

**HARVEYS LAKE BOROUGH
LUZERNE COUNTY
REGULAR COUNCIL MEETING
August 16, 2016**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, August 16, 2016 at 7:30 P.M.in the Harveys Lake General Municipal Building, 4875 Memorial Highway, Harveys Lake, PA, 18618.

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

President Hilburt announced the meeting tonight was being tape-recorded and if anyone in the audience had a recorder to please advise Council at this time. Both the reporter from the Citizen’s Voice and the Times Leader indicated that they were recording the meeting.

Roll call:

Clarence Hogan	Mayor	Absent
Bill Hilburt	President	Present
Thomas Kehler	Vice President	Present
Daniel F. Blaine	Council Member	Present
Michell’e Boice	Council Member	Present
Ed Kelly	Council Member	Present
Wayde Post	Council Member	Present
Carole Samson	Council Member	Present
Thomas O’Connor	Attorney	Absent
Matt Loftus	Attorney	Present
Susan R. Sutton	Borough Secretary	Present

****Indicates motions made**

President Hilburt stated that prior to this meeting an executive session was held to discuss personell matters.

****Councilmember Kelly made the motion to waive the reading and accept the minutes of the July 19, 2016 public worksession and regular council meeting and the August 6, 2016 Special Meeting, seconded by Councilmember Kehler. The motion carried unanimously.**

Fred Lubnow was here from Princeton Hydro to give an update on the grants we currently have. He also spoke about the need for more in order to continue with the storm water issues we have and also for treating Hydrilla, a very invasive species that has been found in the lake.

He stated that Princeton Hydro received two bids on August 9th in response to the bid published by Harveys Lake Borough for the stormwater treatment Retrofit at Pennsylvania Fish and Boat Commission Boat Launch. Princeton Hydro has reviewed both bids and recommended the

award of the contract go to Machiesky construction, LLC in the amount of \$114,400.00. DEP has approved the purchase of the basin for the retrofit. As soon as the money comes into the Borough, the box can be ordered. There is still some money left in the 319 grant. A detailed aquatic plant survey can be done to identify the extent of the Hydrilla. Also, some smaller wetland Islands can be purchased to deploy next spring. Residents will be educated on how to care for them.

Another 319 grant was applied for. We won't know for a while yet if it was awarded. Princeton Hydro is modifying the current permit to treat the Hydrilla. Then as soon as that is received, a treatment will happen.

Danny Blaine asked about the report from John Levitsky he sent out on the NY State Conservation plan on invasive plant management, whether or not there is a plan for funding included in that as well. John didn't know yet. He will have to read it and send out information once he does. It may be a good starting point for PA to design a plan for invasive plant management as well.

Bids for Crown Vic

There were four sealed bids received from the advertisement of the 2006 Crown Victoria. The Solicitor opened and read them:

- Roger Dragon \$410.00
- Joe Reilly \$471.50
- William Rowe \$450.00
- Roger Dragon \$510.00

****A motion was made by Tom Kehler to award the sale of the 2006 Crown Victoria to Roger Dragon in the amount of \$510.00, seconded by Carole Samson. The motion carried unanimously.**

OPPORTUNITY FOR CITIZENS TO BE HEARD

The floor was opened for public comment.

Resident Suzanne Neid stated that Luzerne County passed an ordinance #14-2015 providing for the Time and Manner Dogs may be kept outside during severe weather events. She is concerned that this will put an undue burden on our police department for enforcement and could pit neighbor against neighbor. Council stated they would read what was submitted and look into it.

Resident Santo Agati asked if bicycles are required to have headlights. He also wanted to know what the noise ordinance is and if it applies to fireworks. He was referred to the police to get his answers.

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 \$12,913.11 from Berkheimer

REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES

Admin: Councilmember Samson had no report.

Finance: Councilmember Kehler gave a report including that the available cash is at \$446,078.37 and restricted cash is \$153,159.31 for a total of \$599,237.68.

Police: Councilmember Samson stated that the Police responded to a total of 213 calls including: 91 traffic stops, 2 DUI arrests, 45 citations issued, 42 warnings issued, 5 bicycles stopped, 6 persons stopped for jogging in wrong direction, 3 bicyclists stopped for wearing earbuds, 1 drug arrests, 13 assists to other departments, 7 911 open line requests, 7 suspicious activity calls, 27 walk ins, 1 warrants, 0 animal calls, 22 miscellaneous calls, 1 motor vehicle accidents, 19 Fire and EMS calls and 19 burglar alarms, 4 noise complaints, 1 thefts, 5 domestic calls, 0 suicide calls, 0 hit and run, 1 PFA violations, 0 missing persons, 0 overdoses, 3 sex offenses, and 1 criminal mischief, 3 bicycle/pedestrian complaints and 2 erratic driver.

- As always, we ask that residents report any type of suspicious activity. Several residents call days after they see suspicious activity, the sooner reported the better.
- Please keep doors on homes and vehicles locked at all times.
- As you can see the traffic stops are up from previous weeks, we ask that everyone respect other drivers and residents and drive the posted speed limit. The speed limit has been reduced to 30 mph on Lakeside Dr.
- Speed minders will be placed in different locations in the near future to help drivers stay within the posted speed limit. The speed minders should be in place by the next council meeting.
- A crosswalk has been finished in the Noxen Road area for the Harveys Lake Rowing club, please be cautious to persons crossing the road, it is the drivers responsibility to stop if someone is about to cross.
- If anyone would like a more detailed report regarding the police report, they can make an appointment with the Chief and he will supply what he legally can.

Roads: Councilmember Boice reported that the Road Crew has been busy. The summer kids are here and helping out the road crew.

BMCP: No report

Special Events: Councilmember Post announced that a successful weekend was held with the Lakefest.

EAC: No report

Sewer: HARVEYS LAKE BOROUGH RESOLUTION #7 OF 2016

Fran

Kopko

A Resolution of the Harveys Lake Borough Council, Luzerne County, Commonwealth of Pennsylvania, setting fees for the administration and permitting of the existing Harveys Lake Borough Stormwater Management Ordinance No.1 of 2011.

WHEREAS, Harveys Lake Borough Council has adopted the Harveys Lake Borough Stormwater Ordinance on March 15, 2011; and reported that since the grant of \$100,000.00 was received for the Sewer Authority from the LSA grants the price of the pumps has decreased due to a patent expiring on the manufacture of the pumps. This should help the money received to go a little further than expected.

Zoning: Councilmember Kehler's report included that the zoning officer spoke to 196 persons. She issued 23 permits with 115 for a YTD. She received 2 new complaints in writing with 1 resolved, 6 pending. She issued 4 stop work orders for failure to get permits.

Garbage: Councilmember Boice reported that the current year fees for the month of June collected were \$9,618.68. Prior years' fees were \$1,390.30 and \$100 in garbage stickers for a total of \$11,108.98.

EMA: Councilmember Kelly stated that there were no problems.

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

New Business

****Councilmember Samson made a motion to accept BOC price quote renewal for propane for the 2016-2017 year at \$1.18 per gallon, seconded by Councilmember Kelly. The motion carried unanimously.**

****Councilmember Samson made a motion to renew the Vision Benefits policy for employee vision with a 3% increase, seconded by Councilmember Boice. The motion carried unanimously.**

****Councilmember Boice made a motion to award the Pennsylvania Fish and Boat Commission retrofit low bid at the recommendation of Princeton Hydro to Machiesky Construction in the amount of \$114,400.00, seconded by Councilmember Kehler. The motion carried unanimously.**

****Councilmember Boice made a motion to sign the Landowner Letter of Commitment between the Pennsylvania Fish and Boat Commission and Harveys Lake Borough to enter and install a Conservation Practices/Best Management Practices on the property at the Boat Launch and a grantee agreement for operation and maintenance, seconded by Councilmember Kehler. The motion carried unanimously.**

****Councilmember Kehler made a motion enter into an Revocable License with the Pennsylvania Fish and Boat Commission to place, operate, maintain and ultimately remove storm water drainage improvements on the Public Boat Launch, seconded by Councilmember Boice. The motion carried unanimously.**

The following resolution was read into the record:

WHEREAS, as outlined in the Harveys Lake Borough Stormwater Ordinance enacted March 16, 2011, Section 403, Plan review, the Stormwater Management (SWM) Site Plan review shall be conducted by a qualified professional for Harveys Lake Borough for consistency with the provisions of the Ordinance; and Section 601 states the Borough shall include all costs incurred in the review fee of the SWM Site Plan charged to an applicant. The application fee and review may include, but not be limited to, costs for the following: Administrative/clerical processing; review of the SWM Site Plan; Attendance at Meetings; and, Inspections. The applicant shall within thirty (30) days from receipt of written notification of costs incurred by Harveys Lake Borough, make payment in full to Harveys Lake Borough

WHEREAS, Harveys Lake Borough Council may, by Resolution, establish fees or the administration of the stormwater ordinance. All fees shall be determined by a schedule that is made available to the general public. The Borough Council may reevaluate the fees schedule and make necessary alterations to it.

WHEREAS, after due review of the proposed fees schedule for administration of the Stormwater Ordinance, Harveys Lake Borough hereby approves same.

NOW, THEREFORE, be it accepted and resolved, by the Harveys Lake Borough Council, Luzerne County and Commonwealth of Pennsylvania, as follows:

Stormwater (Act 167) Permits

1. \$150.00 per 1,000 square footage of new or additional impervious surface as defined in the Harveys Lake Borough Stormwater Management Ordinance 1 of 2011.
1. For all projects over 5,000 square footage of impervious surface or requiring Subdivision and/or Land Development approval through the Luzerne County Planning Commission, the permit review fee shall be equal to the actual costs incurred by Harveys Lake Borough and required by Luzerne County for stormwater plan review.

NOW THEREFORE, BE IT RESOLVED that, effective immediately, Harveys Lake Borough Council accepts and puts into effect this amendment to the Harveys Lake, Borough fees schedule for administration of the Harveys Lake Borough Stormwater Ordinance.

**** Councilmember Samson made a motion to adopt the resolution as read, seconded by Councilmember Post. The motion carried unanimously.**

**** Councilmember Boice made a motion to accept the updated Costars quote for asphalt #24717, seconded by Councilmember Kehler. The motion carried unanimously.**

**** Councilmember Boice made a motion to advertise for the 2017 garbage contract, seconded by Councilmember Kelly, the motion carried unanimously.**

OLD BUSINESS

Council announced that the Grotto Bridge is finally opened.

****Councilmember Kelly made a motion to pay the Bills and Payroll in the amount of \$82,276.95 seconded by Councilmember Samson. The motion carried unanimously.**

The next meeting of Council will be held on Tuesday, September 20, 2016 at 7:30 pm.

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

The meeting adjourned at 8:20 pm.

Respectfully submitted by Susan R. Sutton, Borough Secretary