

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
JULY 13, 2011

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

THOSE PRESENT:

Richard Stern, President
Patricia Dewar
Charles McCauley
Robert Marhefka
Robert Vogel
Robert Hanson
Paul Cornez
Dan Rullo, Solicitor
Theresa L. Weyant, Borough Manager/Secretary
Dean J. Snyder, Zoning Officer/Water & Sewer Plant Operator

THOSE ABSENT:

Michael D. Miscoe, Mayor

Visitors – Lynn Shimer, Thomas O’Toole, Terry St. Clair, Robert Oates, Ronald Petrina, and Phil Petrunak.

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

A moment of silence was held in memory of Barry Lichty.

ORDER OF BUSINESS

1. Approve the Minutes of the Meeting Held on May 11, 2011 - Stern asked for additions and/or corrections. There being none, Hanson made a motion to approve the minutes as submitted. Dewar seconded the motion. 6 ayes and 1 abstention, motion carried. Cornez filed the abstention memorandum with the Borough Secretary.

Approve the Minutes of the Meeting Held on June 8, 2011 – Stern 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 – 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 including the bill to Marion Hill Associates, in the amount of \$1,757.22 pending legal affirmation and to withhold payment to GAI Consultants, which totals \$54,595.97. Cornez seconded the motion.

Cornez stated that the Borough has been withholding \$1,757.22 to Marion Hill Associates for diving services since August of 2010. Since that time Marion Hill has been to the Borough and has dived at least a half a dozen of times plus they have supplied various eccentric items and parts all at no cost to the Borough. If the Borough agrees to remit the balance of what is owed, they would consider what all has been done since August of 2010 as customer service. Attorney Rullo stated that this would be a compromise to a disputed claim and it would be appropriate when you look at the balance of pros and cons as to the risks verses the rewards. 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.

3. Welcome Visitors – Lynn Shimer, Thomas O’Toole, Terry St. Clair, Robert Oates, Ronald Petrina, and Phil Petrunak.

4. Legal Report:

A. Flowage Easements – Robert Hanson will contact Vicki at Attorney Rullo’s office to verify what the color coding scheme is on the flowage easement list and will condense the list down to only the individuals who have yet to return the easement documents. Once that is completed, he will forward that list to each Council Member who will then pick at least 20 names off that the list and individually contact that property owner.

5. Correspondence:

A. P. Richard Brodt-Resignation from the Indian Lake Borough Planning Commission – P. Richard Brodt submitted his letter of resignation from the Indian Lake Borough Planning Commission effective June 13, 2011. Hanson made a motion to accept the resignation of P. Richard Brodt from the Indian Lake Borough Planning Commission effective June 13, 2011. Vogel seconded the motion. All ayes, motion carried.

Stern opened the floor for nominations to fill the vacant seat on the Indian Lake Borough Planning Commission.

Vogel nominated Chris Meyers.
Cornez nominated Chris Keiser

Vogel moved that the nominations be closed. Dewar seconded the motion. All ayes, motion carried.

Stern asked for votes for Chris Meyers:

Charles McCauley – Naye
Robert Hanson – Aye
Robert Vogel – Aye
Richard Stern – Aye
Paul Cornez – Naye
Robert Marhefka – Aye
Patricia Dewar - Naye

Chris Meyer was appointed to the Indian Lake Borough Planning Commission to fill the unexpired term of P. Richard Brodt, term expiring December 31, 2012.

B. ACRP 10th Annual Charity Golf Tournament – The Alternative Community Resource Program is holding their 10th Annual ACRP Golf Tournament on August 1, 2011 at Seven Springs Mountain Resort. A brochure was provided on how to participate and play/or make a donation. No action was taken at this time.

C. Larry Riddle sent a letter to Council just to say how nice it is to deal with the Borough staff and expressing his appreciation for all the hard work that they do.

D. PaDEP-Planning Module for New Land Development for Peninsula #160 – The PA Department of Environmental Protection has approved the plan revision for new land development for Douglas Baltzer for Peninsula Lot No. 160.

E. Shank Letter on Lake Rules and Regulations – Lloyd and Mary Shanks, who are located at 1289 Peninsula Drive wrote a letter to Mayor Miscoe regarding the boat rules and regulations for Indian Lake and boats traveling in the wrong direction, come as close as 30 feet to docks, and the total disrespect of some boaters. They are requesting additional police patrol on the lake especially on heavy activity weekends.

Mayor Miscoe has responded to Mr. and Mrs. Swank and has shared their concerns with the Indian Lake Borough Police Department.

6. Committee Reports:

A. Finance Report:

1. Conference Room Door – Cornez made a motion to authorize the additional \$55.00 for the conference room door, the door that was originally approved did not have a window. Hanson seconded the motion. All ayes, motion carried.

B. Personnel Report:

1. Ratify Action on Employee Health Insurance Renewal Rates – Dewar made a motion to ratify the action taken to accept the renewal rate quotation from UPMC for option EPO5 for the employee health plan benefits, rates will reflect a decrease of 21.9% from the current rates All ayes, motion carried.

C. Water and Sewer Report:

1. CME Engineering Invoice – Vogel made a motion to authorize payment to CME Engineering, in the amount of \$1,991.35 for Invoice No. #24313 for Well #2 chlorine study, Hanson seconded the motion. All ayes, motion carried.

Cornez made a motion to authorize Dean Snyder to contact Ed Wisniewski, from CME Engineering, to provide assistance to him on the total and free chlorine readings and calculating the adjustments for ½ day at a cost of \$87.00 per hour. Hanson seconded the motion. All ayes, motion carried.

D. Planning/Zoning Report:

1. Update on Ordinance No. 155 – Vogel made a motion to direct Michael Miscoe to meet with the Indian Lake Borough Planning Commission to explain what his problems are with Proposed Zoning Ordinance No. 155. There was no second. Motion died.

Council requested that Michael Miscoe try to reorganize his Zoning Committee and meet with the Indian Lake Borough Planning Commission to discuss what the issues are with Proposed Zoning Ordinance No. 155 and try to resolve them. Ronald Petrina stated that he would contact Mike and see about getting the Zoning Committee back together to meet with the Planning Commission to discuss the revisions to Proposed Zoning Ordinance No. 155.

7. Old Business:

A. Bids on Red Valve – Manager reported that the only bid that was received was from Lake Stonycreek Development, in the amount of \$12,000.00. McCauley made a motion to accept the bid from Lake Stonycreek Development, in the amount of \$12,000.00. Dewar seconded the motion. All ayes, motion carried.

Hanson made a motion to appoint Paul Cornez as the Borough’s liaison to Lake Stonycreek Development to discuss payment options. Dewar seconded the motion. All ayes, motion carried.

8. New Business:

A. Purchase and Installation of New Garage Door – McCauley made a motion to accept the bid from St.Clair Construction, in the amount of \$2,109.00, to install a new garage door and run the electricity. Cornez seconded the motion. All ayes, motion carried.

9. Public Comment:

Ronald Petrina – The Hiking and Biking Trail is a disgrace. The trailheads and the trail need mowed. Dean Snyder stated that the mower that is used to mow the hiking and biking trail is broken down, the parts are ordered, and when they come in it’s on the schedule to get done.

Ron also stated that at the airport, someone has dumped approximately 20 stumps on the north end of the runway and it’s an eye sore and the Borough shouldn’t be a dumping ground for this stuff.

Bob Vogel informed Council that the Water & Sewer Committee will be meeting on Wednesday, July 20th at 7:00 P to discuss the 4 log rule for Well #2.

At 10:00 P.M Dewar made a motion to move into Executive Session discuss personnel issues. Hanson seconded the motion. All ayes, motion carried.

At 10:42 P.M. Council returned to Regular Session.

With no further business to discuss, Vogel moved and McCauley seconded to adjourn the meeting at 10:42 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on August 10, 2011 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager