

## July 14, 2008

Derry Borough Council met in regular session Monday, July 14, 2008 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Allen Skopp presiding, Eric Tepper, Barry Smith, Curt Robbins, Kristine Snyder, Chris Holnaider, and Todd Krehlik. Solicitor Rachel Riedel was present. Marie McCandless reporter of the Latrobe Bulletin and Mayor Susan Bortz was present.

1. John Bradley- 224 West Fourth Avenue, Derry, PA. Concerned about the Fire Works Tent in the Rite Aide parking lot, and questioned if a permit was issued. A temporary zoning permit was issued. Concerned about the McBroom property starting to look like a junkyard, would like to see if something can be done about it. He wanted to know if a permit had been issued for Porcelain Park. Bob Sieminkewicz reported there is no current permit for demolition for that property.

2. Don McGraw – He is concerned about the Ordinance Officer position that has been put into effect. He feels the Ordinances should be enforced by our police department. Tax payers shouldn't be paying additional monies for a Code Enforcement Officer, when the Borough has a police department to enforce such Ordinances. Curt Robbins explained that the Code Enforcement Officer was created to focus on cleaning up residential properties within Derry Borough removing some of the responsibility from the police to perform other important functions. Mayor Bortz also supported the position which enables the police department to focus on other issues.

John Bradley asked for policemen to walk through the business district to help with cutting gasoline use within the police department. Council President Allen Skopp replied that the idea has already been discussed and the process is to begin soon.

3, Fred Goodman – Observing.

**MOTION** by Kristine Snyder to approve the minutes for regular meeting of June 9, 2008. Motion **SECONDED** by Barry Smith. All council members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Barry Smith to approve the treasurer's report for June 30, 2008. Motion **SECONDED** by Chris Holnaider. All council members present voiced “aye” in favor of the motion. Motion passed

### SOLICITOR'S REPORT

Nothing for the public.

### COMMITTEE REPORTS

Public Works Committee - Barry Smith reports the backhoe repair estimate from Groff was a total of \$2,876.00, without seeing the equipment. The Public Works department has removed the old fence from the playground and they are going to remove two tree stumps that the old fence had grown into for preparation of the new fence.

There are four park reservations over the weekend upcoming that will require some overtime. Also, they will be starting to mark the Storm Drains which is required for the MS-4 Storm Management program.

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### MAYORS REPORT

Mayor's Report for June 2008 was not read but submitted to Borough Secretary with receipts of \$2,620.82 which included traffic receipts of \$1,149.26 and non-traffic receipts of \$1,080.20. There were 82 complaint calls, 26 traffic citations, 1 parking tickets, and 15 non-traffic citations.

### ZONING OFFICER'S REPORT

Zoning Officer did not read but presented to Borough Secretary the report for June 2008 including \$259.80 in receipts for four permits including Shed, Pool, Drive Up Window System, and Temporary Permit.

### COMMUNICATIONS

There will be a 12<sup>th</sup> Annual Household Hazardous Material Waste Collection held on Saturday, October 11, 2008, from 9A.M. to 2:00P.M. at the Westmoreland Fairgrounds.

The next DABPA meeting will be held on Monday, September 8, 2008 at 6:00 pm at Casa Tomas Restaurant in Latrobe.

A 2008 Legislative Report is available at the Borough Office regarding upcoming House and Senate Bills.

A USDA Rural Development meeting will be held on July 31, 2008 at 9:30AM at the USDA Agricultural Service Center at Donohoe Center in Greensburg to spur economic and community development.

### UNFINISHED BUSINESS

1. Porcelain Park – In process
2. Abandoned Properties – Remove from agenda. All properties on list have been reviewed.
3. **MOTION** by Curt Robbins to advertise Ordinance #721 Limiting the Weight of Commercial Vehicles Traveling and Parking on the Streets of the Borough of Derry. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
4. Occupancy Permits – Tabled.
5. **MOTION** by Kristine Snyder to approve to add Code Enforcement Officer Line Item in the Budget for the amount of \$2,840.00. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Barry Smith to approve Derry Station Pilot Program Agreement accepting \$4,500 per year for the years 2008 through 2012, and \$6,500.00 per year for the years of 2013 through 2017 in lieu of taxes. Motion **SECONDED** by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

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7. Safe Routes to School Grant discussed by council. Council decided to forward information to Gibson Thomas to see if they will create plans for the project, and apply for the grant.

8. Resident complaints. Mayor Bortz discussed Chuck DeRito's complaint and his requests. Barry Smith and Allen Skopp both have reviewed his concern. They feel the issue has been repaired as necessary. President Skopp told Susan he can come to a council meeting or schedule a meeting with him on the weekend if he wishes to discuss the complaint further.

9. **MOTION** by Curt Robbins to approve repair of Back Hoe in the amount of \$2,876.00 including transportation. Motion **SECONDED** by Chris Holnaider. All members present voiced "aye" in favor of the motion. Motion passed.

### NEW BUSINESS

1. Schedule Public Hearing held by council for New Zoning Ordinance. Council discussed options of Saturday, August 23<sup>rd</sup>, 2008 or September 6, 2008 at 10 a.m.

2. **MOTION** by Eric Tepper to approve parade routes for the Homecoming Parade to be held Friday, September 26, 2008 and the Railroad Days Parade to be held on Saturday, September 27, 2008. Motion **SECONDED** by Barry Smith. All members present voiced "aye" in favor of the motion. Motion passed.

3. **MOTION** by Curt Robbins to approve secretary to attend the PLGSA Conference on Thursday, August 14, 2008 and Friday, August 15, 2008 in Pittsburgh. Cost will be approximately \$335 including seminar and mileage. Motion **SECONDED** by Barry Smith. All members present voiced "aye" in favor of the motion. Motion passed.

4. Discussion regarding swimming pools in residential yards. Bob Sieminkewicz stated that pools currently in our Ordinance are required to have fence that are 6ft high or less, however state law request a fence or lock at 4ft high. Fence can be on the pool or in the yard.

5. **MOTION** by Curt Robins to approve Manhole Rehabilitation Requisition Pay Estimate #1 for \$89,300.94 including Change Order #2 in the amount of \$1,254.41. Motion **SECONDED** by Barry Smith. All members present voiced "aye" in favor of the motion. Motion passed.

6. **MOTION** by Curt Robbins to approve Third Street Culvert Requisition #16 in the amount of \$19,157.30, including Change Order #8 for \$4,885.48. Motion **SECONDED** by Eric Tepper. All members present voiced "aye" in favor of the motion. Motion passed.

7. **MOTION** by Curt Robbins to approve Fourth Ward CSO Project Requisition #11 in the amount of \$49,132.12. Motion **SECONDED** by Barry Smith. All members present voiced "aye" in favor of the motion. Motion passed.

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8. **MOTION** by Curt Robbins to advertise Ordinance #722 to amend Ordinance #673 to include Miscellaneous Junk in addition to Junk Cars. Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

9. **MOTION** by Kristine Snyder to approve request from Borbonus for an extension for the 4<sup>th</sup> Ward Combined Sewer Separation Project for 120 days. Motion SECONDED by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

10. Underpass 1<sup>st</sup> Avenue Gravel Road – It is considered Railroad property remove from agenda.

11. **MOTION** by Barry Smith to approve Kevin Lenhart to place dumpster on street for three weeks at 405 West Second Avenue, placing skid plates under dumpster. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

12. **MOTION** by Curt Robbins to approve splitting cost of township camera for repairs if insurance does not cover cost. Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Curt Robbins to approve purchase of Sludge Press from S.K. Dewatering Corporation for the amount of \$50,000 for the Sewer Plant. Motion SECONDED by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed. Details will be forwarded by Jesse McGraw to Sol. Rachel Riedel.

Discussion took place regarding hiring part-time police. Sgt. Friscarella mentioned that scheduling is getting difficult. Civil Service needs addressed. There is a current vacancy that needs filled.

#### **PAYMENT OF BILLS**

**MOTION** by Kristine Snyder to pay the bills. Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

#### **ADJOURNMENT**

Meeting adjourned at 8:35p.m.

Respectfully submitted,

Lori L. Latta  
Secretary