

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
MAY 13, 2015

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

THOSE PRESENT:

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:

Lynn Shimer, President

Visitors – Richard Stern, Carl Chapman, Tom O’Toole, Charles Fox, Paul Cornez, and Ronald Petrina.

The Meeting was called to order at 7:00 P.M. by Patricia Dewar, Vice President.

ORDER OF BUSINESS

1. Approve the Minutes of the Public Hearing Held on April 8, 2015 - Dewar 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.

Approve the Minutes of the Meeting Held on April 8, 2015 - Dewar asked for additions and/or corrections. There being none, St. Clair made a motion to approve the minutes as submitted. Morgese 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. Hollern seconded the motion. All ayes, motion carried.

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

3. Welcome Visitors - Richard Stern, Carl Chapman, Tom O’Toole, Charles Fox, Paul Cornez, and Ronald Petrina.

4. Dave Wood’s April Report of Building Permits Issued. Council requested that Wood also put the lot name and number on the report so they know where the work is being done. 5. Correspondence:

5. Correspondence:

1. Somerset County Boroughs Association – The Somerset County Boroughs Association will be holding their May Dinner Meeting on Thursday, May 21, 2015 at the Somerset Borough Public Safety Building. The EADS Group will be covering the cost for the dinner meeting. Morgese will go and he will check with Shimer to see if he would also be interested in attending and will let the Borough Manager know tomorrow so she can make the reservations.

2. Office of Tax Claim Bureau-Private Tax Sale Bids – The Office of the Tax Claim Bureau is requesting a letter from the Borough as to what the Borough will consider for approval to purchase property at a Private Sale. Hanson made a motion to authorize Attorney Rullo to send a letter to the Tax Claim Bureau notifying them that the Borough wants to view private offers on a case by case basis in order to collect the Service Corporation past due fees. St. Clair seconded the motion. All ayes, motion carried.

6. Legal Report:

A. David Rohrich Challenge to Ruling/Septic – Rullo informed Council that the Borough’s brief is due to the Commonwealth Court on May 14, 2015 and he will e-mail each Council Member a copy of the brief when it is filed.

In the meantime, the Borough’s Sewage Enforcement Officer has been evaluating as to whether or not Rohrich can accommodate some of the issues in order to get a sewage permit. There has been a request to treat the garage as an attachment to the main house if they would connect the piping from the garage, to the house, and then to the septic system. The Borough’s SEO has stated that they must physically attach the garage to the house in order to be able to permit that.

B. John Oliver Zoning Hearing Board Appeal Update – Attorney Rullo informed Council that Judge Klementik heard arguments on April 17th at 1:30 PM and this matter is now under advisement.

C LCT Energy – Attorney Rullo informed Council that a conference with the Environmental Hearing Judge was held and he issued an order scheduling a hearing for March 22nd, 23rd, and 24th, 2016, in Pittsburgh. A request has been made to hold the hearing at the Somerset County Court House. The Judge has extended the discovery time until November 30, 2015.

7. Committee Reports:

A. Finance Report:

1. Stonycreek Valley Development Corp-Dam Assessment – Hanson informed Council that whenever the Borough was doing the repairs to the dam, the Borough had to buy two (2) lots on Lake Stonycreek in order to extend the toe of the dam. Lake Stonycreek Valley Development Corp. has assessed the Borough for \$6,000.00 for those 2 lots which the Borough owns, for dam maintenance repairs on Lake Stonycreek. Council asked Morgese if he would speak with Larry Rosage, President of the Lake Stonycreek Development Corp., about the assessment charges.

2. Finalization of Somerset Trust Line of Credit – Hanson made a motion to authorize Lynn Shimer to execute the Loan Modification Agreement with Somerset Trust Company as prepared and presented. Morgese seconded the motion. All ayes, motion carried.

3. Ricoh Software Support Agreement – Hanson made a motion to authorize the Borough Manager to execute the yearly Software Support Agreement with Ricoh, in the amount of \$184.00. Hollern seconded the motion. All ayes, motion carried.

B. Road Report:

1. Open Bids for Gasoline, Diesel, and Heating Oil - Bids for the Gasoline, Diesel, and Heating Oil were opened and quotes were as follows:

	<u>Gasoline</u>	<u>Diesel</u>	<u>Heating Oil</u>
Glassmere Fuel Service	.229	.209	.229
Luther P. Miller	.16	.16	.16

Hanson made a motion to accept the bid furnished by Luther P. Miller. St. Clair seconded the motion. All ayes, motion carried.

2. . Open Bids for Mowing – Bids for the mowing were opened and quotes were as follows:

	<u>Matt Delano</u>	<u>Dependable Lawn Service</u>
Hiking and Biking Trail	250.00	270.00
Fire Hydrants	250.00	400.00
Signage	300.00	480.00
Weather Coating Benches and Picnic Tables	250.00	565.00

Hanson made a motion to accept the bid furnished by Matt Delano. Hollern seconded the motion. All ayes, motion carried.

3. Request for Piping on Peninsula 1077- St. Clair informed Council that a request has been made for the Borough to pay for the piping and the property owner would pay for the labor to pipe the water runoff that discharges on their property down to the lake. St. Clair noted that this is a pre-existing condition and the Borough's piping and culverts are working properly and adequately and therefore does not recommend that the Borough pay for the piping. This is private property and it is up to the property owner to pay for the expense of piping the water runoff to the lake if that is what they want to do.

4. Indian Lake Marina Request for Road Paving – St. Clair informed Council that a request has been made by the Indian Lake Marina to help pay for the cost of paving the road down to the public launch ramp. The Borough only has an easement to use the road to the public launch ramp and we aren't the owners of the road and therefore, the Borough cannot use public funds to help pave for a privately owned road.

5. Authorization to Go Out for Bids for the 2015 Road Paving Projects and Stone Aggregates – St. Clair made a motion to authorize the Borough Secretary to solicit bids for the 2015 Road Paving Projects and Stone Aggregates. Hanson seconded the motion. All ayes, motion carried

C. Police Report – Mayor Miscoe reported that the police had 155 calls for the month of April and the majority of those calls were security checks. Officer Rigby completed a 40 hour course on Crisis Intervention. Officers Kistler and Rigby have completed their First Aid and CPR update. The Acutrak stop watches were calibrated. The UCR Reports have been completed. Staley Communications installed the new radio in the cruiser, the portables radios still haven't arrived. The department will not be provided a radio for the patrol boat and the cost to purchase a radio is \$4,000.00, therefore, the officers will be relying on their portable radios whenever they are patrolling the lake. Mayor Miscoe noted that the prop is missing from the Patrol Boat and Officer Rigby is working with the Marina on this issue. The officers will be qualifying with their weapons this weekend.

D. Personnel Report:

1. Worker's Compensation Renewal – Manager informed Council that the Borough received two quotes for the Worker's Compensation Insurance. They are from State Worker's Insurance Fund, in the amount of \$15,096.00 and United Wisconsin Insurance Company, in the amount of \$13,003.00. Hanson made a motion to change the Worker's Compensation carrier to Wisconsin Insurance Company at the annual quoted price of \$13,003.00. St. Clair seconded the motion. All ayes, motion carried.

9. Old Business:

10. New Business – Marhefka stated that the Borough Office needs repainted as well as the doors and the windows and also the door at the pole building is all rusted and would like something done with that also.

11. Public Comment:

Tom O'Toole stated that the Borough has a real problem with the exploding goose population and wanted to know if the Borough was planning on doing anything about it. Council stated that they were using Crespo's Wildlife Solutions but if you recall he is no longer licensed to do this type of work. Right now the only means that the Borough has is to keep it open for hunters and to look for another individual who is licensed to addle the eggs and/or harass them.

Hollern made a motion to move into Executive Session to discuss personnel at 9:27 P.M. Hanson seconded the motion. All ayes, motion carried.

At 9:39 P.M. Council returned to Regular Session

With no further business to discuss, Morgese moved and Hollern seconded to adjourn the meeting at 9:39 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on June 10, 2015 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager