

MINUTES  
INDIAN LAKE BOROUGH COUNCIL MEETING  
SEPTEMBER 9, 2020

The regularly scheduled meeting of the Indian Lake Borough Council was held on September 9, 2020 at 6:00 P.M. at the Indian Lake Borough Building.

THOSE PRESENT:

Kim Yantus  
Curt Morgese  
Shaun Nemeth  
Scott Hollern  
Paul Balint  
Bob Hanson  
Lynn Shimer (via Join.Me)  
Michael Miscoe  
Michael Barbera (via Join.Me for executive session)  
Jerry Bellak, Chief of Police  
Dean Snyder, Roads and Maintenance Supervisor  
Dave Wood, Zoning Officer

THOSE ABSENT:

Visitors - Dick Stern, Ron Petrina, Mike Marshall, Joe Lazzaro, Bob Marhefka

ORDER OF BUSINESS

1. Pledge of Allegiance
2. The meeting was called to order at 6:00 by Lynn Shimer.
3. Shimer called for approval of the meeting minutes, Balint questioned if the service call clarification in the July minutes was amended, Siehl confirmed that it was. Balint asked for clarification in the August minutes on the difference in drainage issues. Siehl confirmed she will combine the two issues for added clarity. Hollern moved to approve the minutes from August 12, 2020 with amendments from Siehl, Hanson seconded. All ayes, motion carried.
4. Financial Reports - Hanson moved to approve the Profit & Loss Budget Performance, Unpaid Bills, Summary of Account Balances and Previous Year Comparison reports as presented for the General, Water and Sewer funds, Morgese seconded. All ayes, motion carried.
5. Welcome Visitors - Dick Stern, Ron Petrina, Mike Marshall, Joe Lazzaro, Bob Marhefka
6. Public Comment - There was no public comment.
7. Dave Wood's Report of Building Permits Issued - See attached report. Wood stated that Don Mateer submitted a building application, however, the application does not meet the 1,200 square foot requirement. Wood stated he will deny the permit and Mateer will need to apply to the Zoning Hearing Board for a variance. Wood questioned if the Borough had any regulations on installing solar panels, Miscoe explained Ordinance 144 does not contain provisions for solar panels but that they would likely need to be permitted. Wood asked if a permit was required for a cell tower installation, Miscoe confirmed the Borough does not regulate cell towers and the company will need to go to the county to obtain the proper permits. Morgese asked Wood if the dock under water on South Shore Trail has been addressed, Wood confirmed that it has been and will be repaired.

8. Roads and Maintenance - See attached report.
  - A. Stone Bid - See attached bid tabulation form. Garrett Limestone was the only bidder. Hanson moved to accept Garrett Limestones bid, subject to solicitor approval, Hollern seconded. All ayes, motion carried.
  - B. Tank Cleaning - See attached tank cleaning report. Snyder reported the Peninsula Tank is starting to blister and will need to be drained and repainted in the next few years, it has not been done in approximately ten years.
  - C. Generators - Snyder questioned what the plans for the generators obtained through LESO were. Hanson questioned if Mike Bowers had met with Snyder and Bellak to determine if the generators could be hooked up to work in the event of an emergency. Bowers had stated that they can be hooked up, however they will likely not meet code. Miscoe stated that they will not be an auto start generator, Hanson confirmed that they do not need to be auto start. Nemeth stated that someone with the knowledge on properly hooking them up at the time of use will be necessary. Nemeth contact Bowers and Bowers reported he will meet with Snyder and Bellak to look over the project and attend the next meeting with a cost.
  - D. Heaters - Snyder questioned the plan for the heaters obtained through LESO, one is hooked up, there are two additional heaters. Miscoe confirmed they can be sold if not being used. Hanson suggested offering them to other local municipalities or fire departments before placing them on Municibid.
  - E. Bucket Truck Boom Inspection - Nemeth stated that bucket trucks should be inspected annually. Nemeth is looking into the inspection cost and the possibility of scheduling it through Somerset REC's inspector.
  - F. 2005 GMC - Snyder reported the truck was looked over by Ringler Motor's and they determined the rear end was fine, there was a little movement in the transfer case and a leak in the transmission, the parts were obtained and is being repaired by the road crew.
  - G. 2008 GMC - Snyder reported the exhaust manifold will need repaired before winter. Snyder was instructed to contact Toe's Auto to determine the cost.
  - H. EALA Application - Siehl reported that PennDot supplied an application in order to complete and submit PennDot documents online in the wake of COVID-19. Siehl stated the application is required to be signed by the Council president. Hanson motioned that Shimer be authorized to execute the EALA application, Yantus seconded. All ayes, motion carried
  - I. Dredging Pond at Shoshone - Snyder reported the smaller pond should be dredged of silt during the next lake drawdown in 2021. It was determined quotes will be needed.
9. Legal Report - There was nothing to report.
10. Correspondence - There was nothing to report.
11. Committee Reports:
  - A. Finance Report
    - i. Team Viewer Invoice - There was nothing to report.
    - ii. The need to begin the budget process was briefly and informally discussed.
  - B. Police Report - See attached Report. Bellak clarified the difference between a boating ordinance violation and a boating violation, he stated a boating ordinance violation applies to the Borough's boating ordinance while a boating violation applies to the Pennsylvania Fish and Boat Commission. Miscoe and Hanson stressed they would like to see the boating ordinance rewritten by a committee, to include allowing residents to rent a boat and in turn use towables, more specificity on boat licensing years to run on the same schedule as the state, a clear cut off for residents that have sold their property to receive a refund on the second year of their license where applicable, and wake

height/wakeboarding restrictions. Miscoe would also like to see the nuisance and noise ordinance be combined for more clarity and ease of enforcement for the officers. These are good winter projects.

- C. Personnel Report - There was nothing to report.
- D. Environmental Report - Shimer reported with his resignation, he would like to see Morgese take over the Environmental Committee with assistance from resident, Mike Marshall.
- E. Water and Sewer Report:
  - i. SCADA System - There was nothing to report.
  - ii. Act 537 Plan Update/Strategy - There was nothing to report.
  - iii. Shanksville/EADS Meeting - Hanson reported he and Balint met with Sean Isgan to update him on the current situation. Isgan was confident that he would be able to get everything arranged, but Isgan immediately ran into the same issue as the Borough with not being able to get engagement from Shanksville Borough or Stonycreek Township. Morgese commented that he will reach out to Commissioner Walker for assistance and insight.
  - iv. DEP Approval of Water Treatment Plant - Gibson Thomas is creating a bid package, Hanson has concerned about obtaining ownership of property in time. DEP granted two years from date of approval to complete the project. The plan is to have the project complete by December 31, 2021 with water rates being raised proactively in January 2021. Balint stressed he needs to be included on all correspondence during the transition into Water and Sewer Committee Chair.
- F. Planning/Zoning Report - Hollern reported the Zoning Hearing Board held a hearing on August 31, 2020. Hollern had originally told the applicant that the fee for the hearing would be the lesser of the \$750 established fee or the total of all costs associated with the hearing (advertisements, solicitor, stenographer). After receiving the invoices, the applicant will submit payment for \$750 as the costs were going to be higher. Hollern also reported the Planning Commission is planning to review Ordinance 144 to clean up and clarify the Ordinance.
- G. Parks & Recreation - Morgese reported he planned on leaving the Parks & Recreation Budget at \$5,000 for 2021.
- H. Land Management - Morgese and Hollern reported they are going to contact Northwinds to delay the annual meeting until October to allow the Peninsula Club to close out their year and allow for a better projection. Hollern reported Barbera will also be in attendance for the annual meeting. Hanson asked the property transfer for the water treatment plant be discussed, Hollern confirmed it will be addressed.
- I. Storm Water Management - There was nothing to report.

12. Old Business:

- A. Comcast Renewal - There was nothing to report.
- B. Directional Signs - Morgese is still waiting for a response from the manufacturer but stated that it was designed to look weathered. Hollern suggested the road crew remove the signs and attempt to fix them.
- C. Bob Hanson Resignation - Hanson reported, effective September 9, 2020, he has resigned as chair of Finance as well as Water and Sewer.
- D. Security Cameras - Yantus reported that Jarrett Yantus met with Snyder and determined that there is not a current internet connection at the pumphouse or Well 99. J. Yantus determined we need an internet connection at the pumphouse with a repeater at Well 99. Hollern agreed that a camera should be placed at Well 99 and the pumphouse. The Borough does receive free internet service through Roy Fritz with WPIA.net. Hollern moved to have J. Yantus move forward with Roy Fritz installing internet at the pumphouse, a repeater for Well 99 and cameras for both the pumphouse and Well 99 for a cost not to exceed \$1,500 and a monthly

charge of no more than \$20/month, Morgese seconded. All ayes, motion carried.

13. New Business:
- A. Postage Service - Siehl looked into Stamps.com as a postage service, the cost being \$17.99/month plus the cost of postage. After discussion Siehl stated she will research other options as well. Hanson moved to authorize Siehl to contract with Stamps.com or an equivalent not to exceed \$20/month plus the cost of postage, Hollern seconded. All ayes, motion carried.
  - B. Lynn Shimer Resignation - Shimer reported that he will be resigning from Council effective September 30, 2020 due to moving out of state. It was discussed that a replacement will need appointed prior to the October 12, 2020 meeting. Shimer asked for acceptance of his resignation. Hanson move to accept Shimer's resignation, effective September 30, 2020, Nemeth seconded. All ayes, motion carried.
  - C. As a follow-up to item 12.C above, Hanson is willing to stay on Council until at least the end of 2020 and possibly the end of his term in 2021, considering Shimer's departure. Morgese made a motion to elect Hanson as President effective September 30, 2020 coincident with Shimer's resignation. Hollern seconded. Hollern thanked Hanson on behalf of Council for his willingness to revoke his resignation and complete his term. There will be 5 openings for election in 2021; Hollern, Morgese, Nemeth and Hanson's terms are up, and the remaining 2 years (2022 & 2023) of Shimer's 4-year 2020-2023 term needs to be filled.
  - D. Communication Preferences - Siehl reported that with Council members having multiple email addresses, some of which are not checking regularly, it is important to make sure that their primary email address is being used for Borough correspondence as well as the Borough email address. Hollern suggested Council members reporting to Hanson which email address is preferable for him to create "rules" on their Borough email.
  - E. Video Conferencing Options - Hanson stated that if virtual meetings are going to continue, the only way to run a meeting is if the person running the meeting is present in the conference room, and better equipment is needed. Hanson researched equipment that is roughly \$1,000 for the camera and microphones, he found Logitech to have great reviews. Quality audio, only, would be less than half that. Miscoe reported the Federal Surplus inventory had video conferencing equipment and will work with Hanson to determine if anything available will work for Council's needs.
  - F. Dam Inspection - Siehl reported the annual dam inspection was received from EADS Group, it is available for review at the Borough office. Siehl will contact EADS for a PDF version. Snyder will review the inspection report.
  - G. Joe Lazzaro Introduction - Miscoe introduced resident, Joe Lazzaro as a possible candidate for Council. Miscoe stated Lazzaro ran for Council in the last election as a write in at the last minute. Lazzaro stated he has a background in municipal governments and municipal taxation as an attorney, as well as technology. Lazzaro stated he would like to be of help in any way he can.
  - H. Mike Marshall Introduction - Morgese introduced resident, Mike Marshall as a possible candidate for Council. Morgese stated Marshall is well versed on the lake and the environmental aspects of keeping the lake healthy.
14. Executive Session - Hollern moved to move into executive session at 8:23 for matters of litigation in which identifiable claims have been made, Hanson seconded. All ayes, motion carried.

15. Council returned from executive session at 9:03.
16. With no additional business to discuss, Hanson moved to adjourn the meeting at 9:04, Morgese seconded. All ayes, motion carried.

The next regularly scheduled meeting of the Indian Lake Borough Council will be held on October 14, 2020 at 6:00 P.M. at the Indian Lake Borough Building or by teleconference.

Respectfully submitted,

Kirsten Siehl  
Borough Secretary