

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
APRIL 8, 2015

The regularly scheduled meeting of the Indian Lake Borough Council was held on April 8, 2015 at 7:00 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 D. Miscoe, Mayor
Theresa L. Weyant, Borough Manager
David Wood, Zoning Officer
Daniel Rullo, Solicitor

THOSE ABSENT:

Scott Hollern
Frank Moldovan, Superintendent

Visitors – Richard Stern, Bob Oates, Ron Petrina, Monica Morrill, and Amber Rosado.

The Meeting was called to order at 7:00 P.M. by Lynn Shimer, President.

ORDER OF BUSINESS

1. Approve the Minutes of the Meeting Held on March 11, 2015 - Shimer asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. St. Clair 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. Dewar 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, Bob Oates, Ron Petrina, Monica Morrill, and Amber Rosado.
4. 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 2015 season at location #3, which is located down by Mohawk and the stump area (map attached), along with a copy of the Certificate of Insurances. Oates informed Council that the Fish and Boat Commission would like the slalom course number posted and in order to do this, 1 (one) additional buoy might need to be added to the course. St. Clair made a motion to authorize the ski club to put in the slalom course at location #3. Morgese seconded the motion. All ayes, motion carried

5. Legal Report:

A. David Rohrich Challenge to Ruling/Septic – Rullo noted that Mr. Rohrich's attorney has filed their brief with the Commonwealth Court but the Court rejected their brief due to the font being too small. They will need to resubmit their brief and once that is resubmitted, the Borough will have thirty (30) days to submit their brief.

B. John Oliver Zoning Hearing Board Appeal Update – Attorney Rullo informed Council that Judge Klementik will hear arguments on April 17th at 1:30 PM.

C Lawrence J. Crespo Civil Action Hearing – Attorney Rullo informed Council that Mr. Crespo did not appeal the District Magistrate’s decision and therefore he has entered judgement proceedings against him.

F. Al and Rosemary Lichtenfels Structural Damage to Residence – Attorney Rullo informed Council that this matter is now in the hands of the Borough’s insurance carrier and there is nothing new to report on this matter at this time.

6. Monica Morrill-County Commissioner Candidate – Ms. Morrill thanked Council for allowing her to introduce herself as a candidate for Somerset County Commissioner.

7. Correspondence: None.

8. Committee Reports:

A. Finance Report:

1. Finalization of Somerset Trust Line of Credit – Hanson made a motion to authorize Attorney Rullo to prepare the formal agreement with Somerset Trust Company to defintize the loan. Dewar seconded the motion. All ayes, motion carried.

B. Road Report:

1. Kickapoo Court – Attorney Rullo stated for the record that a Public Hearing was held on April 8, 2015 at 6:30 PM to hear any public comments on the Borough accepting Kickapoo Court as a public road. A metes and bounds description has been prepared by Musser Engineering and a Deed of Dedication has also been prepared. There were no public comments received at the public hearing and there was no one in attendance that objected to the Borough taking over Kickapoo Court as a public road. Hanson made a motion to adopt Ordinance No. 173, dedicating Kickapoo Court as a public road, as advertised and presented. Dewar seconded the motion. 6 ayes and 1 abstention. Motion carried. St. Clair filed the abstention memorandum with the Borough Secretary.

2. Ratify the Purchase of the Fuel Tank for the ’05 GMC Truck – Hanson made a motion to ratify the purchase of the fuel tank for the ’05 GMC Truck, in the amount of \$1,073.25, from FleetTruckParts.com. Dewar seconded the motion. All ayes, motion carried.

3. Authorization to Bid the Gasoline, Diesel and Heating Oil - Dewar made a motion to authorize the Borough Secretary to solicit bids for gasoline, diesel and heating oil. Hanson seconded the motion. All ayes, motion carried

4. Authorization to go out for Bids for Weed Eating Around Fire Hydrants, Road Signs and the Hiking and Biking Trail and Trailheads and to Touch Up and Weather Coat the Picnic Tables and Benches on the Hiking and Biking Trail - Morgese made a motion to authorize the Borough Secretary to solicit bids for the Weed Eating Around Fire Hydrants, Road Signs and the Hiking and Biking Trail and Trailheads and to Weather Coat the Picnic Tables and Benches on the Hiking and Biking Trail. Hanson seconded the motion. All ayes, motion carried.

C. Police Report – Mayor Miscoe reported that the police did 36 security checks during the month of March. All officers have completed their updates, the accrutraks were calibrated and the UCR reports were brought up to date. The new cruiser is back in service and the old cruiser is at Mayor Miscoe’s house to take light bars off and he will list the old cruiser for sale on Muncibid.

D. Environmental Report:

1. Calendar’s Run – Shimer informed Council that Joseph Snyder, from the Department of Environmental Protection, has submitted another request for additional information and each member of Council has been provided with a copy of that e-mail. G. Force is already working on this and a lot of this stuff has already been submitted once and we will need to resubmit it again. The Macroinvertebrate Survey Report still needs to be completed.

2. Change Order No. 1 for the Macroinvertebrate Study – St. Clair made a motion to accept Change Order No. 1, in the amount of \$2,923.00, to complete the Macroinvertebrate Study. Hanson seconded the motion. All ayes, motion carried.

3. Somerset Rural Electric Easement – Council would like to schedule a meeting with Attorney Rullo and Somerset Rural Electric to review the easement agreement that is currently in place.

E. Water & Sewer Report:

1. Chalet Water Project – Hanson informed Council that he had Dean Snyder, Water Operator for Indian Lake Borough, estimated the total cost for this project - materials - \$1,500.00 and labor - \$6,500.00. Hanson made a motion to authorize the expense to do the Chalet Water Project up to \$10,000.00. St. Clair seconded the motion. All ayes, motion carried.

2. Lake Stonycreek Sewer Line – Hanson informed Council that he received a call from the Stonycreek Township Supervisors and they going out for bid for the sewer line project around Lake Stonycreek and wanted to know if the Borough was still interested in paying the difference for installing a 10” or a 12” sewer line from Shanksville to Indian Lake Borough in order to accommodate the Borough tying into the sewer system at some future time. Hanson stated that Council felt that was in the best interest of the Borough and agreed two (2) years ago that was the direction the Borough wanted to go in and as such wanted them to get a bid for the larger sewer line.

F.. Dam Report:

1. Piezometer and Monitoring Well Data Review and Action Plan – Hanson reported that the piezometer and monitoring well data reading numbers are settling down and the water levels are either stable or dropping a little bit. At this time, the Borough won’t need to have the dam’s toe drains cleaned out.

G.. Parks and Recreation – Morgese reported that they have started clearing the area and they will be leveling everything off and planting grass.

9. Old Business:

10. New Business – Morgese stated that he has been receiving comments from residents that they are concerned about the lack of communication coming from the Borough about what is going on. Will the monthly e-news be started back up? Mayor Miscoe stated that his spring newsletter will be going out shortly.

11. Public Comment:

Ronald Petrina asked if the Borough could take their bigger tractor on the Hiking and Biking Trail and cut back the sides of the trail because it is getting over grown with briar bushes.

Hanson made a motion to move into Executive Session to discuss potential litigation at 8:36 P.M. Morgese seconded the motion. All ayes, motion carried.

At 9:29 P.M. Council returned to Regular Session

With no further business to discuss, Hanson moved and Morgese seconded to adjourn the meeting at 9:29 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on May 13, 2015 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager