

**HARVEYS LAKE BOROUGH
LUZERNE COUNTY
REGULAR COUNCIL MEETING
August 17, 2010**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, August 17, 2010 at 7:30 P.M. at the Harveys Lake General Municipal Building, Route 415, Sunset, Harveys Lake, PA.

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. Resident Bill Monk indicated that he had a recorder.

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	Absent
Susan R. Sutton	Borough Secretary	Present

****Indicates motions made.**

****Councilmember Barber made the motion to waive the reading and accept the Minutes of the July 20, 2010 Public Works Session, and the Minutes of July 20, 2010 Regular Council meeting, and the July 27, 2010 Public Hearing, seconded by Councilmember Samson. The motion carried unanimously.**

OPPORTUNITY FOR CITIZENS TO BE HEARD

Michelle Boice stated that she had seen the letter that had been sent to DEP and other agencies and asked if there had been any response.

Rich Williams stated that he had contacted Representative Boback and the Fish Commission. The Fish Commission told him they could only enact, not regulate.

He also stated that Ryan Doughton had met with Senator Baker and Rich had been talking to Boback's office and the City of Pittsburgh. The council has two ordinances

before them for consideration. One is for the bonding of the roads. The other is an ordinance that was written for Lehman Township by the Community Environmental Legal Defense Fund titled "Lehman Township Community Water Rights and Self-Government Ordinance". Council will need to have this reviewed by their Solicitor and their planner. Council doesn't want to make the mistake of creating loopholes. The drilling industry is miles ahead of us.

Michelle Boice stated that is why we have to work faster. There are five more permits issued for wells. She asked that council take a stand until better regulations are in place. She asked Council to publicly declare their support of a moratorium on drilling until better regulations can be put into place.

Mike Dziak said that local government should be able to govern their own area.

Mayor Hogan stated that he is trying to set up a meeting at the Catholic Church with the GDAC group that was in Dallas recently for information on the gas drilling.

A resident asked if who own the mineral rights under the lake. No one knows. He asked if someone on Council was planning to look into it.

Jay and Molly Crossin stated that changing the setbacks like the Planning Commission had recommended to Council would kill them.

Henry Zelinski opposes the changes. He stated that those who had property should be allowed to build. The current changes being considered would devalue their property or overinflate the values of those who already have boathouses.

Bob Cook asked council to consider enacting the old ordinance until they had time to fine tune revisions. He asked council not to stop citizens of this Borough from building in the S1 district. The high assessments they have are based on the S1 property being residential. Would the assessments go down if that changes?

John Halbing stated that he recommended contacting the drilling companies to request that they voluntarily create a buffer zone around the lake.

Steve Concert wanted to know if anyone had let the government who was suggesting the possibility of combining municipalities into county government that Harveys Lake Borough wanted to continue to govern themselves.

Caroline Zelinski stated that she did not hear a response to Michelle Boice's request that Council publicly declare their support of a moratorium on drilling until better regulations can be put into place. She feels that at this time any publicity they could get would be beneficial.

The floor was closed.

INCOMING CORRESPONDENCE

Web statistics 866 visits; 751 unique visits; 3576 pages were viewed.

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 May the Borough received \$19,086.86 from Berkheimer.

REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES

Finance: Councilmember Samson gave the financial report including: Total available cash is \$540,538; total restricted cash is \$192,402; total cash of \$732,840.

Police: Mayor Clarence Hogan gave a verbal report including the department received \$266.29 in fees and fines, worked 794 man hours and had bills totaling \$1703.30

Roads: Councilmember Williams reported that the road department used 150 gallons of fuel, repaired basins, lots of basins and patched holes.

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

NEW BUSINESS

****Councilmember Doughton made a motion to sign the Community Acknowledgement form for Marina Commons to submit to FEMA, seconded by Councilmember Williams. The motion carried unanimously.**

****Councilmember Radel made a motion to pass Resolution #4 of 2010 to amend the Sewage Ordinance, Ordinance #4 of 2007 setting fees for the Sewage Management Program, seconded by Councilmember Barber. The motion carried unanimously.**

**** Councilmember Doughton made a motion to table the proposed S1 ordinance update, seconded by Councilman Radel. 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.

President Kopko congratulated Mayor Clarence Hogan on the fantastic job the

Homecoming Committee did with the Homecoming Weekend this year. He hopes that they continue in the future.

****Councilmember Barber made a motion to pay the bills and Payroll in the amount of \$124,024.45, seconded by Councilmember Samson. The motion carried unanimously.**

Councilmember Kopko asked if anyone on Council had any upcoming Community Events.

Mayor Hogan announced that Harveys Lake Borough just took delivery of the new Police Cruiser. The old car will be sold in the near future through bidding.

He also reported that the Homecoming paid out \$3481.81 in disbursements and made a total profit of \$1495.19 not including the sales from the stamp and postcards. He also stated that Rich Williams III made over \$1000 dollars in the motorcycle ride that will benefit veterans.

****Councilmember Samson made a motion to adjourn, seconded by Councilmember Radel. The motion carried unanimously.**

The meeting adjourned at 8:00 P.M.

Respectfully submitted by

Susan R. Sutton, Borough Secretary