

**HARVEYS LAKE BOROUGH
LUZERNE COUNTY
REGULAR COUNCIL MEETING
December 20, 2016**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, December 20, 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 wished everyone a Happy Holidays and also stated that prior to this meeting, an executive session was held to discuss personnel and contract issues.

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. There was a reporter from the Times Leader who indicated she had a recorder.

Roll call:

Clarence Hogan	Mayor	Present
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	Absent
Carole Samson	Council Member	Present
Thomas O'Connor	Solicitor	Present
Susan R. Sutton	Borough Secretary	Present

****Indicates motions made**

****Councilmember Kelly made the motion to waive the reading and accept the minutes of the November 15, 2016 public worksession and regular council meeting, seconded by Councilmember Samson. The motion carried unanimously.**

OPPORTUNITY FOR CITIZENS TO BE HEARD

The floor was opened for citizens to be heard. There was no public comment.

The floor was closed

REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEE

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

The Borough Secretary reported that during the month of November the Borough received \$62,842.90 from Berkheimer

REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES

Admin: There was no report.

Finance: Councilmember Kehler gave a report including that the available cash is \$526,782.95 and restricted cash is \$84,762.13 for a total of \$611,545.08.

Police: Councilmember Samson stated that the Police responded to a total of 213 calls including: 2 trespassing, 5 animal calls, 14 assists to other departments, 1 harassment, 3 domestic disturbances, 2 DUI, 1 missing juvenile (found), 3 motor vehicles accidents, 2 thefts, 45 traffic offenses and 1 warrant served.

Roads: Councilmember Boice reported the road department has been very busy with the icy roads and getting the equipment ready for the winter storms.

Zoning: Councilmember Kehler's report included that the zoning officer spoke to 129 persons. She issued 12 permits for a total of 186 for the year. She received 1 new complaint in writing with 2 resolved and 1 notice of violation heard by the zoning board.

Garbage: Councilmember Boice reported that the current year fees for the month of November collected were \$5,894.80. Prior years' fees were \$766.09 and \$28.50 in garbage stickers for a total of \$6689.39. She also reported that a new contractor, County Waste will start January 1st. In the Spring new garbage containers will be distributed to the residents. The same pick up day will continue. Residents are to put out trash the same as always.

EMA: Councilmember Kelly stated that there were no problems.

Special Events: Council reported that the annual Children's Christmas Party was successful and that 60 children attended and were fed.

EAC: No report given.

Building & Grants: Councilmember Boice reported that they applied for road department equipment in the current round of LSA grants being submitted. Also, Council will be looking to see if there are any grants available for the Harveys Lake Fire Company who needs some building updates. Our department is the oldest in the area and the second oldest in Luzerne County.

Sewer: A new board member was appointed last month to fulfill a vacancy on the GMAHL Sewer Board.

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

New Business

The final 2017 budget was read into the record:

HARVEYS LAKE BOROUGH 2017 BUDGET

	INCOME	2017
Account #		
301	REAL ESTATE TAXES	575000.00
310	LOCAL ENABLING TAXES	380000.00
320	CABLE TV AND LCB	28000.00
325	ZONING	23000.00
327	PERMITS AND LICENSES	78000.00
331	FINES AND FORFEITS	5500.00
341	INTEREST AND RENTS	315.00
355	STATE SHARED REVENUE/ENTITLEMENTS	60850.00
362	DEPARTMENTAL EARNINGS	3000.00
380	MISCELLANEOUS	23000.00
	TOTAL INCOME	1176665.00
	EXPENSE	
403	TAX COLLECTION	22940.00
404	ZONING AND PLANNING	99060.00
405	GENERAL ADMINISTRATION	104842.00
409	MUNICIPAL BUILDING	3150.00
410	PUBLIC SAFETY POLICE	265114.00
411	PUBLIC SAFETY FIRE	24050.00
415	PUBLIC SAFETY OTHER	0.00
427	TRASH COLLECTION	246495.00
430	ROADS GENERAL	173870.00
432	ROADS SNOW REMOVAL	20500.00
433	ROADS SIGNS/SIGNALS	1500.00
439	OTHER PROJECTS	68900.00
451	RECREATION	1197.00
483	INSURANCE/PR TAX/PENSIONS	157860.00
	TOTAL EXPENSE	1189478.00
	Difference	12813.00

Carryover from prior year	300000.00
NET FUNDS REMAINING	304392.00

****Councilmember Kelly made a motion approve the final budget as read, seconded by Councilmember Kehler. Councilmember Blaine and Councilmember Samson voted nay. The motion carried.**

The Tax Ordinance to levy tax for 2017 was read into the record:

HARVEYS LAKE BOROUGH

2017 TAX ORDINANCE OF HARVEYS LAKE BOROUGH

AN ORDINANCE OF THE BOROUGH OF HARVEYS LAKE, COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE FISCAL YEAR 2017.

Said Ordinance shall levy tax in the Borough of Harveys Lake to .804 mills.

BE IT ENACTED AND ORDAINED, and IT IS HEREBY ENACTED AND ORDAINED as follows:

Section 1.

That a tax be and the same is hereby levied on all property within the said Borough subject to taxation for Borough purposes for the fiscal year 2017 as follows:

Tax rate for general Borough purposes, the same of .804 mills on each dollar of asset evaluation:

Making a total tax rate for all Borough purposes of .804 mills.

Section 2.

That any Ordinance, or part of an Ordinance conflicting with this Ordinance be and the same is hereby repealed insofar as the same effects the Ordinance.

ENACTED this 20TH day of December, 2016.

****Councilmember Boice made a motion approve the Tax Ordinance as read, seconded by Councilmember Kelly. The motion carried unanimously.**

The following Ordinance re-enacting the LST tax for 2017 was read into the record:

RE-ENACTMENT OF LOCAL SERVICES TAX ORDINANCE

BE IT ENACTED AND ORDAINED that the Ordinance of January 03, 1976, imposing an Local Services Tax of \$10.00 on individuals is hereby re-enacted for the year 2017.

ENACTED AND ORDAINED by the Council of the Borough of Harveys Lake this

ENACTED this 20th day of December, 2016.

****Councilmember Kelly made a motion approve the LST Tax Ordinance as read, seconded by Councilmember Samson. The motion carried unanimously.**

The following Ordinance re-enacting the Real Estate Transfer tax for 2017 was read into the record:

RE-ENACTMENT OF 1 % REAL ESTATE TRANSFER TAX ORDINANCE

BE IT ENACTED AND ORDAINED that the Ordinance of January 29,1968, which imposed a one (1 %) percent Real Estate Transfer Tax on the privilege of transferring real estate situate in part or in whole within the Borough of Harveys Lake is hereby re-enacted for the year 2017.

ENACTED AND ORDAINED by the Council of the Borough of Harveys Lake this

ENACTED this 20th day of December, 2016.

****Councilmember Boice made a motion approve the Real Estate Transfer Tax Ordinance as read, seconded by Councilmember Kehler. The motion carried unanimously.**

The following ordinance re-enacting the Earned Income Tax Rate for 2017 was read into the record:

RE-ENACTMENT OF 1 % EARNED INCOME TAX ORDINANCE

ENACTED AND ORDAINED by the Council of the Borough of Harveys Lake this 20th day of December 20, 2016.

BE IT ENACTED AND ORDAINED that the Ordinance of January 29, 1968, which imposed a one (1 %) percent Earned Income Tax on salaries, wages, commissions and other compensation earned by the residents of the Borough of Harveys Lake; and on salaries, wages, commissions and other compensation earned by non-residents of the Borough of Harveys Lake

for work done or services performed or rendered in the Borough of Harveys Lake is hereby re-enacted for the year 2017.

ENACTED AND ORDAINED by the Council of the Borough of Harveys Lake this 20th day of December 20, 2016.

****Councilmember Boice made a motion to approve the Earned Income Tax Ordinance as read, seconded by Councilmember Kehler. The motion carried unanimously.**

****Councilmember Kelly made a motion to advertise Chapter 19 Garbage Ordinance Changes, seconded by Councilmember Boice. The motion carried unanimously.**

****Councilmember Kelly made a motion to advertise the Pile Ordinance, seconded by Councilmember Kehler. The motion carried unanimously.**

The following Resolution was read into the record:

RESOLUTION NUMBER 8-2016

WHEREAS, the BACK MOUNTAIN COMMUNITY PARTNERSHIP (BMCP) is applying for a grant to complete Phase II of the Back Mountain Regional Emergency Services Building, and

WHEREAS, the Harveys Lake Borough wishes to participate in said intermunicipal, cooperative project, and

WHEREAS, Lehman Township has agreed to serve as the municipal sponsor and "grantee" for this application, and

WHEREAS, the Pennsylvania Department of Community and Economic Development through the Commonwealth Financing Authority makes available grants to such projects through the Local Share Assessment Fund (Gaming Funds) Luzerne County, and

NOW, THEREFORE, BE IT RESOLVED that the Council of the Harveys Lake Borough hereby authorizes the Northeastern Pennsylvania Alliance (NEPA), on behalf of the BMCP, to make application for said grant.

****Councilmember Kelly made a motion to approve the resolution as read, seconded by Councilmember Kehler. The motion carried unanimously.**

****Councilmember Kehler made a motion to approve the amended and restated articles of Agreement between Harveys Lake Borough and the BMCP, where Harveys Lake and Franklin Twp. were added as participants in the BMCP, and in article Section 4 section B changes the requirements of the representative appointed to vote need not be an elected official, seconded by Councilmember Samson. The motion carried unanimously.**

****Councilmember Kehler made a motion to approve the terms of employment for Charles Musial for 2017 at a pay rate of \$57,172.00, seconded by Councilmember Kelly. The motion carried unanimously.**

****Councilmember Kehler made a motion to approve the Police contract for 2017-2019:**

Base pay for Full Time officers:

**2017 \$46,140
2018 \$47,293
2019 \$48,712**

Base pay for Full Time officers for new full time officers hired during the term of the contract:

**2017 \$41,200
2018 \$42,230
2019 \$43,497**

Pay for Part Time officers:

**2017 \$18.50 per hour
2018 \$18.75
2019 \$19.00**

Seconded by Councilmember Kelly. The motion carried unanimously.

OLD BUSINESS

****Councilmember Kelly made a motion to pay the Bills and Payroll in the amount of \$151,013.60 seconded by Councilmember Kehler. The motion carried unanimously.**

The next meeting of Council will be held on Tuesday, January 20, 2017 at 7:30 pm.

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

The meeting adjourned.

Respectfully submitted by Susan R. Sutton, Borough Secretary