

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
MARCH 14, 2012

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

THOSE PRESENT:

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

THOSE ABSENT:

Paul Cornez

Visitors – Richard Stern, Tom O’Toole, Randy Musser, and John Weir.

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

ORDER OF BUSINESS

1. Approve the Minutes of the Meeting Held on January 11, 2012 - Dewar asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. St. Clair seconded the motion. All ayes, motion carried

Approve the Minutes of the Meeting Held on February 8, 2012 - Dewar asked for additions and/or corrections. There being none, St. Clair made a motion to approve the minutes as submitted. Hanson 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. St. Clair 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. Shimer 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. Shimer seconded the motion. All ayes, motion carried.

2. Welcome Visitors –. Richard Stern, Tom O’Toole, Randy Musser, and John Weir

3. Randy Musser, from Musser Engineering, and John Weir, from PBS Coals-Water Replacement for Downey and Glade Area – Randy Musser and John Weir discussed the PBS Coals, Inc. request for water replacement for the Downey and Glade Area and requested that Council reconsider their previous motion and re-open the dialogue to discuss this matter.

Council agreed to form a committee which will consist of Robert Hanson, Lynn Shimer, and Terry St. Clair to open the dialogue with Musser Engineering and PBS Coals to discuss the various options for water replacement for Downey and Glade area if it is impacted by the proposed mining operations.

3. Correspondence:

A. PA Department of Environmental Protection-Permit Applications from Public Water Suppliers – The PA Department of Environmental Protection Southwest Regional Office are now requiring that a pre-application conference be held prior to submitting a Public Water Supply Permit Application, an NPDES or WQM Permit Application related to the discharge of treatment of filter backwash water, or a Water Allocation Permit Application. The PA Dept. of Environmental Protection will not accept any application for review until a pre-application conference has been conducted.

B. Larry Crespo, from Crespo’s Wildlife Solutions-2012 Goose Management Program - Council requested that Richard Stern ask the Indian Lake Service Corporation to fund the 2012 Canada Goose Management Program again this year at a cost not to exceed \$1,831.00. If The Service Corporation will not fund the program, then the Borough will not do it this year.

C. Somerset County Planning Commission-Approved Subdivision Plan for Dennis Perigo – The Somerset County Planning Commission has approved the Dennis Perigo minor subdivision plan.

D. PA Department of Environmental Protection-Technical Deficiencies for Water Quality Management Part II Permit for Douglas Baltzer for Peninsula Lot No. 160 – PA Department of Environmental Protection has returned the Water Quality Management Part II Permit for Douglas Baltzer for Peninsula Lot No. 160 for some minor technical deficiencies and inconsistencies.

4. Committee Reports:

A. Finance Report:

1. Long Term Financing Proposals – Hanson made a motion authorizing the split of the loan in the amount of 3.5 million to 1st Summit Bank and 3.5 million to Somerset Trust Company at the terms quoted and the conditions quoted with the exception that the conflicting condition of the bank depository needs to be settled within one (1) week and Attorney Rullo and Patricia Dewar have the authority to negotiate that issue and failing that Council would go for the full loan with Somerset Trust Company. McCauley seconded the motion. All ayes, motion carried.

2 2011 Audit - Hanson made a motion to accept the 2011 audit as submitted. Shimer seconded the motion. All ayes, motion carried

B. Environmental Report – Shimer reported that he will be contacting Bill Kirkpatrick, from Aquatic Environment Consultants, and requesting that he attend the annual Service Corporation to discuss the latest lake study that he completed. He will also check with Mr. Kirkpatrick to see how frequently he would recommend the lake study be done.

C. Water & Sewer Report:

1. Water Tank Inspections – Dean Snyder reported to Council he received a price quote from Liquid Engineering to do the tank inspections and to clean both the Buckstown and Cherry Lane Water Storage Tanks. The price for the inspection and cleaning of the Buckstown Tank is \$2,620.00 and if the bottom sediment is in excess of three inches or cubic yards it will be removed at \$42.00 per cubic yard. The inspection and cleaning of both the Cherry Lane and the Buckstown Water Storage Tanks is \$2,970.00 and if the bottom sediment is in excess of three inches or cubic yards it will be removed at \$42.00 per cubic yard. Hanson made a motion to accept the proposal from Liquid Engineering to do the inspection and cleaning of the Cherry Lane and Buckstown Water Storage Tanks. McCauley seconded the motion. All ayes, motion carried.

D. Dam Remediation Update:

1. Phase 3 – Dewar reported that Cornez has requested that Sean Isgan, from CME Engineering, attending the April Council Meeting in order to review the engineering proposal with the board prior to the submittal to the Department of Environmental Protection.

5. Old Business:

6. New Business:

7. Public Comment.

Hanson made a motion to move into Executive Session to discuss litigation and personnel matters at 8:55 P.M. Shimer seconded the motion. All ayes, motion carried.

At 9:18 P.M. Council returned to Regular Session.

Hanson made a motion to authorize the Mayor to pay Shawn Hillegas \$12.00 per shift for fuel allowance. Shimer seconded the motion. 5 ayes and 1 naye. Motion carried.

With no further business to discuss, Hanson moved and St. Clair seconded to adjourn the meeting at 9:23 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on April 11, 2012 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager