

**HARVEYS LAKE BOROUGH  
LUZERNE COUNTY  
REGULAR COUNCIL MEETING  
June 19, 2012**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, July 17, 2012 at 7:30 P.M. at the Harveys Lake General Municipal Building, 4875 Memorial Highway, Harveys Lake, PA, 18618.

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

President Radel announced the meeting tonight was being tape-recorded and if anyone in the audience had a recorder to please advise Council at this point. Sarah Hite of the Dallas Post indicated that she had a recorder.

**Roll call:**

Clarence Hogan	Mayor	Present
Larry Radel	President	Present
Fran Kopko	Vice President	Present
Boyd Barber	Council Member	Present
Michell'e Boice	Council Member	Present
Tom Kehler	Council Member	Present
Ed Kelly	Council Member	Present
Amy Williams	Council Member	Present
Charles McCormick	Attorney	Present
Susan R. Sutton	Borough Secretary	Present

**\*\*Indicates motions made**

**\*\*Councilmember Kopko made the motion to waive the reading and accept the Minutes of the June 19, 2012 Public Hearing, the June 19, 2012 Public Worksession and the June 19, 2012 Regular Council meeting, seconded by Councilmember Barber. The motion carried unanimously.**

**OPPORTUNITY FOR CITIZENS TO BE HEARD**

The floor was opened for Citizens to be heard.

Resident Ed Williams once again read a letter opposing the moving of the Police station to the Recreation (Rec) Center on Little League road.

Resident Rob Weaver also spoke against moving the Police station to the Rec Center on Little League Road.

Councilmember Boice pointed out that the documents posted on the wall are large sized document copies of the submissions for the grant. She spoke strongly in favor of not moving the police station.

President Radel stated that council was going to move forward to get pricing to see what the actual costs were going to be to renovate the Rec. Center. If it exceeds the grant amount, it won't be done.

Resident Diane Dwyer stated that she feels Council is fixing the grant to fit their situation rather than the original wording of the grant. She stated that they are planning to use the taxpayer's money to fix the current police station and that it is not in the budget. She asked that Council put on hold the decision to fix the Rec center and put it on the November ballot and let the voting citizens decide what they want to have done.

Resident Carol Culver also stated that it should be place on the ballot in November.

Resident Jason Miller stated that he felt that the Public hearing was filled with opinions from non residents that should not have been considered when making a decision on whether or not to move the police department.

Resident Ed Williams asked who besides the Police Chief and the Mayor wants to move the Police Department? He also asked the Mayor who he spoke to that supports the move? The Mayor stated that he talked to residents. Mr. Williams asked who. The Mayor said residents.

Councilmember Boice pointed out that the building all of the sudden became horrible. There were no complaints prior to this. She stated that no one wants the Police working in an unsafe building. Since April, nothing has been done to fix the water problems. This is a violation of OSHA. That should have been done immediately but no one did.

Resident Diane Dwyer asked who on Council has a problem with putting it on the ballot. She feels that it is taxpayer money that will be spent when it goes over budget and she feels that the residents should get a vote.

President Radel stated that it was a fair vote. Ms. Dwyer said it was only council's vote. The residents should get a vote. Radel stated that the bids need to be gotten in order to see if it the cost will exceed the grant amount. And if it does, the project won't be done.

Resident Carol Culver stated that only Lake residents were allowed to speak at the GDAC hearing last year.

Solicitor McCormick said that was not true. There were two representatives that were allowed to speak at that meeting. He advised council at that time, that as long as they were civil, they should be allowed to speak. At a public meeting, unless they are disruptive or not on point, it is difficult to stop people from speaking.

Councilmember Williams pointed out that Mr. West, the EMT that spoke, is a resident as well as his family are residents of the Lake. Also, Officer Nalbone works at the lake. Also, one of the women that spoke lives in Lake Twp, but works at the Lake.

Resident Jason Miller asked if the grant was going to cover all of the renovations and the furnishing of the new Police Department. President Radel stated that the grant is for construction. This does not include supplies like toilet paper. Most of the furnishings and equipment would be moved from the current location. He stated that there would be no out of budget extra expenses used to move the police station.

The floor was closed.

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

The Tax Collector's report for the month of June was available on the back table.

The Borough Secretary reported that during the month of June the Borough received \$14,811.15 from Berkheimer and Centax.

Also, for the month of June, \$9,171.85 was collected for current trash payments, \$60 for garbage stickers, \$1,605.82 in past due collections for a monthly total of \$10,837.67 for the month of June.

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

**Finance:** Councilmember Kelly reported that Available cash was \$355,471.16 and last year it was \$420,166.95. Restricted Cash was \$127,780.46 and last year was \$125,399.91.

**Police:** Mayor Hogan gave the police report including for the month of June, there were 274 calls with the three vehicles travelling 4310 miles.

- During the 4<sup>th</sup> of July weekend the police department aggressively targeted speeders on Lakeside Drive and netted 43 citations.
- The police are asking everyone to pay attention to the speed limit and be extra careful while driving, there are many people walking and biking.
- Minor repairs to the vehicles and oil changes are being done by the road department,
- All residents are asked to report suspicious activity and keep all doors locked at all times on their homes and vehicles.

**Roads:** Councilmember Barber gave his report including that the Road Dept. used 163 gallons of fuel and work was finished at the intersection of Lakeside Skillet.

**Zoning and Planning:** President Radel reported that zoning has had high grass complaints which are being handled around the lake. Nothing has been on the agenda for

Planning in the last few months.

**Trash:** President Radel stated that he is looking into concerns that trash is being placed on both sides of Lakeside Dr.

**EMA:** Councilmember Williams stated that she is happy to report that there is nothing to report this month.

**Special Events:** Mayor Hogan reminded everyone that the Homecoming Weekend is scheduled for August 10, 11 & 12<sup>th</sup> over at Hanson's.

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

Councilmember Boice asked Mayor Hogan why there is a significant discrepancy in the number of calls reported to 911 and the State down in Harrisburg and reported at these meetings. There is a significant amount of difference. Mayor Hogan said he doesn't know but will find out.

### **NEW BUSINESS**

Councilmember Kehler stated that there is an opening on the General Municipal Authority Board.

**\*\*Councilmember Kehler made the motion to nominate Daniel Blaine for the open position on the GMAHL board, seconded by Councilmember Boice. Roll Call Vote: Williams, No; Kelly, yes; Kehler, yes; Boice, yes; Barber, No; Kopko; No; Radel, No. The motion did not carry.**

**\*\*Councilmember Kopko made a motion to appoint Rick Haas to the Harveys Lake Municipal Authority to finish the term of Richard Williams III to expire 2015, seconded by Councilmember Williams. Roll Call Vote: Williams, Yes; Kelly, No; Kehler, No; Boice, No; Barber, Yes; Kopko; Yes; Radel, Yes. The motion carried.**

**\*\*Councilmember Boice made the motion to hire Joe Miscavage for temporary summer employment at the rate of \$7.25 per hour, seconded by Councilmember Barber. The motion carried unanimously.**

**\*\*Councilmember Kehler made a motion to buy panic buttons from Hillman Security**

Councilmember Radel asked Councilmember Kelly if there was money in the budget for this in the amount of about \$545 a year. Kelly stated that this would take care of some recent issues we have had at the Borough office recently. Councilmember Kehler stated that there were recently two incidents here at the office where two gentlemen got very

disruptive. One gentleman grabbed hold of our zoning officer and choked him and another one made threats. He stated that there is no protection for the office workers. The panic buttons when activated will make a blaring sound and immediately call a call center who will then call 911. The police will respond within a few minutes and hopefully diffuse the situation. The reason he was doing this is that people are a little more edgy and aggressive these days. And it goes on record and they have to respond. They can't say that they didn't have their phone on.

Resident Ed Williams asked how many complaints have come in about the zoning officer. President Radel stated maybe a handful in a year. He stated that is usually a misunderstanding in the law and the code. People feel that he is penalizing them personally and it is usually that he is trying to enforce Borough Code and zoning.

Resident Ed Williams asked how he would go about addressing an issue on that subject without a confrontation with the zoning officer himself. President Radel stated that he would have to file a complaint with the Borough Secretary and then a committee would investigate it if you didn't want to talk to him specifically. Ed Williams said he doesn't think the zoning officer wants to speak to him specifically. However, thank you, he will follow that due course of action.

**\*\*Councilmember Kehler made a motion to buy and install panic buttons from Hillman Security for \$550 dollars, second by Councilmember Kelly. The motion carried unanimously.**

**\*\*Councilmember Kopko made a motion to approve the Vision Benefit Contract at the same rate as last year for the Borough employees, seconded by Councilmember Kehler. The motion carried unanimously.**

**\*\*Councilmember Boice made a motion approve the Princeton Hydro contract to administer our 2011 319 Grant, seconded by Councilmember Kehler. The motion carried unanimously.**

**\*\*Councilmember Kopko made a motion to modify the budget for the 2008 PA DEP Section 319 grant to allocate monies in other areas, seconded by Councilmember Barber. The motion carried unanimously.**

**\*\*Councilmember Boice made a motion to slow down the process and the thought and idea of moving our Police Station , and get some costs on what it would be to renovate across the street to fix the items such as the plumbing and the siding, and put this on the referendum in November and let the public decide,**

President Radel asked how Councilmember Boice planned on paying for this. Councilmember Boice said that she could rework the grant. She can make amendments to the grant; she is very confident of that. She will get the estimates to fix the siding; she will get the estimates to ...

President Radel expressed concern on whether this motion could be done here since it contradicts other motions already passed and the legalities of the grant.

Councilmember Boice stated that she has made a motion, and has a second, and if he thinks this is illegal, then after the vote, you can come back at her.

**\*\*Councilmember Boice made a motion to slow down the process and the thought and idea of moving our Police Station, and get some costs on what it would be to renovate across the street to fix the items such as the plumbing and the siding, and put this on the referendum in November and let the public decide, seconded by Councilmember Kelly. Roll Call vote: Councilmember Williams, Yes; Councilmember Kelly, Yes; Councilmember Kehler, Yes; Councilmember Boice, Yes; Councilmember Barber, No, Councilmember Kopko, No, Councilmember Radel, No. The motion carried.**

#### **OLD BUSINESS**

Council President Radel asked if anyone on Council had any old business they wished to discuss. He stated that parts of Pine, Rosiland, Hickory and Knoll streets are being considers for paving with Liquid Fuels money this year.

**\*\*Councilmember Boice made a motion to pay the Bills and Payroll in the amount of \$74,017.77, seconded by Councilmember Kopko. The motion carried unanimously.**

Council President Radel asked if anyone on council had an upcoming Community Event they would like to share.

Harveys Lake Fire and Ambulance Company is holding their annual dance at the Irem Country Club on Saturday, July 28, 8 pm till midnight. Call 639-1919 for tickets or more information.

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

The meeting adjourned at 8:27 pm

Respectfully submitted by Susan R. Sutton, Borough Secretary