

MAY 12, 2022

## PENN LAKE PARK BOROUGH COUNCIL MEETING

The Penn Lake Park Borough May Council meeting was held in the Penn Lake Park Community House. Council President Paul Rogan called the meeting to order at approximately 7:44 PM with the Pledge of Allegiance to the Flag followed by a statement that the meeting is streamed through the conferencing app., Gotomeeting, and is being recorded.

**ROLL CALL:** Mayor Tom Carter, Council President Paul Rogan, Council members Shaun Kuter, David Longmore, Dan Eustice, and John Burden were present.

### **MINUTES:**

Minutes from the April Council Meeting were distributed to council via email and posted on the Penn Lake Borough website. The copies will be recorded as the official minutes and will be posted on the Borough's website. A **Motion** to accept the April Council Meeting Minutes was made by Rogan, 2<sup>nd</sup> by Kuter.

Roll Call: Rogan, Kuter, Burden, Longmore, and Eustice all in favor, none opposed.

Motion carried.

### **TREASURERS REPORT:**

The Treasurer's Report was presented. A **Motion** was made by Kuter, 2<sup>nd</sup> by Longmore to accept the Treasurer's Report.

Roll Call: Kuter, Longmore, Burden, Eustice, and Rogan all in favor, none opposed.

Motion carried.

### **RECEIPTS/BILLS:**

A **Motion** was made by Kuter, 2<sup>nd</sup> by Eustice to pay the bills of \$44,207.23 and to accept the receipts of \$60,166.39.

Roll Call: Kuter, Eustice, Burden, Longmore, and Rogan all in favor, none opposed.

Motion carried.

### **PETITIONS OR COMPLAINTS:**

Rogan commented on Walter Parry's complaint from the April Council Meeting that potholes on Williams Dr. in front of his driveway were marked but not repaired in 2021. Rogan stated that potholes on Williams Dr. were not marked for repair in 2021 due to the Aqua Water-Main replacement project but will be addressed this year.

### **CORRESPONDENCE:**

The Borough received the Certificate of Insurance from Rocco and Kerry Casarella for their daughter's graduation party at the ball field on July 9, 2022.

One bid for lawn and landscape services was received in mail by Four Diamond Lawn and Landscape Company.

The Borough received an inquiry from Margaret Bastow concerning a private citizen posting a "Go Fund Me" on Facebook in regard to the pickleball court and questioned why this fund raising is being done by a private individual for public property.

Penn Lake Borough received an email and letter from Charles Stoffa to express strong opposition to raising the normal pool level of the lake. Stoffa feels raising the water table will create more opportunity for flooding and damage at a much higher frequency than the community already experiences.

Jenn and John Wychock sent an email and registered letter regarding raising the pool level of the lake without expanding the spillway. The Wychocks attached a photo depicting flooding on their property as a result of Hurricane Ida in 2021. They feel raising the pool level without expanding the spillway will pose additional risks to property owners. Council President Rogan explained that the flooding on their property was run-off from the woods behind their property and not water intrusion from the lake.

## **COMMITTEE REPORTS:**

**MAYOR – CARTER** -Nothing to Report.

**POLICE – MAYOR** - The Borough received 25.5 hours of service for April. Incidents were: 3 Follow up investigations, 1 Holiday Detail, and 1 Hit and Run.

**SOLICITOR – Krystin Giarrantano**– Nothing to Report

**ZONING** – One permit was issued for a shed.

**RECREATION– Kuter** – A Porta Potty will be placed at the beach next week. Kevin Cronauer and Council member Dave Longmore are working out details for the Pickle Ball Court.

A **Motion** was made by Longmore, 2<sup>nd</sup> by Kuter to amend the agenda to reclassify the funds allocated for pickle ball nets to fund tennis court maintenance.

Roll Call: Longmore, Kuter, Eustice, Burden, and Rogan all in favor, none opposed.

Motion carried.

A **Motion** was made by Longmore, 2<sup>nd</sup> by Kuter to reclassify funding for Pickle Ball Nets to fund tennis court maintenance.

Roll Call: Longmore, Kuter, Eustice, Burden, and Rogan all in favor, none opposed.

Motion carried.

**LAKE MANAGEMENT - Eustice** – Waiting on Nature Works bid for spraying. Eustice will attend the upcoming meeting with the Fish and Plant Life Club. There is concern for the fish when the lake is drained for dam repair. Water testing results are posted on the Penn Lake Borough website. Any resident who wants water testing done at their lake front should contact Dan or the Borough through the website.

**GOOSE ABATEMENT – Kuter** – Thanked all the volunteers who help keep the geese population under control. Kuter mentioned that the number of geese at the lake is less than it has been for years.

**RTK/RECORDS –Burden** – Nothing to Report.

**ROADS –Longmore** – Bids were advertised for patching potholes and paving. Crack repair will be addressed separately.

A **Motion** was made by Longmore, 2<sup>nd</sup> by Rogan to amend the agenda to reclassify the amount allotted for the pipe by Pilecki's which was damaged by plowing.

Roll Call: Longmore, Rogan, Kuter, Eustice, and Burden, and all in favor, none opposed.

Motion carried.

A **Motion** was made by Longmore, 2<sup>nd</sup> by Eustice to increase the cost allocated for pipe repair up to \$300.00.

Roll Call: Longmore, Eustice, Kuter, Burden, and Rogan all in favor, none opposed.

Motion carried

**SEWERS – Rogan** – Nothing to Report.

**SHORT TERM RENTALS- Burden** – Nothing to Report. Council will gather more information to amend the Short-Term Rental Ordinance.

## **UNFINISHED BUSINESS:**

***Lawn Care/Dam Cutting*** – The Borough received the following bids for Lawn Care and Dam Cutting: LCC Home at \$12,650.00, John’s at \$84,800.00, and 4 Diamond at \$2,100.00.

A **Motion** was made by Rogan, 2<sup>nd</sup> by Longmore to conditionally accept 4 Diamond’s bid after clarifying the scope of work.

Roll Call: Rogan, Longmore, Kuter, Eustice, and Burden, all in favor, none opposed.

Motion carried

***Erosion at Inlet*** – Longmore will repair when conditions allow.

***DCNR/ADA Grants Status*** – The Borough was reimbursed \$23,574.00 for the playground project.

***Dam*** –

- 2 letters expressing concern about the possible raising of the normal pool were received from property owners.
- Jim Brozena continues to communicate with Matt Cartwright’s office concerning the status of the “FEMA FMA Grant Award status update” which was announced last July. There has not been a reply with information or facts available from PEMA or FEMA.
- Council authorized a change order for Streamline to do additional work, analyses, and modeling to: address DEP’s concern of potential increased risk to property owners, determine the number of easements that may be required, and develop of plan to reduce incremental risks of flooding without a complete replacement of the spillway.
- Dan George continued to work with Streamline on the material needed to submit to DEP. Streamline submitted the material on May 9.
- April 15 – Jim Brozena began working on a grant application “Luzerne County American Rescue Plan Act (ARPA) Grant Program.
- April 28 – Brozena submitted the “pre-application” for the Luzerne County ARPA Funding in the amount of \$3,500,000.00.
- May 12 – DCNR responded to Streamline’s inquiry regarding the Carex polymorpha (an endangered plant). Based on the information sent to DCNR regarding the areas impacted by dam repair, DCNR will not require an additional plant survey as part of the permit progress.
- May 12 – Streamline reported that the principal contact person from the Geotechnical contractor, Thorobred, had left the firm. Initial thoughts are that their work was substantially completed, and the impact on the dam project is minimal.

***Association/Borough Partnership*** – Although there were no representatives from the Association present to discuss the requests made by the Association, the Borough would be willing to help with the costs of certain events.

**NEW BUSINESS:** None

**PUBLIC COMMENT:**

Karl Heck expressed his concerns regarding funding from the Association and access to areas around the lake which are leased to the Association.

Barbara Sudimak explained that some monies held by the Association belong to the Penn Lake Fish and Plant Life Club and asked the Borough for support in heating expenses incurred by the Community House in the amount of \$500.00 a year.

Trish Bartlett thanked Council for posting the water test results for 2020 and stated that residents continue to feed the wild life. She stressed the need for trapping the beavers and asked that residents not harass the trappers.

Kristin Fisher asked if there were incidents involving Short-Term Rental properties that are contributing to the controversy regarding Short-Term Rentals.

**A Motion** was made by Kuter, 2<sup>nd</sup> by Rogan to adjourn.

Roll Call: Kuter, Rogan, Burden, Longmore, and Eustice all in favor, none opposed.

Motion carried.

Meeting adjourned at 8:50 PM.

**The next Council Meeting will be held on June 9, 2022 at 7:00 PM.**

Respectfully submitted,

Karen Burden, Secretary