

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
FEBRUARY 8, 2012

The regularly scheduled meeting of the Indian Lake Borough Council was held on February 8, 2012 at 7:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Patricia Dewar, Council President
Paul Cornez
Robert Marhefka
Robert Hanson
Terry St. Clair
Lynn Shimer
Attorney Daniel Rullo, Solicitor
Michael D. Miscoc, Mayor
Theresa L. Weyant, Borough Manager/Secretary
Dean J. Snyder, Zoning Officer/Water & Sewer Plant Operator

THOSE ABSENT:

Charles McCauley

Visitors – Kenneth Helsel, Terry Shober, Richard Stern, and Phil Petrunak.

The meeting was called to order at 7:02 P.M. by Patricia Dewar, President.

ORDER OF BUSINESS

1. Approve the Minutes of the Meeting Held on November 16, 2011 - Dewar asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. Dewar seconded the motion. 4 ayes and 2 abstentions. Motion carried. St. Clair and Shimer filed the abstention memorandums with the Borough Secretary.

Approve the Minutes of the Meeting Held on December 14, 2011 - Dewar asked for additions and/or corrections. There being none, Cornez made a motion to approve the minutes as submitted. Hanson seconded the motion. 4 ayes and 2 abstentions. Motion carried. St. Clair and Shimer filed the abstention memorandums with the Borough Secretary.

Approve the Minutes of the Meeting Held on January 3, 2012 - Dewar asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. Cornez seconded the motion. All ayes, motion carried.

2. Financial Reports – Dewar made a motion to approve the Finance Committee’s recommendation to approve the Borough’s Financial Reports, including the amendments to the List of Bills Report and to pay the outstanding bills. Cornez seconded the motion. All ayes, motion carried.

Dewar made a motion, based on the recommendation of the Finance Committee, to approve the Water Works Financial Reports, including the amendments to the List of Bills Report, and to pay the outstanding bills. Cornez seconded the motion. All ayes, motion carried.

Dewar made a motion, based on the recommendation of the Finance Committee, to approve the Sewer Financial Reports, and to pay the outstanding bills. Shimer seconded the motion. All ayes, motion carried.

Dewar made a motion, based on the recommendation of the Finance Committee, to approve the Summary of Account Balance Report as presented. Cornez seconded the motion. All ayes, motion carried.

2. Welcome Visitors – Kenneth Helsel, Terry Shober, Richard Stern, and Phil Petrunak.

3. Legal Report:

A. Denise Miller Severance Agreement – Attorney Rullo indicated that the Borough has been able to reach an agreement relative to a resolution with Denise Miller, who is on furloughed status. Ms. Miller along with the FOP, have agreed to remain on furlough status and will offer a letter of resignation effective 12-31-11. The Borough has agreed, in the course of this severance agreement in exchange for her resignation that the Borough will continue, while she is on furlough, to retain her health insurance until she is able to obtain other employment or until 12-31-12.

Cornez made a motion to accept the severance agreement and general release as submitted and prepared by Attorney Rullo and to authorize him to submit it for signature. Hanson seconded the motion. All ayes, motion carried.

4. Correspondence:

A. PA Department of Environmental Protection-WQM New Sewerage Permit Application for Douglas Baltzer, Peninsula Lot #160 – The PA Department of Environmental Protection has determined that the application for Douglas Baltzer, for a WQM Sewerage Permit Application for Peninsula Lot #160 is administratively complete and will be forward to their technical staff for review.

B. Somerset County Boroughs Association-March Dinner Meeting - The Somerset County Boroughs Association will be holding their March Dinner Meeting on Thursday, March 15, 2012 at the Somerset Borough Public Safety Building. There is no charge for Borough Representatives and the cost for guests is \$11.00 per person. Mayor Michael Miscoe will be attending on behalf of the Borough.

6. Committee Reports:

A. Finance Report:

1. Ratify the Action Taken to Issue a Check for the Recording Fees for the Easements to Barbara, Clapper, Beener, Rullo & Melvin – Hanson made a motion to ratify the action taken to authorize the Borough Secretary to remit a check to Barbara, Clapper, Beener, Rullo & Melvin, in the amount of \$20,132.50, for the recording fees for the dam easements. Cornez seconded the motion. All ayes, motion carried.

2. Change Order Request #2 - 4-Log Groundwater Rule Compliance/Public Water Supply Permit – Hanson made a motion to accept Change Order Request No. 2, in the amount of \$8,000.00, for the 4-log Groundwater Rule Compliance/Public Water Supply Permit and to authorize the payment of the outstanding invoices, which total \$5,845.37. Dewar seconded the motion. All ayes, motion carried.

3. Redemption of Water Works Certificate of Deposits – Cornez made a motion to authorize the Borough Secretary to re-invest the one (1) 1-year Certificate of Deposit with Ascencia Bank, in the amount of \$56,755.03 into another one 1-year Certificate of Deposit at the special interest rate of 1.05%. Secretary should redeem the other two (2) 1-year Certificate of Deposits and re-invest \$98,307.82 into a 2-year Certificate of Deposit with Somerset Trust Company and re-invest \$98,307.82 into a 4-year Certificate of Deposit with Somerset Trust Company. Shimer seconded the motion. All ayes, motion carried.

4. Long Term Financing Proposals – 1st Summit Bank has to bring this proposal before their loan committee and they will notify the Borough by Friday as to whether or not the loan has been approved. If approved, than Council will have to have the second meeting of the month to discuss the options.

B. Road Report: Council decided that it was Frank's responsibility to call out the guys to plow. Further it was Terry's (Mike in his absence) to call Frank if a citizen felt the situation within the borough warranted plowing/chipping. Council will notify the public to contact Terry with their concerns.

C. Police Report:

1. Authorization to Advertise for a Part-Time Police Officer – Cornez made a motion to authorize Mayor Miscoe to advertise for a part-time police officer after the severance agreement with Denise Miller is executed and to authorize the expenditure up to \$100.00. St. Clair seconded the motion. All ayes, motion carried.

C. Water & Sewer Report:

1. PBS Coals Request to Purchase Bulk Water for the Residents Adjacent to the Glade and Downey Mines – Marhefka made a motion that the Borough send a letter to Musser Engineering informing them that the Borough is not interested. St. Clair seconded the motion. All ayes, motion carried.

2. Shanksville Volunteer Fire Department Request for Residential Water – Dean Snyder informed Council that he has been approached by the Shanksville Volunteer Fire Department about purchasing water from the Borough. Apparently, there is a lady on Welsch Hill Road in Stonycreek Township whose well has gone dry. The fire department is currently buying water from Berlin and is hauling her 3,000 gallons of water per month and putting it in a holding tank for her. The Shanksville VFD is trying to find a little closer location to purchase the water from.

After a lengthy discussion, Hanson made a motion that the Borough proceed affirmatively. There was no second therefore, the motion died.

3. Water Tank Inspections – Dean Snyder reminded Council that in the past the Borough has had the water tanks inspected on a five (5) year cycle. The Buckstown Tank is over the five (5) year period, Cherry Lane tank is on the fourth (4) year, and the Peninsula Tank is on the second (2) year. Council requested that Snyder get price quotes for doing the Buckstown and the Cherry Lane Tank.

4. Installation of a Water Meter at the Tim Phillips Residence – Dean Snyder informed Council that they have been looking for water leak on the Well #2 side this past week due to the higher than normal water usage of about 15,000 gallons. During this time, it was discussed that at Tim Phillip’s residence located at 418 West Shore Trail, an automatic filling unit was installed on his newly constructed swimming pool. Snyder is requested permission to require Mr. Phillips to install a water meter with an outside reader so that his water usage can be monitored. This will allow us to get a base reading of his daily flows and will help in determining whether there is a leak or him filling the pool. Cornez made a motion to require Mr. Phillips to install a water meter with an outside reader at his residence, which will allow the Borough to monitor his water usage. Shimer seconded the motion. All ayes, motion carried.

D. Finance Report:

1. Long Term Financing Proposals – Hanson made a motion that if 1st Summit Bank honors their proposal with the expected condition that the Borough change and make them the Borough’s depository bank when the loan is executed in June the Borough would execute the loan proposal. If 1st Summit Bank withdraws the loan proposal, than the Borough would execute the documents with Somerset Trust Company. If 1st Summit Bank submits the approved loan proposal with anything in between, then Borough Council will have to either hold a special meeting or plan on having the second regularly scheduled meeting of the month to address the new details. St. Clair seconded the motion. 5 ayes and 1 nay. Motion carried.

E. Dam Remediation Update:

1. Phase 3 – Cornez reported that CME Engineering has completed the engineering work on Phase 3. They are in the process of doing the soil specs and the application will be submitted to the Department of Environmental Protection mid to late March.

2. Valve – Cornez reported that the valve was exercised on January 24th and the flow is at 30 gallons per minute.

7. Old Business:

A. Appointment of Member to the Planning Commission – Hanson made a motion to remove this matter from the table. Shimer seconded the motion. All ayes, motion carried.

Hanson made a motion to open the floor for nominations. Cornez seconded the motion. All ayes, motion carried.

Cornez nominated Christopher Keiser
Hanson nominated Richard Stern

Cornez made a motion to close the nominations. Hanson seconded the motion. All ayes, motion carried.

Dewar asked for votes for Richard Stern

Patricia Dewar – naye
Paul Cornez – naye
Lynn Shimer – naye
Robert Marhefka – aye
Robert Hanson – aye
Terry St. Clair - naye

Dewar asked for votes for Christopher Keiser – 4 ayes and 2 naves.

Patricia Dewar – aye
Paul Cornez – aye
Lynn Shimer – aye
Robert Marhefka – naye
Robert Hanson – naye
Terry St. Clair - aye

Christopher Keiser was appointed to the Indian Lake Borough Planning Commission to fill the unexpired term of Robert Vogel, term expiring on December 31, 2012.

B. Document Imaging – Each member of Council was provided with a copy of the quote from Ikon for the NSI AutoStore Express advance scanning software. Hanson made a motion to accept the quote from Ikon for the NSI AutoStore advance scanning software, subject to negotiating the training fees, at a cost not to exceed \$1,797.00. Shimer seconded the motion. All ayes, motion carried.

8. New Business:

A. Notice to Taxpayers – Susan Dabbs, Tax Collector for Indian Lake Borough, is requesting permission to insert a notice with the 2012 Tax Notices referencing the tax increase and the reason behind the increase. St. Clair made a motion to allow Susan Dabbs to inset the notice as presented. Hanson seconded the motion. All ayes, motion carried.

9. Public Comment.

With no further business to discuss, Cornez moved and Hanson seconded to adjourn the meeting at 9:44 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on March 14, 2012 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager