

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
NOVEMBER 12, 2014

The regularly scheduled meeting of the Indian Lake Borough Council was held on November 12, 2014 at 7:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Lynn Shimer, President
Patricia Dewar
Robert Hanson
Scott Hollern
Robert Marhefka
Lynn Shimer
Terry St. Clair
Michael D. Miscoe, Mayor
Daniel Rullo, Solicitor
Theresa L. Weyant, Borough Manager

THOSE ABSENT:

Curtis Morgese
Frank Moldovan, Superintendent
David Wood, Zoning Officer

Visitors – Richard Stern, Tom O’Toole, Robert Hufford, and Amber Rosado.

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

At this time, Patricia Dewar introduced the Borough’s new employee, Robert Hufford, to Council.

ORDER OF BUSINESS

1. Approve the Minutes of the Meeting Held on September 10, 2014 - Shimer asked for additions and/or corrections. There being none, St. Clair 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 October 8, 2014 - Shimer asked for additions and/or corrections. There being none, Dewar made a motion to approve the minutes as submitted. Hanson 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. Dewar 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. Dewar 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, Tom O’Toole, Robert Hufford, and Amber Rosado.

4. Legal Report:

A. David Rohrich Challenge to Ruling/Septic- Attorney Rullo informed Council that the Borough was successful in getting the injunction to remove the sewer connection from the garage into the existing sewer system and Attorney Rullo has forwarded the Judge’s decision to each member of Council. Post-trial motions have been filed by Mr. Rohrich asking the court to reconsider the decision and Attorney Rullo also forwarded the Post-trial Motions to each member of Council.

B. Proposed Fishing Ordinance – Hanson made a motion to authorize Attorney Rullo to advertise the Proposed Fishing Ordinance for adoption at the December 10, 2014 meeting, based upon the revision that is to be made and provided to Attorney Rullo by Robert Marhefka. St. Clair seconded the motion. All ayes, motion carried.

C. John Oliver, Zoning Hearing Board Ruling Appeal – Attorney Rullo informed Council that he has a meeting before the Court in January of 2015 relative to the status of getting this matter heard.

D. LCT Mining Appeal – Attorney Rullo informed Council that he has to make his Status Report to the Environmental Hearing Board by November 30, 2014.

5. Correspondence:

A. Somerset County Boroughs Association – The Somerset County Boroughs Association will be holding their annual Social Meeting on Thursday, November 20, 2014 at the Oakhurst Tea Room in Somerset. The cost is \$20.60 per person. No one to attend.

6. Committee Reports:

A. Finance Report:

1. Comcast-Commencement of Renewal Process – Hanson reported that the existing contract won't expire until April 30, 2017, so Council won't have to start to do anything with this until April of 2016.

2. Authorization to Advertise the Proposed 2015 Budget - Hanson made a motion to authorize the Borough Manager to advertise the Proposed 2015 Budget as presented, which totals \$1,603,076.00. Dewar seconded the motion. All ayes, motion carried.

3. Authorization to Advertise the 2015 Tax Rate Ordinance - Hanson made a motion to authorize the Borough Manager to advertise the proposed 2015 Tax Rate Ordinance, establishing the real estate tax rate for 2015 at 19.3 mills, for adoption at the December 10th meeting. Dewar seconded the motion. All ayes, motion carried.

4. New Copier Lease - Hanson made a motion to lease a Ricoh MP2553SP digital copier from Ikon Office Solutions, Inc. for a term of 48 months with an image management agreement to include equipment, service and supplies, network printing and scanning capabilities, fax option, and ESP Power Filter and installing Autostore Express. The Borough will also only be billed for copies made at .0075 cents per page. The monthly cost for the copier lease will be \$112.77 plus copy costs. Council is authorizing Ricoh to do a scrub of the hard drive on the old copier at no cost to the Borough. St. Clair seconded the motion. All ayes, motion carried

B. Road Report:

1. Kickapoo Court Road - Hanson informed Council that he has prepared a draft ordinance and sent it to Attorney Rullo to review but the Borough will still need a Deed of Dedication. Attorney Rullo stated that he will prepare that document.

C. Police Report:

1. Resignation of Chad Howell – Dewar made a motion to accept the resignation of Chad Howell from the Indian Lake Police Department effective November 27, 2014. St. Clair seconded the motion. All ayes, motion carried.

2. Resignation of Brian Dail - Dewar made a motion to accept the resignation of Brian Dail from the Indian Lake Police Department effective November 27, 2014. Hanson seconded the motion. All ayes, motion carried.

3. New Police Cruiser – Dewar made a motion to authorize the expenditure of \$38,706.00 to purchase a new police cruiser. Hanson seconded the motion. All ayes, motion carried.

D. Personnel Report:

1. Resignation of Millan Huzsek – St. Clair made a motion to accept the resignation of Millan Huzsek from Indian Lake Borough effective November 30, 2014. Hanson seconded the motion. All ayes, motion carried.

E. Environmental Report:

1. Rural Water/DEP Source Water Protection Plan – Hanson reported that the Source Water Protection Plan has been approved by the Department of Environmental Protection.

2. Hach Service Contract – Hanson reported that the Water & Sewer Committee received a quote from Hach to renew the service contract for the Chlorine Analyzer on Well #2, which will include all parts, labor, and travel for onsite repairs, 2 on-site calibrations per year and factory recommended maintenance at a cost of \$1,080.00. Hanson made a motion to authorize the Borough Manager to execute the service contract with Hach. St. Clair seconded the motion. All ayes, motion carried.

7. Old Business:

A. Ratify the Action Authorizing the Signing of the Right-of-Way Agreement for the Lake Stonycreek Sewage Project – Hanson made a motion to ratify the action taken to authorize the Council President to execute the Right-of-Way Agreement for the Lake Stonycreek Sewage Project. Dewar seconded the motion. All ayes, motion carried.

8. New Business: None.

9. Public Comment: None.

Dewar made a motion to move into Executive Session to discuss potential litigation and personnel matters at 8:51 P.M. Hanson 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 Dewar 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 December 10, 2014 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager