

**HARVEYS LAKE BOROUGH  
LUZERNE COUNTY  
REGULAR COUNCIL MEETING  
October 18, 2011**

The Regular Meeting of the Harveys Lake Borough Council was held on Tuesday, October 18, 2011 at 7:32 P.M. at the Harveys Lake General Municipal Building, 4875 Memorial Highway, Harveys Lake, PA, 18618.

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. Eileen Godin from the Times Leader indicated that she had one.

**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	Absent
Carole Samson	Council Member	Present
Charles McCormick	Attorney	Absent
Susan R. Sutton	Borough Secretary	Present

**\*\*Indicates motions made**

President Kopko announced that there was an executive session held prior to the meeting to discuss personnel issues.

**\*\*Councilmember Samson made the motion to waive the reading and accept the Minutes of the September 16, 2011 Public Worksession and the September 16, 2011 Regular Council meeting, and the October 3, 2011 public hearing, seconded by Councilmember Barber. The motion carried unanimously.**

**OPPORTUNITY FOR CITIZENS TO BE HEARD**

The floor was opened for Citizens to be heard.

A resident asked if the correct extension for Plum was Lane or Street. Council stated they would check.

Carol Culver, resident on WestPoint Ave. stated that she wanted it on the record that the GDAC did not help with the new Gas Ordinance. She stated that the newspaper stated that the public was welcome at the meetings, but that was not the case. She wants a retraction printed in the paper. She discussed the timeline of the last few months. She has repeatedly asked who was on the committee. She feels the Council is playing games. They were not welcome and the paper said they were.

Michelle Boice wanted to know if Carol's questions would be answered.

Councilmember Doughton stated the names of the Committee members. It was himself, Larry Radel, Frank Kopko from Council, Mike Dziak from Planning, Sid Halsor and Michael Dailey from EAC, Jack Varaly, and Mark Savitz, from Penn Future. It was a good group. It was not open to the public. There was never a quorum.

Councilmember Doughton stated that it was only committee members at the meetings.

Michelle Boice stated that month after month, since April a year and a half ago, She has been asking who is on the committee. The paper says it was open that anyone could have listened. How do citizens hear? This is important to us. She stated that she still supports the CELDF ordinance. She stated that Council should be contacting the Fish and Boat Commission and DEP, and our Senators and Representatives to see that Harveys Lake is never used for water withdrawal.

Councilmember Doughton stated that the meeting were never intended to be open to the public. It was his personal opinion that the committee that was formed had a lot of experience.

Michelle Boice stated that they asked to have members of the GDAC put on the committee. They are very upset that they were turned down and they the public was invited.

Councilmember Williams stated that the public was invited as the Hearing that was held on October 3, 2011. That was the public input. Not the individual meetings.

Resident Joe Shelanski wanted to know what the rules were regarding property maintenance in the Borough. His neighbor has a tree that he feels could easily fall on his home and kills him and his wife. He wants Council to make her take it down.

Council told Mr. Shelanski that it is a civil matter and he needs to contact an attorney.

Mr. Shelanski was very upset that council would not intervene in this matter. He point blank asked the council what they could do for him. He was answered, nothing.

Resident Jay Nisky thanked Council and the Mayor for having the "no wake" regulation on the lake following the last two storms. He feels that this minimizes further damage to the boathouses on the lake. He also wanted to tell council that there is a green bloom of

algae on the lake that needs to be addressed.

He also feels that Council needs to approach the agencies of the State, PennDot, DEP, and the Senator and Representative to request money for a clean out of the dam area, and widening of the dam. He wants to know where the money is that was in the budget for removing the Loostrife. These are critical areas in the Borough that need attention now. He feels the Protective Association and the Borough could cooperate and get these items resolved.

Resident Ruth Morris stated the American Asphalt is scheduled to start the paving project this week, and the pipe she was promised is still not installed.

Councilmember Williams stated that he would give George a call tomorrow.

Resident Mr. Lucasavage thanked the Mayor and the Road foreman. At the last meeting he had expressed some concerns regarding a pipe on Firehouse lane. They both came to do a field visit the next day.

Resident Peg Gula stated that her contractor was going to be out on the 31<sup>st</sup> and they needed to see the pipe before it was covered up.

Councilmember Williams stated that he would get the Engineer and the Road Foreman out there ASAP.

Resident Pat Odell stated that the house next to her that is falling down was being taken care of by the owner, and then the work just stopped. She wanted to know if it was going to be finished. She also wanted to know if the zoning officer had cited the owner yet.

Council stated that they would have to check with the zoning officer.  
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 September the Borough received \$29,806.41 from Berkheimer.

Also, for the month of September, \$12,275.57 was collected for current trash payments, \$174.00 for garbage stickers, \$3,143.79 in past due collections for a monthly total of \$15,593.36 for the month of September.

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

**Finance:** Councilmember Samson gave the financial report: Total available cash is \$299,650; total restricted cash is \$130,381 total cash of \$430,032.

**Police:** Mayor Hogan gave his report including Fees and Fines collected are \$172.89 there were a total of 147 calls and a total of \$800 dollars of fuel used for 3413 miles travelled.

Minor repairs to the vehicles and oil changes are being done by the road department, in return saving the borough money.

All residents are asked to report suspicious activity and keep all doors locked at all times, on their homes and vehicles.

All residents who burn are urged to obtain a burning permit, the permit provides guidelines set by the Borough on what can and can't be burned. These permits can be obtained at the Borough Office.

**Roads:** Councilmember Williams stated that the Road Dept. has been very busy with the significant rainfall in recent weeks. There are several areas with water issues and Barna has been out to help with cleaning blocked basins. The department has been busy repairing washed out swales and used 159 gallons of fuel this month.

**\*\*Councilmember Doughton 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 Doughton made a motion to adopt Ordinance number 4- 2011 amending the Harvey Lake Borough zoning ordinance regarding Oil and Gas Drilling and Related Ancillary Facilities and Activities, seconded by Councilmember Barber. The motion carried unanimously.**

**\*\*Councilmember Williams made a motion to authorize Jack Varaly to advertise the necessary revisions to the Floodplain Management Regulations, seconded by Councilmember Samson. The motion carried unanimously.**

**\*\*Councilmember Doughton made a motion to pass the designation of agent resolution for Irene and Lee for FEMA so that Susan Sutton is authorized to execute all of the necessary documents on behalf of Harveys Lake Borough, seconded by Councilmember Williams. The motion carried unanimously.**

**\*\*Councilmember Samson made a motion to approve the Buckle Up PA Enforcement and Education Project grant, seconded by Councilmember Williams. 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 Williams made a motion to pay the Bills and Payroll in the amount of \$117,709.12, seconded by Councilmember Samson. The motion carried unanimously**

It was announced that the Homecoming Committee was having a Pumpkin Carving Contest on Saturday, October 29, 2011. There are flyers available on the back table.

Also it was announced that Mike Avery, a Harveys Lake Borough Fire Fighter lost his home in Irene. Friends of the Avery family are sponsoring a Spaghetti Dinner on Sunday afternoon, November 13 from 2-6 PM at the Kunkle Fire Hall. The cost will be \$10 for adults and \$5 for children. A flyer will be available in the Borough Office soon.

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

The meeting adjourned at 8:17 pm

Respectfully submitted by Susan R. Sutton, Borough Secretary