

MINUTES  
INDIAN LAKE BOROUGH COUNCIL MEETING  
JUNE 10, 2020

The regularly scheduled meeting of the Indian Lake Borough Council was held on June 10, 2020 at 6:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Bob Hanson, via Join.Me  
Lynn Shimer, via Join.Me  
Kim Yantus  
Curt Morgese  
Paul Balint  
Scott Hollern  
Dean Snyder  
Jerry Bellak, Chief  
Michael Miscoe, Mayor, via Join.Me  
Michael Barbera, Solicitor

THOSE ABSENT:

Shaun Nemeth

Visitors - Dick Stern, Ron Petrina

ORDER OF BUSINESS

1. Pledge of Allegiance
2. The meeting was called to order at 6:00 by Lynn Shimer, Council President.
3. Hollern moved to approve the May 13, 2020 minutes, Hanson seconded. All ayes, motion carried.
4. Financial Reports - Hanson moved to approve the Profit & Loss Budget Performance, Unpaid Bills, Summary of Account Balances and Previous Year Comparison reports as presented for the General, Water and Sewer funds, Balint seconded. All ayes, motion carried.
5. Welcome Visitors - Dick Stern, Ron Petrina
6. Public Comment - There was no public comment.
7. Dave Wood's Report of Building Permits Issued - See attached report.
8. Roads and Maintenance - See attached report.
  - A. Somerset County Planning Commission - Barbera will contact Brad Zearfoss.
  - B. Truck Sale - Hanson moved to authorized Ringler to sign the title to transfer ownership of the 2017 International to Shade Township, Morgese seconded. All ayes, motion carried.
  - C. Paving - Snyder reported George Spinelli prepared two bid packages, one for paving and one for sealcoating. The sealcoating package contains two options, double sealcoat and fiber sealcoat. The total distance is 4.1 miles from the top to the bottom of Palmer Drive around the Peninsula. Ringler will advertise for opening at the July meeting.
  - D. Road to Boat Launch - Balint questioned who owns and is responsible for the road down to the boat launch, it was stated that it is owned in part by the Marina and in part by Marc Alaia. Balint questioned if that road could be obtained by eminent domain, the ultimate question would be the cost. Hanson stated that Barry Long owns the property between the the road to the launch and the first home past the launch, obtaining that land would be another option to have better access to the launch. Hanson will initiate conversation with Long about acquiring the property.

9. Legal Report:

- A. Easement Status & Ongoing Strategy - Barbera reported the Miller case is scheduled for September with a four-day jury trial.
- B. John Oliver Update - There was nothing to report.
- C. Donald Mateer Property - Barbera reported a motion of judgement on pleadings was filed and it is waiting on Judge Bittner to schedule a hearing.
- D. Somerset REC Right-Of-Way Agreement - There was nothing to report.
- E. Appeal of DEP Administrative Order - This matter was discussed in executive session with matters related to Hanson's report on Lake Properties.
- F. Shanksville Borough Sewer System - Barbera reported he was in contact with Chad Pritts, Shanksville's solicitor. Shanksville is in favor of putting both engineers in place to start the process. Shanksville's concern was being responsible for 50% of the development cost, Barbera confirmed that was not the case. Indian Lake was just interested in having the engineers look at the viability of the project. Hanson spoke with Sean Isgan at CME and he is willing and able to pursue the project. Hanson moved to engage CME, Hollern seconded. All ayes, motion carried.
- G. Water Treatment Plant Property & Agreement - This matter was discussed in executive session.

10. Correspondence - There was nothing to discuss.

11. Committee Reports:

- A. Finance Report - There was nothing to report.
- B. Police Report - See attached Report. Chief Bellak reported he assisted with the parade in Shanksville for the senior class, he received a card thanking him for his assistance.
  - i. Power Steering - Hanson moved to ratify the purchase of the power steering system for the patrol boat for \$2,182.88, Morgese seconded. All ayes, motion carried.
  - ii. Dock Numbers - Chief Bellak reported there was a recent incident at Wenatchee Park concerning residents being unsure of dock ownership. Bellak requested for a stronger push for dock/lot numbers on each lake front lot. Miscoe suggested an e-News giving a one month warning to get a lot/house number posted, any properties without a number will be cited. Morgese questioned the placement, Miscoe confirmed it needs to be visible from the lake and follow the size requirements, it can be placed either on the dock or on the property.
  - iii. SOP - Chief Bellak edited and reviewed the existing SOP which Miscoe distributed to Council for review. Miscoe questioned if the SOP could be adopted internally or by Council. Barbera confirmed it should be done by Council as it establishes rank of officers. Miscoe thanks Chief Bellak and Wendy Bellak for the had work to get it done. Hanson moved to adopt the SOP with any editorial corrections that need to be made, Hanson seconded. All ayes, motion carried.
  - iv. Lake Patrol - There were several posts on the Indian Lake Community Facebook page implying the lake of police patrol on the lake. Miscoe confirmed that the patrol is primarily on the weekends when there is a higher traffic volume. It has been a mostly warn and educate approach rather than citations. Morgese suggested that jetski's be routinely checks for PWC license as younger jetskiers have been a problem relative to excessive speed and reckless behavior. Miscoe would like to consider increasing the speed to reduce some of the wakes close to shore as boats can't get on plane with the current speed restriction. Miscoe believes the wake boats have gotten the message and are staying closer to the center of the lake. Balint suggested as more residents are staying for the

entire summer the week day boat traffic is much heavier and police patrol should be during the week as well. Balint questioned the above wake speed time frames, the time frames were concerned. Hollern also suggested informing residents that the proper channel to issue a complaint or a law being broken is not through social media and to issue the complaint directly to the police department, 911 or Council.

C. Personnel Report:

- i. Volunteer Firefighter Time - Yantus prepared a policy with the assistant of Barbera. Balint moved to approve the policy as an amendment to the personnel manual, Yantus seconded. Yantus and Ringler will work to fit it into the current manual.
- ii. On-Call Nurse and Panel - There was nothing to report.

D. Environmental Report:

- i. Weed Treatment - Morgese moved to approve the agreement with Aquatic Environment Consultants with a cost not to exceed \$50,000, Hollern seconded. All ayes, motion carried.
- ii. Subaru "Day of Caring" - Ringler has arrange with Lindsay Forney to have a community clean up day with Subaru's "Day of Caring" program on June 27. Ringler will work with Forney on supplies and arrangements.
- iii. Lake Drawdown - Hollern and Shimer will work on a schedule for the next meeting.

E. Water and Sewer Report

- i. Somerset Well Drilling Quote - Snyder and Hanson reported that the Well #2 controller was repaired but a backup pump and controller should be purchased in the event of an emergency. Hanson moved to authorize Snyder to purchase the backup pump and controller for \$4554.44, Balint seconded. All ayes, motion carried.
- ii. Laurel Mountain HVAC Quote - Snyder received a quote to install an AirTemp mini-split system at Well 99-1 to help with the humidity. The unit would serve as a dehumidifier and air conditioner during the warmer months to prevent condensation that is damaging the electronics. Hanson moved to authorize Snyder to have the unit installed for \$2,500, Balint seconded. All ayes, motion carried.
- iii. Well 99-1 Cameras - Snyder mentioned having security cameras installed to monitor the pump house as well as the back side of the breast of the dam. After discussion, Hollern suggested tabling the topic until more information is available. Yantus will work with Chief Bellak to research cameras and work with Snyder on the location.
- iv. Dam Valve - Snyder reported during the quarterly valve exercises the valve inside the lake is not operating a full capacity opening or closing. Snyder believes that it is hydraulic related.

F. Planning/Zoning Report - Hollern questioned what can be done to discourage property subdivision that adds more boat license to the already crowded lake. Miscoe believes you can adopt a rule that would not entitle the new lot owners to boat license for subdivided lots.

G. Parks & Recreation - Morgese reported that Snyder and the road crew cleaned up the fences and benches on the hiking/biking trail and stained them.

H. Land Management - Morgese reported he spoke with the Smiths and they are have reported having a successful May and June. Kelly Smith submitted the sales tax report for May to Ringler.

I. Storm Water Management - There was nothing to report.

12. Old Business:

- A. Comcast Renewal - There was nothing to report. Hanson reported Verizon is still considering putting a tower in the area.
- B. Separate Quickbooks Logins - Ringler reported a second Quickbooks login has been created.

- C. ATV Signage - There was nothing to report.
- D. Directional Sign - There was nothing to report.
  
- 13. New Business:
  - A. Bob Hanson Resignation - Hanson submitted his letter of resignation with an effective date of December 31, 2020. Hollern is going to work with Hanson to take over head of Finance and Balint is going to work with Hanson to take over head of Water and Sewer. Hanson has agreed to both matters. Hanson suggested deferring assigning the Vice President position another month.
  
- 14. Executive Session - Morgese move to move into executive session at 8:38 for matters of litigation in which identifiable claims have been made and one personnel matter, Balint seconded. All ayes, motion carried.
  
- 15. Council returned from executive session at 10:00. Hanson moved to authorize Gibson Thomas to prepare subdivision plan for water treatment plant property and survey to accompany it and to otherwise accept dedication of the resulting parcel conveyed by Lake Properties to the Borough and to take any and all actions necessary to achieve that, Hollern seconded. All ayes, motion carried.
  
- 16. Hollern moved to adjourn the meeting at 10:02, Morgese seconded. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on July 8, 2020 at 6:00 P.M. at the Indian Lake Borough Building or by teleconference.

Respectfully submitted,

Kirsten Ringler  
Borough Secretary