

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
DECEMBER 12, 2018

The regularly scheduled meeting of the Indian Lake Borough Council was held on December 12, 2018 at 6:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Curt Morgese
Lynn Shimer, President
Bob Hanson
Shaun Nemeth
Michael Barbera, Solicitor
Jerry Bellak, Chief of Police
Dean Snyder
Michael Miscoe, Mayor
Scott Hollern
Patricia Dewar
Terry St. Clair
Dave Wood

Visitors - Bob Marhefka, Chris Smith, Cyndy Weir, Dustin Weir, Ron Petrina

ORDER OF BUSINESS

1. The meeting was called to order at 6:00 by Lynn Shimer, Borough Council President.
2. Hanson made a motion to accept the minutes from the October 10, 2018 meeting, Dewar seconded. All ayes, motion carried.
3. Financial Reports - Hanson made a motion to approve the Profit & Loss Budget Performance, Unpaid Bills and Summary of Account Balances as presented for the General, Water and Sewer funds, Morgese seconded. All ayes, motion carried.
4. Welcome Visitors - Bob Marhefka, Chris Smith, Cyndy Weir, Dustin Weir, Ron Petrina
5. Public Comment: Dustin Weir requested the names and addresses of all Indian Lake Borough residents, Hanson suggested using the county website, Barbera did not believe our office would not have a complete listing,
6. Dave Wood's Report of Building Permits Issued - See attached report. Wood commented that all but 5 signs have been paid for, Ringler reported that those 5 signs have been out there for a long time and the owners believed they had paid for a permit. Ringler is going to make sign permit stickers that will be issued as permits are applied for. The stickers will have the issued date and the permit number starting in 2019. St. Clair commented that Ron Sieling's posts are right up against the black top again and will be taken down by the plows.
7. Legal Report:
 - A. ATV Ordinance-Barbera requesting input on his email to Council and he will draft an Ordinance. Council agreed to only posting the entrances to the Borough rather than every road.
 - B. Mateer-Mateer was sent a notice of violation for non-conforming use and abandonment
 - C. Wolf-A hearing has been scheduled for January 3rd with the district magistrate.

- D. Fuel Bids—There weren't any bids received, Barbera informed Council that they have 45 days to get a contract in place.
- E. There are 3 matters of litigation in which identifiable claims have been made to be discussed in executive session.

8. Correspondence:

- A. The Children's Aid Home of Somerset County requested a donation for 2018. Hanson made a motion to donate \$50, Dewear seconded, all ayes, motion carried.
- B. Laurence Dykes—Sent a check to the Borough for his "Golf Club Bond", Barbera will handle from here.
- C. Stonycreek Township Co-op Meeting—December 19th at 10:00, Wood will attend.

9. Committee Reports:

A. Finance—

- i. Budget—Ringler advertised the 2019 Budget in the Daily American on November 23, 2018. Based on lack of comment, Hanson made a motion to enact the 2019 \$1.352 million budget as advertised, Hollern seconded, all ayes, motion carried.
- ii. Tax Ordinance—Ringler advertised the 2019 Tax Ordinance (Ordinance No. 186) in the Daily American on November 23, 2018. Based on lack of comment, Hanson made a motion to enact Ordinance No. 186, with the 2019 tax rate at 14.3 mils, Morgese seconded, all ayes, motion carried.

B. Roads & Maintenance—See attachment. Snyder reported that Dan Dively (Lake Stonycreek) asked to borrow the Borough's "Stay Off Lake" signs, he did allow Dively to borrow the signs. St. Clair reported that he authorized the road crew to install a vent system for the upper garage. Snyder questioned if the road crew was permitted to pull a stuck vehicle out, Hollern commended that he checked with the insurance carrier and they are to use their own discretion.

- i. Fuel Bids—This was discussed during the Legal Report.
- ii. Roof Bids—St. Clair reported that he collected 3 bids for the new roof at the ILGC, the work would include removing the old roof, replacing with 40 year warranty shingles, hauling refuse, building cricket behind fireplace. Lowe's bid \$19,000, Stonycreek Valley Construction bid \$15,000 and Messer Construction bid \$14,900. St. Clair made a motion to accept Messer Construction's bid for \$14,900, Hanson seconded, all ayes motion carried.

C. Police - See attachment. The officers questioned if there was a way to identify resident from non-resident vehicles, possibly with a sticker. After much discussion, Morgese stated he was not in favor.

D. Personnel—There was one matter to be discussed during executive session.

- i. Personnel Handbook—Barbera will personalize and have ready for adoption in January.

E. Environmental

- i. Calendar's Run—There was nothing to report.
- ii. Fish Stocking—Shimer reported that they will not be stocking fish this year. Kirkpatrick was unable to secure the fish from the grower.

F. Water and Sewer Report—Hanson reported that he has drafted two agreements, one with Shanksville for treatment, Shanksville is ready to start any time with the exception that EADS Group is slightly concerned if it is partially treated or raw sewage, EADS is looking into the issue. Stonycreek Township has still not engaged and will not return calls or emails, Hanson reported this is not an issue until we are ready to use the line. Miscoe questioned where the sewage would come from, Hanson answered that it could come from small flow systems, the holding tank at the Marina or anywhere else we would see fit. Hanson also reported that Randy Younkin from Berlin charges Indian Lake residents a flat \$150 septic tank pump fee.

- i. SCADA—There was nothing to report.
- ii. ACT 537 Plan Update/Strategy—There was nothing to report.

- iii. Notice of Water Violation—There was nothing to report.
 - G. Planning and Zoning—Hollern reported that Planning did approve the Indian Lake Resort Subdivision Revision and it has been submitted to Mussers.
 - H. Parks and Recreation—There was nothing to report.
 - I. Land Management—The contract was discussed during executive session.
 - J. Stormwater Management—There was nothing to report.
 - K. ATV's and Snowmobiles—There was nothing to report.
 - L. Boating—Miscoe reported that he met with Dick Stern to discuss the current issues. They agreed that creating a survey will be the best way to gauge the residents' concerns. Geoff Miscoe is working on the story boards to create an education video. Hanson stated the new state stickers would be going out in the mail this week. Hanson made a motion to issue an e-news to correspond with the state and establish the fee structure the same as 2018, Dewar seconded, all ayes, motion carried.
10. Old Business:
- A. Regatta 2019—There was nothing to report.
11. New Business:
- A. Sewage Maintenance Fee Waiver Request—Hanson stated there are several residents with "special" systems that do not want to pay the \$20 Sewer Maintenance Fee when they are required to have their systems inspected by the manufacturer or installer. St. Clair made a motion to allow St. Clair to put the work into getting qualified systems to apply for a sewer maintenance waiver, Hanson seconded, all ayes, motion carried.

A motion was made to move into executive session to discuss three matters of personnel, four matters of litigation and one matter of leasing real estate, with anticipated action at 7:29, seconded. All ayes, motion carried.

At 9:44 Council returned to regular session.

Hanson made a motion for Indian Lake Borough Council to formally accept the terms of the resolution from Stonycreek Township relative to the taking of 137.02 archway portion of the wellhead protection area of Well-99, located on Lot 23, in condition upon that Indian Lake Borough will not take by eminent domain bounds of Lot 23 unless required by law including by administrative agencies.

St. Clair authorized Barbera to put together a bid package for the pole building and advertise once the specs are approved.

Dewar made a motion to adjourn the meeting at 8:39, Hanson seconded, all ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on December 12, 2018 at 6:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Kirsten Ringler
Borough Secretary