

MINUTES
INDIAN LAKE BOROUGH COUNCIL MEETING
JULY 9, 2014

The regularly scheduled meeting of the Indian Lake Borough Council was held on July 9, 2014 at 7:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Patricia Dewar
Robert Hanson
Scott Hollern
Robert Marhefka
Curtis Morgese
Lynn Shimer
Terry St. Clair
Michael D. Miscoe, Mayor
Daniel Rullo, Solicitor
Theresa L. Weyant, Borough Manager
David Wood, Zoning Officer

THOSE ABSENT:

Frank Moldovan, Superintendent

Visitors – Ken Helsel, Richard Stern, Paul Cornez, Ronald Petrina, and Tom O’Toole.

The meeting was called to order at 7:02 P.M. by Lynn Shimer, Vice-President.

ORDER OF BUSINESS

- 1 Approve the Minutes of the Meeting Held on June 11, 2014 - Shimer asked for additions and/or corrections. There being none, Dewar made a motion to approve the minutes as submitted. St. Clair 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. Morgese 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 - Ken Helsel, Richard Stern, Paul Cornez, Ronald Petrina, and Tom O’Toole.

4. Legal Report:

A. Doug Glessner PRD Subdivision – Attorney Rullo informed Council that the public hearing for the Glessner PRD Subdivision did not get advertised so no public hearing was held. Council would like to reschedule the public hearing and have the Indian Lake Borough Planning Commission run and hold the public hearing at their regularly scheduled meeting on August 11, 2014 at 6:00 PM. Attorney Rullo noted that Dave Wood will need to post the property.

B. Proposed Amendments to Zoning Ordinance No. 144 – Attorney Rullo informed Council that the Proposed Ordinance Amending Zoning Ordinance No. 144 did not get advertised for this meeting either. Council would like to have this ordinance advertised for consideration at the August 13th meeting.

C. Chickasaw Path – Attorney Rullo stated that Bob Hanson met with the abstractors from his office to try to straighten out the issues on Chickasaw Path. From this meeting, it has been determined that the Borough doesn't have to do anything official with any of the Borough's older roads. There is a clause that says if the Borough has used a roadway publicly for twenty-one (21) years, it is considered properly and effectively layed out and opened as it sits. The Boroughs maintenance and paving of any of the older roadways makes no claims as to the true boundary lines of any property.

D. David Rohrich Challenge to Ruling/Septic- Attorney Rullo informed Council that this matter is under advisement with the court.

E. Dennis Markferding Boathouse – Attorney Rullo informed Council that he needs to follow up on this matter.

F. Update on the Complaint on the Condition of Donald Wolf's Property, located at Seneca 441 and Donald Mateer's Property, located at Cayuga 147 – Attorney Rullo informed Council that he needs to follow up on these issues with David Wood, Zoning Officer for Indian Lake Borough.

G. LCT Energy Issuance of Boone Mine Permit – Hanson made a motion to authorize Attorney Rullo to proceed with filing an appeal with the Environmental Hearing Board and to include engagement of an engineering firm if Attorney Rullo sees the need with filing the appeal. Morgese seconded the motion. All ayes, motion carried.

5. Correspondence:

A. PA Department of Environmental Protection-Elected Official Update Meeting – The Pennsylvania Department of Environmental Protection is holding an Elected Officials Update meeting on Thursday, July 17th in Pittsburgh. Curt Morgese will attend on behalf of the Borough.

B. Michael Katz, Peninsula 883 – Mr. Katz is requesting a refund of \$75.00 for his 2014 boat license fee. Mr. Katz sold his house on May 30th and the lake wasn't open for boating over the Memorial Day Weekend and therefore, they never used the license, which they have returned back to the Borough. St. Clair made a motion to refund the \$75.00 for the 2014 Boat License Fee. Dewar seconded the motion. All ayes, motion carried.

6. Committee Reports:

A. Finance Report:

1. Maust Excavating – Hanson made a motion to pay the final invoice to Maust Excavating, in the amount of \$1,500.00, for Phase III of the Dam Remediation Project from the Dam Remediation Line of Credit. Dewar seconded the motion. All ayes, motion carried.

Council requested that Lynn Shimer ask Sean Isgan, from CME Engineering, if they ever came out to fix the ruts on the breast of the dam as they said they would.

2. Ratify the Purchase of the Lap Top Computer – St. Clair made a motion to ratify the purchase of the laptop computer and to reimburse Robert Hanson for that purchase, in the amount of \$733.48. Morgese seconded the motion. All ayes, motion carried.

3. Change Bank Signatories - Morgese made a motion to remove Charles McCauley and to add Lynn Shimer as an approved signatory on all Borough accounts. Dewar seconded the motion. All ayes, motion carried.

B. Road Report:

1. New Enterprise Stone & Lime-Requesting the Release of the \$5,000.00 for the 2013 Paving Project – St. Clair made a motion to authorize the release of the \$5,000.00 that was withheld from the 2013 Paving Project. Dewar seconded the motion. All ayes, motion carried.

C. Personnel Report – Dewar informed Council that Millan Huzsek informed the Borough Manager that he is planning on retiring in October of this year. Dewar provided each member of Council with a draft copy of a proposed help wanted ad for everyone to review for the next meeting.

Mayor Miscoc reported that Officer Dail's training period is completed and he is capable of working on his own. Therefore, he has authorized the Borough Manager to increase Officer Dail's pay to \$15.00 per hour as per the recommendation of Council in their May 14, 2014 motion.

D. Environmental Report:

1. Calendar's Run – Shimer reported that as directed by Council at the June Meeting, he contacted another engineering firm and received another proposal on the Calendar's Run Stream Improvement Project. The two (2) engineering quotes were as follows:

CME Engineering - \$19,000.00
G Force Engineering - \$15,380.00

Morgese made a motion to accept the proposal from G Force Engineering, in the amount of \$15,380.00, as presented. St. Clair seconded the motion. All ayes, motion carried.

The Park and Recreation Committee has been reorganized and the members are: Paul Cornez, Charles Fox, Robert Hanson, Scott Hollern, Vanessa Keiser, and Curt Morgese.

E. Water & Sewer Report:

1. Ratify the Signing of the Contract to Charles J. Merlo, Inc. – Hanson made a motion to ratify the action of executing the contract to Charles J. Merlo, Inc. for the purchase of potable water over the period of construction at the Flight 93 Memorial. Dewar seconded the motion. All ayes, motion carried.

2. Musser Engineering-NPDES Renewal and Transfer for South Shore Trail 447, Fred A. Hohman from G. Lynn Waugaman.- The Borough may submit any comments concerning this project within thirty (30) days from the date of receipt. At this time, the Borough had no comments or concerns.

F. Dam Report: Cornez reported that the Borough does have a leak at the dam on the left hand side on the left wing wall. Cornez has authorized CME Engineering to monitor the leak on a weekly basis. CME Engineering feels that it is just a crack through the bedrock which has opened up some due to the lake draw down and they don't feel that it is anything major. CME Engineering has notified the Department of Environmental Protection about the leak. The estimated cost for the weekly monitoring and inspections through August will be about \$4,000.00.

7. Old Business: None.

8. New Business: None.

Lynn Shimer appointed Scott Hollern to the Finance Committee to replace himself.

9. Public Comment:

With no further business to discuss, Morgese moved and St. Clair seconded to adjourn the meeting at 9:37 P.M. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on July 9, 2014 at 7:00 P.M. at the Indian Lake Borough Building.

Respectfully submitted,

Theresa L. Weyant
Borough Manager