \$8,379.29 was collected for current trash payments, \$68.00 for garbage stickers, \$9,450.05 in past due collections for a monthly total of \$17,897.34 for the month of August.

### **REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES**

**Finance:** Councilmember Samson gave the financial report: Total available cash is \$384,276; total restricted cash is \$129,198 total cash of \$513,473.

**Police:** Mayor Hogan gave his report including Fees and Fines collected are \$631.78. There were a total of 145 calls and a total of 258 gallons of fuel used for 4091 miles travelled.

Minor repairs to the vehicles and oil changes are being done by the road department, in return saving the borough money.

All residents are asked to report suspicious activity and keep all doors locked at all times, on their homes and vehicles.

All residents who burn are urged to obtain a burning permit, the permit provides guidelines set by the Borough on what can and can't be burned. These permits can be obtained at the Borough Office.

**Mayor Hogan** also wanted to say “hats off” to the Fire Department for their excellent work with the recent storms.

**Roads:** Councilmember Williams stated that if the residents don’t realize what the Road Department has been up to this last month, then they must have been sleeping. There are only 2 guys on the road department and they have been busting their butts to keep up with the cleaning and repair of the basins around the lake. There are several areas with water issues and Barna has been out to help with cleaning blocked basins, both at the expense of the Borough and PennDot. The department has been busy repairing washed out swales and spent 218 gallons of fuel this month.

**\*\*Councilmember Samson made the motion to accept the reports from Special Committees, Elected Officials and Appointed Officials, seconded by Councilmember Doughton. The motion carried unanimously.**

### **NEW BUSINESS**

**\*\*Councilmember Williams made a motion to award American Asphalt the Liquid Fuels 2011 Roadway improvement project for Lewis & Perrego St. both alternate B for a total amount of \$55,944.50 , seconded by Councilmember Barber. The motion carried unanimously.**

**\*\*Councilmember Williams made a motion to authorize Jack Varaly to proceed in drafting the necessary revisions to the Floodplain Management Regulations, submit it to DCED and FEMA for Review and have it ready for adoption by Council at its October meeting, seconded by Councilmember Samson. The motion carried unanimously.**

**\*\*Councilmember Williams made a motion to pay Charles Musial for eleven hours overtime at a contract rate of \$34.19 per hour for a total of \$376.09 as per his contract that states “unless there is a serous emergency” for the time he worked overtime for Hurricane Irene, seconded by Councilmember Barber. The motion carried unanimously.**

**\*\*Councilmember Williams made a motion to ratify the decision for JP Mascaro to pick up flood damaged items from Hurricane Irene at the Boroughs expense, seconded by Councilmember Samson. The motion carried unanimously.**

**\*\*Councilmember Barber made a motion to authorize JP Mascaro to pick up flood damaged items from Tropical Storm Lee at the Boroughs expense, seconded by Councilmember Williams. The motion carried unanimously.**

**\*\*Councilmember Samson made a motion to appoint Ken Kale, Taft Truska III and Rick Amy to the Harveys Lake Borough 3<sup>rd</sup> Party UCC Appeals Board, renewable each year in January, seconded by Councilmember Williams. The motion carried unanimously.**

## **OLD BUSINESS**

President Kopko asked if anyone on Council had any old business they wished to discuss. There was no response.

**\*\*Councilmember Williams made a motion to pay the Bills and Payroll in the amount of \$117,709.12, seconded by Councilmember Samson. The motion carried unanimously**

**It was announced that the Fire Department is having a Haunted House as the Luzerne County Fairgrounds during the month of October and Residents are urged to go and support the Fire Department.**

**Also there is a free Tire Drop Off on October 1<sup>st</sup> in Drums, and October 8 in Hanover Twp. between 9am and 3pm. Registration is required and there is a flyer on the back table for those interested in participating.**

**Councilmember Doughton wanted to thank everyone who planned the Homecoming for all their hard work in planning the Homecoming Weekend. Although it was cancelled, following the Council meeting, the names will be drawn for the Basket winners.**

**\*\*Councilmember Williams made a motion to adjourn, seconded by Councilmember Doughton. The motion carried unanimously.**

The meeting adjourned at 8:17 pm

Respectfully submitted by Susan R. Sutton, Borough Secretary