

## JUNE 11, 2015

The Penn Lake Park Borough June Council Meeting was held on 06/11/2015 in the Penn Lake Community House. President Paul Rogan called the meeting to order at 7:00 p.m. and opened the meeting with the Pledge of Allegiance to the Flag.

It was stated that the record should note that several residents and the secretary are recording the meeting.

**Roll Call:** Paul Rogan, Rich Geyer, Shaun Kuter, Jill Rosenstock, Rob Johnson, all present  
Mayor Tim Lenahan, present.

**MINUTES** a **motion** was made by Kuter and 2<sup>nd</sup> by Geyer to accept the May 2015 minutes all in favor all ayes, none opposed motion carried.

**TREASURERS REPORT** was presented a **motion** to accept the Treasurers report dated 06/11/2015 was made Kuter 2<sup>nd</sup> by Geyer. Roll Call: Rogan aye, Geyer, aye, Rosenstock aye, Kuter, aye, Johnson, aye, all ayes, none opposed, motion carried. Copy attached to minutes  
**EXHIBIT A**

**RECEIPTS/BILLS:** A **motion** was made to accept the receipts (\$20,977.87) and pay the listed bills (\$40,526.64) and an additional \$15.50 to Barry Jacob for mileage by Geyer and 2<sup>nd</sup> by Kuter Roll Call: Rogan aye, Geyer, aye, Rosenstock, aye, Kuter aye, Johnson, aye, all ayes, none opposed, motion carried. Copy attached to minutes **ADDENDUM "B"**.

**Petitions or complaints:** None.

### **CORRESPONDENCE:**

Letter from PennDOT stating state police fines collected of \$150.89

President Rogan asked that the handout placed on the table at May's meeting be attached to this month's minutes as a matter of record.

### **COMMITTEE REPORTS:**

**POLICE-** No report

**SOLICITOR Jack Dean** – No report looking into reduction of council seats and planning commission

**ZONING Barry Jacobs** – 58 Carter Dr, deck; 241 Hollenback Rd, retaining wall; 1089 Lakeview Dr, deck.

**ENGINEERING Don Totino** – Roads will mark out the areas to be patched the week of the 15<sup>th</sup> for the contractors and distribute the bid sheets to responsible contractors. I will require that the quotes be received by Penn Lake Park Borough not later than June 30, 2015. Should the Borough have anyone specific they would like a quote sheet sent to please email me the contractors contact information. Stormwater: After receiving a call from Lynn McGlynn and Margo on June 1, 2015, I visited 1589 Lakeview Drive (McGlynn property) that evening and saw that there were no stormwater management features in place to mitigate the flow of stormwater from the adjoining property being developed which is Lot 57 Lakeview Dr. (Ladof). Ms. McGlynn stated that the water came across the Ladof property which is currently cleared, and onto her property causing damage to her stone driveway and walking path. Ms. McGlynn and her neighbors

placed some hay bales and formed a temporary berm with stone from her property to try to redirect and slow the flow of water. As per Stormwater Ord. #2, 2011 effective April 12, 2011 Section 105 applicability, all regulated activities and all activities that may affect stormwater runoff, including land development and earth disturbance activities, require a stormwater management permit. The Ladof land development consists of construction of a new home including earth disturbance and the addition of impervious areas which make it subject to this ordinance. After review of my files no Stormwater Application for the property was received. Margo followed up with a letter to Ms. Ladof informing her of the Stormwater Management Ordinance and attached the stormwater permit application to be completed and returned to Borough. If Ms. Ladof does not comply with the requirements under this ordinance she will be in violation and there will continue to be stormwater runoff issues onto Ms. Glynn's property. Photos attached.

At this point Lynn McGlynn addressed council with a detailed account of the construction and water issue events.

**LAKE MANAGEMENT Shaun Kuter** – Testing of water thus far has been good, no issues. Will be scheduling spraying of lily pads but not during swimming lessons.

**RECORDS/ROADS Rich Geyer**- No report, waiting on bids for patching and still waiting on tree trimmers.

**MAYOR**- Cleaned beach twice and asks that residents stop feeding the geese.

**DAM -Rob Johnson**- I had requested 2 quotes for the non-emergency work to be done at Dam. To date I have only received one. Matter was tabled to allow the other quote to come in.

**RECREATION/SEWER Paul Rogan** – Nothing to report

#### **UNFINISHED BUSINESS:**

NorthEast Revenue ordinance for County tabled.

#### **NEW BUSINESS:**

Discussion was held regarding the unused money from the Borough's 2013 grant. Since the Borough has no projects it could be used for it was decided to return/release to Luzerne County Community Development.

A **Motion** was made by Kuter and 2<sup>nd</sup> by Geyer to have the secretary send a letter to Community Development releasing the remainder of the Grant back to Community Development.

#### **PUBLIC COMMENT:**

Topics of discussion were but not limited to: reductions of Council and Planning Commission members, Garbage and illegal soliciting within the Borough.

A **Motion** to adjourn was made by Geyer and 2<sup>nd</sup> by Kuter all in favor

**The next meeting will be on July 9, 2015 at 7 p.m.**

Respectfully submitted,

Margo Beckerman, Secretary

## Public Comment-April 2015 Penn Lake Council Meeting

The following statement was made at the April council meeting during public comment:

*"Yes, I'd like to make a public comment regarding Bill Goudy's house burning, and, in my opinion, I feel it's directly related to the 4 of you. You caused it because you opted out of UCC" ... "I think your opting out of the UCC is putting residents of this community in danger, that's what I think."*

When a statement like this is made in a public forum, the truth and lack thereof needs to be understood and addressed. People are entitled to their own opinion; they are not entitled to their own facts. The statement is:

Absurd. The notion that an inspector chosen by a property owner rather than by council can cause a house fire is an absurdity.

Irresponsible. A person attempting to politicize a serious event like a house fire is acting irresponsibly.

Fact free. Could the person actually believe what they said? The statement conflates a fire and UCC opt-out in an effort to mislead.

What motivates someone to make such a statement?

It's difficult to discern someone's reason for making false and outlandish statements. The statement clearly communicates:

Anger. At the current council majority. The statement is an attempt to discredit.

Disbelief. That the current council is in tune with voter sentiment; people prefer to control their own affairs, in preference to being controlled by politicians.

### UCC Opt Out-Facts

Hiring an inspector is not optional. The legal requirements for obtaining building permits, variances, adherence to codes and construction practice, inspections for construction projects, certificates of occupancy etc. still apply. The requirements are identical for UCC-Opt-in and UCC-Opt-out municipalities.

Inspectors need to be certified. For more information on the requirements, see:  
[http://www.portal.state.pa.us/portal/server.pt/community/uniform\\_construction\\_code/10524/certification\\_of\\_individuals\\_third\\_party\\_agencies/553791](http://www.portal.state.pa.us/portal/server.pt/community/uniform_construction_code/10524/certification_of_individuals_third_party_agencies/553791)

A list of certified inspectors. Can be found on pennlake.org. The homeowner may use one of them, or choose their own certified inspector. Note that the list includes the same inspector that was used when Penn Lake was an opt-in municipality.

Questions? You can call the Penn Lake Zoning Officer, Barry Jacob at 570-899-7149

Call or email me if you would like to discuss UCC opt-out.

Thank you for reading my response,

 5/14/15

Paul Rogan, Council President

570-443-9739

rogan@pobox.com

## RECEIPTS: July 9th, 2015 MEETING

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\$ <u>13060.45</u>	PA Aqua, Sewer Fees Collected – April
\$ <u>2927.85</u>	HA Berkheimer, EIT
\$ <u>1609.76</u>	Realty Taxes Collected
\$ <u>145.00</u>	Zoning Permits
\$ <u>1261.75</u>	Transfer Taxes Collected

**\$ 19004.81 TOTAL RECEIPTS**

### BILLS:

\$ <u>3720.00</u>	Kreitzer Sanitation, June Garbage Collection
\$ <u>833.33</u>	White Haven Borough, Police Protection for July 2015
\$ <u>70.14</u>	Verizon, Telephone 6/7/15 to 7/6/15
\$ <u>10317.06</u>	Penn Vest Loan Monthly Payment
\$ <u>350.00</u>	Atty Jack Dean, June Retainer
\$ <u>350.00</u>	Barry Jacobs, Zoning Officer Salary, June
\$ <u>14.00</u>	Barry Jacobs, ZO Mileage (28mi)
\$ <u>74.83</u>	Sheila Weaver, 1/3 share of cost of computer data usage for Wayne Gower June to December 2015.
\$ <u>648.00</u>	Diane Harding, Stenographer, Glass Hearing
\$ <u>572.00</u>	Reilly Associates, Gen Eng 4/26/15 to 6/20/15
\$ <u>42.48</u>	PPL Electric Utilities, streetlights June
\$ <u>105.74</u>	Reeves Rent A John – June Portable Potty
\$ <u>86.77</u>	Kirby Memorial Health Center, water tess

**\$ 17097.58 TOTAL BILLS**

TREASURERS REPORT –July 9, 2015

**PNC GENERAL FUND**

Balance as of 6/11/15	\$5665.49
Revenue Deposits from 7/09 mtg	<u>+3016.51</u>
	\$8682.00
Bill approved at June mtg	- 15.50
Bills to be Paid (Approved 7/9)	<u>- 3147.29</u>
<b>Balance as of 7/09/15</b>	<b>\$5519.21</b>

**PLGIT GENERAL FUND**

Balance as of 6/11/15	\$74673.50
EIT Deposit	+ 2927.85
Interest earned 6/30/15	<u>+ .92</u>
	\$77602.27
Bills to be Paid (approved 7/9)	<u>- .00</u>
<b>Balance as of 7/09/15</b>	<b>\$77602.27</b>

	<b>PLGIT GARBAGE</b>	<b>LIQUID FUELS</b>	<b>PETTY CASH</b>
Balance 6/11/15	\$25202.71	\$16692.62	\$25.38
Interest earned 6/30	<u>+ .32</u>	<u>+ .20</u>	<u>.00</u>
	\$25203.03	\$16692.82	\$25.38
Bills to be Pd 7/09	<u>- 3720.00</u>	<u>- .00</u>	<u>- .00</u>
<b>Balance as of 7/09/15</b>	<b>\$21483.03</b>	<b>\$16692.82</b>	<b>\$25.38</b>

**FNCB SEWER FUND**

Balance 6/11/15	\$186723.81
Interest Earned	+ 8.63
Revenue Dep 7/09	<u>+ 13060.45</u>
	\$199792.89
Bills Pd 7/09/15	- .00
Penn Vest Loan 7/1	<u>- 10317.06</u>
<b>Balance as of 7/09/15</b>	<b>\$189475.83</b>