

**HARVEYS LAKE BOROUGH
LUZERNE COUNTY
REGULAR COUNCIL MEETING
July 19, 2011**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, July 19, 2011 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. There was no response.

Roll call:

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

****Indicates motions made.**

****Councilmember Barber made the motion to waive the reading and accept the Minutes of the June 21, 2011 Public Hearing, June 21, 2011 Public Worksession, June 21, 2011 Regular Council meeting, seconded by Councilmember Dwyer. The motion carried unanimously.**

OPPORTUNITY FOR CITIZENS TO BE HEARD

The floor was opened for Citizens to be heard.

Julianne von Schmeling, 38 Westminster St. Dallas asked Council if they were singling out Motorcycles with the Safety Inspections that were reported in the paper.

Council stated that they are not singling out motorcycles at all.

Julianne reminded council that Rte 415 is a public road and that noise or safety checks should be done for all vehicles, whether they are bicycles, watercraft, and personal

watercraft. As a business owner, she doesn't feel that it is ever good to be hostile against any one type of vehicle. She also quoted part of the State Vehicle code regarding mufflers on motorcycles.

Mayor Hogan stated that they would be looking for all vehicles breaking the law. Councilman Williams stated that Safety Inspections would be done on all vehicles. That Council is not targeting motorcycles at all.

Councilwoman Dwyer stated that it is healthy to check all vehicles to make sure they are being operated safely up to code.

Resident Michelle Boice asked Council why they chose to support bill 1346. Council told her it was because Representative Karen Boback asked for support.

Resident Boice stated that there are hundreds of bills out there that are being written regarding gas issues. She pointed out that permits are still being issued. She highlighted a bill that Representative Mundy has that would put a one year moratorium on activity until the State could get up to speed with regulations needed for this new Fracking process. She would encourage Council to look at the Mundy bill 233 to support.

Resident Boice also pointed out a concern with the State announcing the possibility of allowing water withdrawals on State property that would include the Fish and Game Commission Boat Launch. Council needs to stay Vigilant so that this does not happen.

Resident Boice also asked if a committee had been appointed to get together SPECS for Council to invite bids for a renewal of the insurance policy that will be coming up for renewal at the end of the year.

Resident Boice also expressed her concern over the fact that there are two elected officials that have been appointed to the General Municipal Authority. That makes it two out of a five person board. She pointed out that it is legal but questioned whether it was ethical.

Resident Tom Kutzer asked if Lakeview Terrace was a public swimming area. If so why are there no restrooms?

Solicitor McCormick stated that DEP regulates those issues.

Carol Hadsel asked if the Harveys Lake Ambulance Company was funded by the Borough. Council stated that they are not.

Henry Nardone asked about the noise on the lake with the Jet Ski's and personal watercraft. Council told them that the State regulates issues on the water.

Resident Carol Culver asked about the Gas Drilling Committee. How many times have they met?

Councilman Doughton stated that they have met. Jack Varaly is drafting an ordinance to update what we have. They are also working on the fact that Harveys Lake is a backup source of public water.

Resident Culver asked if the ordinance would be advertised. It will be advertised and have a public hearing. Culver asked why the committee is not open to the public and was told that when the ordinance is written, there will be opportunity for public input.

Resident Francis Gunari complained about the bicycles that ride side by side around the lake. Can't they be made to ride single file?

Council told him that since it is a State Road, we have no jurisdiction. They are allowed to ride two wide.

Resident Gunari asked who is responsible for placing the Buoys. Although the Harveys Lake Protective Assoc. places most of them, some residents place their own. Resident Gunari feels that they are not placed within the proper distance and they are continuing to shrink the lake. He also commented to those complaining about noise on the lake, that it has been that way for years. This is nothing new.

Resident Allen Hobbes asked when the new road signs are going up. Council told him they have been ordered and will be placed as soon as they arrive.

Resident Bill Monk asked why we can't require a high visibility color for riders on bikes around the lake.

Resident Millie Monk expressed concerns over bicycles around the lake that won't move out of the way. She said we should send a letter to Penn Dot and request a bike path be built. She also complained about 4 wheel ATV's being driven on the roads in Hemlock Gardens. She said the Police Chief is ignoring the complaints. It was pointed out that it was a previous Chief. Not the current Chief.

Councilmember Dwyer stated that the Police should give warning and citations when the ATV's are being driven on the road.

The floor was closed.

INCOMING CORRESPONDENCE

There was no correspondence

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 \$11,378.70 from Berkheimer.

Also, for the month of June, \$26,791.61 was collected for trash payments, for a year to date total of \$183,118.16.

REPORTS FROM APPOINTED OFFICIALS AND SPECIAL COMMITTEES

Finance: Councilmember Samson gave the financial report: Total available cash is \$420,160; total restricted cash is \$125,012 total cash of \$545,180.

Police: Mayor Hogan gave his report including Fees and Fines collected are \$30. There were a total of 155 calls and a total of 286.8 gallons of fuel used for 4604 miles travelled. He stated that several boathouses have been broken into and alcoholic beverages have been stolen and reminded residents to be sure to lock your boathouses and cars.

Roads: Councilmember Williams stated that basins and swales have been repaired at Pole 135 and 242 and the department used about 144 gallons of fuel.

Council announced that the Environmental Advisory Council is holding water testing on July 23 at the General Municipal Authority the cost is \$85.

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

NEW BUSINESS

****Councilmember Williams made a motion to have selective Insurance add a Special Events rider for Homecoming Weekend in the amount of \$2125.00, seconded by Councilmember Samson. The motion carried unanimously.**

****Councilmember Williams made a motion to pass the Megan's Law ordinance, seconded by Councilmember Dwyer. 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 Barber made a motion to pay the Bills and Payroll in the amount of \$84,447.15, seconded by Councilmember Williams. The motion carried unanimously**

President Kopko asked if anyone on Council had any upcoming Community Events to announce.

Mayor Hogan reminded everyone of the upcoming Homecoming Weekend. It will be August 5, 6, and 7. Flyers are available in the Borough Office.

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

The meeting adjourned at 8:04 pm

Respectfully submitted by Susan R. Sutton, Borough Secretary