

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
APRIL 13, 2011

The regularly scheduled meeting of the Indian Lake Borough Council was held on April 13, 2011 at 7:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Robert Hanson, President
Patricia Dewar
Charles McCauley
Robert Marhefka
Robert Vogel
Richard Stern
Paul Cornez
Michael D. Miscoe, Mayor
Dan Rullo, Solicitor
Theresa L. Weyant, Borough Manager/Secretary

THOSE ABSENT:

Visitors – Phil Petrunak, Mark Persun, Tom O’Toole, Lee Nearhoof, Reggie Musser, Sean Isgan, and Patrick Isgan.

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

ORDER OF BUSINESS

1. 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 except for the bills to GAI Consultants, which totals \$54,595.97 and the bill to Marion Hill Associates, in the amount of \$1,757.22, payment should be withheld. 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. Stern 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. Cornez 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. Stern seconded the motion. All ayes, motion carried.

2. Welcome Visitors – Phil Petrunak, Mark Persun, Tom O’Toole, Lee Nearhoof, Reggie Musser, Sean Isgan, and Patrick Isgan.

3. Sean Isgan, CME Engineering – Update on Dam Remediation:

A. Proposal for Inspecting the Peninsula Water Tank for the Warranty on the Painting of the Inside of the Water Tank – The Borough has a 1 year warranty on the painting on the Peninsula Water Storage Tank. Isgan informed Council that he received a proposal from Liquid Engineering, in the amount of \$2,100.00, to do an inspection on the inside of the Peninsula Water Tank. Hanson made a motion to forgo the inspection. Cornez seconded the motion. All ayes, motion carried.

4. Reggie Musser:

A. Thomas Kotch, Jr. Sewage Facilities Planning Module for the Clear Run Property – Dewar made a motion to authorize the Council President to execute the Sewage Facilities Planning Module for Thomas Kotch, Jr. for the Clear Run Property as presented. Stern seconded the motion. All ayes, motion carried.

B. Inspection of the Alternate Sewage Systems – Hanson made a motion that each and every septic tank in the Borough be included in the Borough’s sewage maintenance program and will be inspected by the Borough’s inspector and they will also be included with the yearly billing. Dewar seconded the motion. All ayes, motion carried.

5. Legal Report:

A. Letter from Gaitens, Tucceri & Nicholas Regarding St. Clair Development/Commercial Docks and Parking and a Request for a Land Development Plan to be Considered – Attorney Rullo informed Council that this is not a Borough issue; it is primarily a matter for the Somerset County Planning Commission and has been referred to their solicitor for investigation.

6. Correspondence:

A. Somerset County Planning Commission-Approving the Musser Subdivision Plan – Council received notification from the Somerset County Planning Commission that they approved the Musser subdivision plan.

B. Attorney Mark D. Persun-Private Sale Request to Purchase Various Lots from the Somerset County Tax Claim Bureau – Attorney Mark Persun has submitted an offer to the Somerset County Tax Claim Bureau to purchase the following lots:

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| 1. James S. and Kate W. Hammer | Peninsula Estates Lot No. 261 |
| 2. William G. and Marjorie L. Swoish | Peninsula Estates Lot No. 291 |
| 3. Thomas E. and Delfine M. Pungock | Peninsula Estates Lot No. 269 |
| 4. Michael P. Iannarone | Peninsula Estates Lot No. 292 |
| 5. Alex and Margaret Bedois | ½ Interest Peninsula Estates Lot No. 286 |
| 6. Thomas E. and Delfine M. Pungock | Peninsula Estates Lot No. 268 |
| 7. Robert E. and Nanearle Lochbaum | Peninsula Estates Lot No. 256 |
| 8. National Bank of Western PA | Fairway Lot No. 17 |

Attorney Persun informed Council that his bid will not cover any portion of the Borough's back taxes, however he will pay the all the delinquent Service Corporation fees on all the properties, which total \$22,124.00.

Vogel made a motion to accept the offer from Attorney Persun and the Borough will forgo the back taxes and \$22,124.00 will be remitted to the Indian Lake Service Corporation to cover all back Service Corporation fees owed. McCauley seconded the motion. All ayes, motion carried.

7. Committee Reports:

A. Road Report:

1. 2011 Road Paving Projects - Stern made a motion to authorize the Borough Manager to advertise the 2011 Road Paving schedule. Vogel seconded the motion. All ayes, motion carried.

B. Police Report:

1. 2011 Boot Allotments for Workmen - Stern made a motion that the workmen receive a boot allotment check in the amount of \$100.00 per person. Vogel seconded the motion. All ayes, motion carried.

8. Old Business:

A. Slalom Ski Course – Vogel made a motion that the Borough establish a new rule that the slalom ski course will be put on a rotating schedule for the 3 locations and that the slalom course be placed at location number 2, which is located down by the dam. Cornez seconded the motion. All ayes, motion carried.

9. New Business:

A. Authorizing the Indian Lake Service Corporation to Use the Office Teller for their Deposit Banking – Stern made a motion to authorize the Council President to sign the form authorizing the Indian Lake Service Corporation to use the office teller for their deposit banking and to submit the form to Somerset Trust Company. Cornez seconded the motion. All ayes, motion carried.

B. Business Records Management-Records Management and Storage Proposal – The Borough received a proposal from Business Records Management, LLC for storing the Borough's records at their facility. No action taken at this time.

C. Garbage Disposal Contract – Secretary informed Council that the garbage contract with Waste Management Expires on June 30, 2011. Council asked the secretary to provide them with a copy of the bid specs for them to review.

10. Robert Hanson's Resignation as President of Borough Council – Hanson made a motion that Council accept his resignation as President of Borough Council effective immediately. Vogel seconded the motion. All ayes, motion carried.

Vice President Dewar opened the floor for nominations for Council President.

Cornez made a motion to nominate Patricia Dewar. McCauley seconded the nomination. Marhefka made a motion to nominate Richard Stern. Vogel seconded the nomination.

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

Dewar asked for votes for Patricia Dewar as President: 3 ayes and 4 nays.

Dewar asked for votes for Richard Stern as President: 4 ayes and 3 nays

Dewar instructed the Borough Secretary to cast a ballot by the Council for Richard Stern as President until the next reorganizational meeting.

At 9:59 P.M Dewar made a motion to move into Executive Session discuss personnel issues. McCauley seconded the motion. All ayes, motion carried.

At 10:46 P.M. Council returned to Regular Session.

Cornez made a motion to authorize the following officers as approved bank signatories on all Borough accounts – Richard W. Stern - President, Patricia A. Dewar - Vice President, Michael D. Miscoe - Mayor and Theresa L. Weyant - Borough Secretary-Treasurer and Robert F. Hanson, Jr. to be removed. McCauley seconded the motion. All ayes, motion carried.

With no further business to discuss, Cornez moved and Vogel seconded to adjourn the meeting at 10:48 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on April 27, 2011 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager