

MINUTES  
INDIAN LAKE BOROUGH COUNCIL MEETING  
MARCH 8, 2017

The regularly scheduled meeting of the Indian Lake Borough Council was held on March 8, 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  
Curtis Morgese  
Terry St. Clair  
Michael Miscoe, Mayor  
Daniel Rullo, Solicitor  
Michael Barbara, Solicitor  
Jerry Bellak, Police Chief  
David Wood, Zoning Officer  
Dean Snyder, Water and Sewer Operator and Outside Superintendent  
Theresa L. Weyant, Borough Secretary

THOSE ABSENT:

Visitors – Richard Stern, Dustin DeLuca, Tony DeLuca, Don and Gay Reed, Robert Oates, Nicol Andrews, Officer Bobbie Andrews, Tom O’Toole, Ed Warshel, Scott Miller, Marc Alaia.

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 Meeting Held on February 8, 2017 - Shimer asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. Hollern 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. Morgese 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. Morgese 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 – Richard Stern, Dustin DeLuca, Tony DeLuca, Don and Gay Reed, Robert Oates, Nicol Andrews, Officer Bobbie Andrews, Tom O’Toole, Ed Warshel, Scott Miller, Marc Alaia.

4 Dustin DeLuca, District Magistrate Candidate – Dustin DeLuca is running for District Magistrate Judge in Boswell and wanted to introduce himself to the Borough Council

5. Robert Oates, Water Ski Slalom Course - Robert Oates, President of the Indian Lake Ski Club, presented Council with a copy of their permit to install the slalom ski course on the lake for the 2017 season at location #2, which is located by breast of the dam (map attached), along with a copy of the Certificate of Insurances. St. Clair made a motion to authorize the ski club to put in the slalom course at location #2. Dewar seconded the motion. All ayes, motion carried

6. Public Comment:

Marc Alaia informed Council that he has sold the Marina and the closing should be taking place next week. Alaia introduced Ed Warshel and Scott Miller as the new owners of the Marina to Council.

7. Dave Wood's February Report of Building Permits Issued.

8. Legal Report:

A. Easement Status – Attorney Rullo informed Council that all 16 Condemnation cases were dismissed. The Condemnees have filed a motion to vacate or set aside the dismissal of the cases. The argument was scheduled for today but was postponed to March 15th.

9. Correspondence:

A. Musser Engineering-Notification of Intent to Submit an Application to the Department of Environmental Protection for a Small Flow Sewage Treatment System for Osage Lot No. 108 – Musser Engineering will be submitting an application to the Department of Environmental Protection for a Small Flow Sewage Treatment System for Osage Lot No. 108, which is owned by Joseph and Kathleen Landy. Council has thirty days (30) from the date of receipt to submit any comments concerning this project. At this time, Council had no comments or concerns to submit.

B. Somerset County Boroughs Association-March Dinner Meeting – The Somerset County Boroughs Association will be holding the March Dinner Meeting on Thursday, March 16<sup>th</sup> at the Berlin Community Building in Berlin. The cost is \$13.50 per person. Secretary was instructed to reserve 2 seats for Council.

C. Somerset County Tax Collection Committee-Appoint TCC Delegates – Secretary reported that the Borough's TCC Delegates on the Somerset County Tax Collection Committee are Sidney M. Clark, Business Manager for the Shanksville Stonycreek School and the First Alternate Delegate is Samuel Romesberg, II, Superintendent for the Shanksville Stonycreek School. Hanson made a motion to adopt the resolution appointing Sidney M. Clark, Business Manager for the Shanksville Stonycreek School and the First Alternate Delegate is Samuel Romesberg, II, Superintendent for the Shanksville Stonycreek School as the Borough's delegates to the Somerset County Tax Collection Committee. Hollern seconded the motion. All ayes, motion carried

10. Committee Reports:

A. Finance Report:

1. 2016 Audit - Hanson reported that Scansaroli noted that Management has omitted the Management Discussion and Analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial states, is considered to be part of financial reporting for placing the basic financial statements in an appropriate operational, economic or historical context. Scansaroli's opinion on the financial statements is not affected by this missing information. Hanson stated that Council can either prepare a one page analysis of our year-end financial reports and remit that to him along with the General Ledger Reports or Council can continue as we have been in the past. Hanson made a motion to accept the 2016 audit report as submitted. Dewar seconded the motion. All ayes, motion carried

2. Ricoh Software Support Agreement – Hanson made a motion to authorize the Borough Secretary to execute the yearly Software Support Agreement with Ricoh, in the amount of \$183.00. Morgese seconded the motion. All ayes, motion carried.

3. 2016 Non-Uniformed Pension Plan Financial Statements – Morgese made a motion to accept the 2016 Non-Uniformed Pension Plan Financial Statements as prepared by Thomas J. Anderson & Associates, Inc. Hanson seconded the motion. All ayes, motion carried.

B. Road Report:

1. Radio System in Trucks verses the Purchase of Cell Phones – St. Clair made a motion to authorize the purchase of seven (7) Verizon Push to Talk Smartphones with the insurance option if available. 6 cell phones will be used by the Borough and 1 will be for the Police Department. Hanson seconded the motion. All ayes, motion carried. The employee will be responsible for the insurance on the phone and Council will be making an agreement for each employee as to what the Borough’s policy is and what the employees are responsible for with these cell phones.

2. Stonycreek Township Sewer Inspection Fee – Hanson made a motion to remit payment to the Stonycreek Township Supervisors, in the amount of \$50.00, to cover the sewer inspection fee and to authorize Dean Snyder to do whatever else needs done in order to complete the tap in for the Borough Office into the Stonycreek Township Sewer System by May 1, 2017. Morgese seconded the motion. All ayes, motion carried.

B. Police Report – Chief Bellak reported that the department had 1 ATV Complaint, 1 fire call and 143 security checks. Total calls for the month were 161. The UCR Reports have been completed for the month. Chief Bellak reported that the patrol boat has been taken to Richland Marine to have the motor serviced along with the search light, that will be repaired or replaced.

C. Environmental Report:

1. 2017 Lake Draw Down Application - Hanson made a motion to authorize the Borough Secretary to apply for the 2017 Lake Draw Down Permit. Dewar seconded the motion. All ayes, motion carried

11. Old Business: None.

12. New Business: None.

1. Refuse Collection Contract – Hanson made a motion to extend the contract with Advanced Disposal for option year 4 and 5 under the existing contract.

	<u>Curb Side Service</u>	<u>Back Door Service</u>
Year 4	\$13.67	\$17.67
Year 5	\$13.94	\$17.94

Dewar seconded the motion. All ayes, motion carried.

2. Flags - Marhefka made a motion to authorize the Borough Secretary to purchase an American and a State Flag along with the stands for the conference room. Hanson seconded the motion. All ayes, motion carried.

3. New Boat House Construction – Marhefka asked the Planning Commission to look at new boat house construction. Marhefka would like the commission to consider the idea that instead of allowing enclosed boat houses that boat houses would be required to have sliding doors so that in the summer the sides would be folded up in order to give neighbors a better view of the lake. Hollern stated that the Planning Commission already looked at this but they would revisit this issue.

Hanson made a motion to move into Executive Session to discuss potential litigation at 7:27 P.M. Hollern seconded the motion. All ayes, motion carried.

At 8:38 P.M. Council returned to Regular Session

Hanson made a motion to authorize Attorney Rullo to appeal the Administrative Order from the Pennsylvania Department of Environmental Protection order received on Monday, March 6, 2017. Dewar seconded the motion. All ayes, motion carried.

With no further business to discuss, St. Clair moved and Hollern seconded to adjourn the meeting at 8:39 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on April 12, 2017 at 6:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant  
Borough Secretary