

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
JANUARY 11, 2017

The regularly scheduled meeting of the Indian Lake Borough Council was held on January 11, 2017 at 6:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Lynn Shimer, President
Patricia Dewar
Robert Hanson
Scott Hollern
Robert Marhefka
Terry St. Clair
Michael Miscoe, Mayor
Theresa L. Weyant, Borough Manager

THOSE ABSENT:

Curtis Morgese
Daniel Rullo, Solicitor

Visitors – Don and Gay Reed, Richard Stern and Eric Kieta.

The meeting was called to order at 6:00 P.M. by Lynn Shimer, Council President.

ORDER OF BUSINESS

1. Approve the Minutes of the Public Hearing Held on December 14, 2016 - Shimer asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. Dewar seconded the motion. All ayes, motion carried.

Approve the Minutes of the Meeting Held on December 14, 2016 - Shimer asked for additions and/or corrections. There being none, St. Clair made a motion to approve the minutes as submitted. Dewar seconded the motion. All ayes, motion carried.

2. Financial Reports - Hanson made a motion to approve the Borough's Financial Reports and to pay the outstanding bills. Hollern seconded the motion. All ayes, motion carried.

Hanson made a motion to approve the Water Works Financial Reports and to pay the outstanding bills. Hollern seconded the motion. All ayes, motion carried.

Hanson made a motion to approve the Sewer Financial Reports and to pay the outstanding bills. Hollern seconded the motion. All ayes, motion carried.

Hanson made a motion to approve the Summary of Account Balance Report as presented. Dewar seconded the motion. All ayes, motion carried.

3. Welcome Visitors - Don and Gay Reed, Richard Stern and Eric Kieta.

4 Public Comment: None.

5. Dave Wood's December Report of Building Permits Issued.

6. Legal Report:

A. Wellhead Protection Issue with Well 99-1 – Hanson reported that the certified survey is completed for John Weir's property and he will forward this document to the Department of Environmental Protection.

B. Proposed Amendments to Zoning Ordinance No. 144 – A public hearing was held on January 11, 2017 to hear any public comments on the proposed change to Zoning Ordinance No. 144, Section 1306 regarding portable toilets. No public comments were received, therefore, Hanson made a motion to enact the proposed amendment to Section 1306 regarding Portable Toilets as advertised. Hollern seconded the motion. All ayes, motion carried.

A public hearing was held on December 14, 2016 to hear any public comments on the proposed change to Zoning Ordinance No. 144, Section 802 regarding Commercial Marina and adding a restaurant as a permitted use. Public comments were received and taken into consideration. Hanson made a motion to enact the proposed amendment to Section 802 regarding Commercial Marina and adding Section 802E-Conditional Use Restaurant with the language as read. St. Clair seconded the motion. All ayes, motion carried. It was noted for the record that Attorney Rullo did not feel that by adding the conditional uses, it did not constitute a need to re-advertise for another public hearing.

7. Correspondence:

A. Musser Engineering, Inc.- Northwinds Subdivision – Hanson made a motion to approve the Northwinds Subdivision and to defer Item #1 to the Indian Lake Borough Planning Commission and he will prepare the letter for Item #2 and Item #3 for either the Council President’s signature or himself. Dewar seconded the motion. 5 ayes and 1 abstention. Motion carried. St. Clair filed the abstention memorandum with the Borough Secretary.

B. Musser Engineering, Inc.-Walters Subdivision - Hanson made a motion to approve the Walters Subdivision and to defer Item #1 to the Indian Lake Borough Planning Commission and he will prepare the letter for Item #2 and Item #3 for either the Council President’s signature or himself. Dewar seconded the motion. 5 ayes and 1 abstention. Motion carried. St. Clair filed the abstention memorandum with the Borough Secretary.

C. Musser Engineering, Inc.-Joseph Landy, Osage 108 Sewage Facilities Planning Module – Hanson made a motion to adopt the Resolution for Plan Revision for New Land Development for Joseph Landy located at Osage 108 and to authorize the Borough Secretary to execute the documents. Dewar seconded the motion. All ayes, motion carried.

8. Committee Reports:

A. Finance Report:

1. Set 2017 Boat License Fees and Numbers - Hanson made a motion to set the number of available Primary Powered Boat Licenses at an unlimited number for \$75.00, Primary Non-Powered Boat Licenses at an unlimited number for \$30.00, available Resident General Boat Licenses at 30 for \$750.00, available Non-Resident General Boat Licenses at 10 for \$1,500.00, available Secondary Powered Boat Licenses at 300 for \$150.00, and available Secondary Non-Powered Boat Licenses at 500 for \$30.00. After the July 4th weekend, there will be 100 additional Secondary Non-Powered Boat Licenses available with a limit of 2 per lot. A Replacement Boat License for \$20.00, Transfer Boat License for \$50.00, and the Same Day Service Fee for re-registering a boat at \$30.00 per boat. St. Clair seconded the motion. All ayes, motion carried.

B. Police Report – Chief Bellak reported that the department had 3 alarms, 1 animal complaint, 1 hearing, and 105 security checks. Total calls for the month were 122. The UCR Reports have been completed for the month.

Dewar made a motion to accept the resignation of Matthew Truszka as a part-time police officer, effective October 28, 2016. St. Clair seconded the motion. All ayes, motion carried.

9. Old Business:

A. Records Management – Hanson made a motion to accept the proposal from the Somerset County Commissioner’s to pay the County \$20.00 a month in order to store the Borough’s records at their facility at Iron Mountain and to sign the agreements for scanning at no charge for a trial box.

10. New Business:

A. Easement Status and Ongoing Strategy - Miscoe informed Council that Attorney Rullo did file a motion to compel. The Borough sent out interrogatories and they have not responded. Attorney Rullo is requesting that the judge issue an order compelling them to either respond to the interrogatories or impose sanctions to dismiss the case.

Hollern made a motion to move into Executive Session to discuss personnel issues at 7:30 P.M. Dewar seconded the motion. All ayes, motion carried.

At 8:41 P.M. Council returned to Regular Session.

Hanson made a motion to increase the salary of Jerry Bellak, effective January 1, 2017, to \$18.00 per hour. Hollern seconded the motion. All ayes, motion carried.

Hanson made a motion to authorize Lynn Shimer to offer Dean Snyder the position of acting superintendent for a three (3) month probationary period at no increase in salary at this point. Dewar seconded the motion. All ayes, motion carried.

With no further business to discuss, Dewar moved and Hollern seconded to adjourn the meeting at 8:42 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on February 8, 2017 at 6:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Secretary