

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
AUGUST 12, 2020

The regularly scheduled meeting of the Indian Lake Borough Council was held on August 12, 2020 at 6:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Bob Hanson (via Join.Me)
Lynn Shimer (via Join.Me)
Curt Morgese
Paul Balint
Shaun Nemeth
Kim Yantus
Dean Snyder
Jerry Bellak, Chief of Police
Michael Miscoe, Mayor

THOSE ABSENT:

Scott Hollern
Michael Barbera, Solicitor
Dave Woods, Zoning Officer

Visitors - Dick Stern, Ron Petrina

ORDER OF BUSINESS

1. Pledge of Allegiance
2. The meeting was called to order at 6:01 by Bob Hanson.
3. Hanson called for approval of the meeting minutes, Balint requested adding more information on the service call procedure. Siehl confirmed she will make the changes. Yantus moved to approve the minutes with the amended service call information, Balint 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, Hollern 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. It was asked if all garage or storage shed permits are on properties where the property owner also owns a home elsewhere in the borough. Hollern confirmed planning and zoning will review the section pertaining to garages and storage sheds.
8. Roads and Maintenance - See attached report.
 - A. Stone Bid - See attached proposed stone bid. Snyder confirmed he is working with George Spinelli to get the bid package together for opening at next months meeting. Hollern authorized Siehl to advertise the stone bid, Nemeth approved.
 - B. Bags at Shoshone - Snyder had the bags of soil tested, it came back with a pH of 6.5, which is good for topsoil. Snyder checked with local companies on pricing but is concerned that getting a vehicle in and out of the park could be an issue. Nemeth said he will talk with Jesse Burkholder at Mulch King about the possibility of selling the topsoil for us and the borough will keep one bag.
 - C. 2005 GMC - Snyder and Nemeth reported that the 2005 GMC is going to need back end maintenance. Nemeth instructed Snyder to get a quote on a

rebuild from Legacy before winter. Snyder and Siehl will work on getting a maintenance on vehicle and equipment history.

- D. Stormwater - Snyder reported several residents have expressed concern with drainage issues with ditches/culverts and requested help from the borough to repair these issues. After discussion it was decided that unless the stormwater issue was directly caused by the borough it is not the responsibility of the borough to repair. Snyder questioned who is in charge of Stormwater Management, Miscoe confirmed the agreement states "the municipality" is responsible for stormwater management, for the time being, issues can be directed to Snyder and redirected if necessary from there.
- E. Condo Waterlines - Snyder questioned if the borough is responsible for the waterlines into the condos as it will be difficult to get a vehicle there for any repairs to lines. He also asked if the lines up to the tap are owned by the borough or the HOA of the condos. Hanson will assist Balint in researching. The issue of sewer and waterlines at the Lodge and any properties that had lines ran not by the Borough was brought up. Hanson will look for drawings that exist to possibly clarify who is responsible for what lines.
- F. TIPS Application - Nemeth reported he submitted the application and is waiting to hear back from Brad Zearfoss.

9. Legal Report:

- A. Water Treatment Plant Property & Agreement - Miscoe reported the permit was approved by DEP.
- B. CO&A - Miscoe reported that any changes can be directed to Barbera and Pete Buss and Barbera did not see any objections to changes made at this point.

10. Correspondence - There was nothing to discuss.

11. Committee Reports:

- A. Finance Report
 - i. Team Viewer Invoice - There was nothing to report.
- B. Police Report - See attached Report.
 - i. Proposed Boating Ordinance Changes - Miscoe circulated the proposed changes but the ordinance does not need approved until December or January.
 - ii. Proposed Excessive Noise Ordinance - Miscoe circulated a propose noise ordinance modeled after PSAB to start the discussion. There was an issue that started as a noise complaint that resulted in Officer Wilhelm being put in an uncomfortable situation. The current noise ordinance too subjective and hard to enforce without an ordinance stating specific times and potential violations.
 - iii. Proposal for Part Time Coverage - Central City Borough did accept the proposal. Miscoe reported the contract is \$2/hour over the cost per officer with additional hours outside of requested hours being billed separately. Siehl calculated the cost per hour per officer. Miscoe stated the purpose to the borough would be to retain Officer Pattinson during the winter when there aren't as many hours available outside of the school resource hours. Miscoe confirmed Central City does need any answer as their current contract will expire in September. Nemeth questioned if it would be possible to keep Pattinson scheduled through the winter with the increase in new residents, Miscoe explained he would need to budget for the additional hours. Nemeth asked Bellak if this would affect the coverage at Indian Lake since Indian Lake is getting increasingly busier. Bellak explained he believes the department will be responding to and handling more than Central City anticipates taking away coverage from Indian Lake. Bellak suggested budgeting for more hours to keep Pattinson on board

through the winter. Hollern moved to authorized council to make more hours available and reject Central City's proposal, Balint seconded. Miscoe asked to separate the two issues and he will present a proposal for more hours if/when they are needed. Hollern moved to reject the proposal from Central City Borough for police enforcement, Balint seconded.

- iv. Donation - Bellak reported that resident, Bryan Bozovich, gave a donation of \$100 to the police department. Miscoe requested that the donation be used to purchase ammunition for qualifying officers.
- v. Northwinds - Hanson questioned if the golf cart incident was settled, Bellak explained it is still under investigation and he does have some leads.

C. Personnel Report:

- i. Worker's Compensation Panel - Yantus reported that there was not a premium deduction and does not believe there is a benefit. Miscoe agreed that, in his experience, there is not a financial gain to limiting the providers employers can receive care from in the event of a worker's compensation claim.

D. Environmental Report - There was nothing to report.

E. Water and Sewer Report:

- i. Shanksville/EADS Meeting - Hanson reported he spoke with Sean Isgan and Barbera, Isgan was able to get in touch with EADS and Shanksville Solicitor thinks everyone needs to meet to discuss plans. Hanson has a call with Isgan on August 13, Balint confirmed he can also attend.
- ii. Holding Tank - Morgese questioned if there was a holding tank managed by the Borough as a local realtor has been telling potential new residents that there is. Hanson confirmed that there is not a holding tank managed by the Borough, but that one is being considered.
- iii. DEP Approval of Water Treatment Plant - This was discussed in the legal report. Hanson thanked everyone that was involved.

F. Planning/Zoning Report:

- i. Hollern reported the Planning Commission met to approve the Tiwa Subdivision. Hollern reported there will be a Zoning Hearing Board variance request on August 31 at 5:00 concerning a resident requesting to obtain a variance on setbacks for an addition to his house. Attorney Dick Williams was appointed as solicitor, Jim Dewar was appointed chair of Zoning Hearing Board with Vanessa Keiser as co-chair during the reorganization meeting held August 5th.

G. Parks & Recreation - Morgese updated on obtaining property to create a Borough access road to the boat launch. Morgese met with Musser Engineering, it was determined the grade on the Long property would be too steep. Morgese reached out to Marc Alaia, the property he owns is also for sale for \$500,000, Alaia's property has a grade that would be doable, the Marina is also interested in the Alaia property. Morgese suggested to table the acquisition of property at the time and let the Marina think about purchasing the property.

H. Land Management - It was reported that the annual meeting with the Smith's has been arranged, it is requested that Barbera attend for clarity on issues with the lease agreement. Siehl reported that the accounting end for PLCB is going well.

I. Storm Water Management - This was discussed during the road report.

12. Old Business:

A. Comcast Renewal - There was nothing to report.

B. ATV Signage - Nemeth reported that prices have been circulated. Hollern proposed purchasing new signs as the original signs need replaced.

13. New Business:
- A. Bob Hanson Resignation - Hanson confirmed that he will be resigning from all committees in September. Miscoe reported Joe Lazzaro would be willing to be appointed for the remaining year and then run in the primaries. Hollern questioned who will take over the IT Support as well as research, Hanson stated he is not going anywhere and is still willing to help but would like the option to decline. Hanson will step down from the Finance Committee and take a position on the Planning Commission while Hollern will take over the Finance Committee and step down from the Planning Commission.
 - B. Lake Lowering Schedule - See attached proposed schedule. Miscoe suggested to revise the schedule to state that the lake will be lowered 8-12 feet rather than 10-12 feet, the valve will open no sooner than the second week of October and be closed no later than the first week in April. Council will continue to apply for the permit each year in the event of an emergency. Hanson moved to accept the schedule with the revision, Morgese seconded. All ayes, motion carried.
 - C. MMO Approval - Siehl presented the 2021 Minimum Municipal Obligation from Thomas J. Anderson for \$11,651. Hanson moved to approve and accept the 2021 MMO for \$11,651, Balint seconded. All ayes motion carried.
 - D. Security Cameras - Yantus circulated information that Jarrett Yantus prepared but stated more information is needed to see what is available at the locations for internet service. Hollern suggested Jarrett Yantus looks at the project specifically with Bellak, Snyder and Geoff Miscoe.
 - E. Radios - Miscoe reported that John Sumrada with Bob's Radio Service sent a proposal for renewing the current FCC Licensing to accommodate digital radio transition, increase the antennae by 10 feet with additional mobile units and increase the current wattage to 50 watts.
 - F. Hazard Pay - Snyder reported the road crew was asking if they qualified for hazard pay, Hollern confirmed he will research the matter.
14. Morgese moved to adjourn the meeting at 8:45, Hollern seconded. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on September 9, 2020 at 6:00 P.M. at the Indian Lake Borough Building or by teleconference.

Respectfully submitted,

Kirsten Siehl
Borough Secretary