

August 11, 2008

Derry Borough Council met in regular session Monday, August 11, 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, Curt Robbins, Kristine Snyder, Chris Holnaider, and Todd Krehlik. Barry Smith was absent. Solicitor Rachel Riedel was present. Reporter of the Latrobe Bulletin and Mayor Susan Bortz was present.

MOTION by Curt Robbins to approve the minutes for regular meeting of July 14, 2008. Motion **SECONDED** by Chris Holnaider. All council members present voiced "aye" in favor of the motion. Motion passed.

MOTION by Curt Robbins to approve the minutes for special meeting of August 4, 2008. Motion **SECONDED** by Chris Holnaider. All council members present voiced "aye" in favor of the motion. Motion passed

MOTION by Curt Robbins to approve the treasurer's report for July 31, 2008. Motion **SECONDED** by Eric Tepper. All council members present voiced "aye" in favor of the motion. Motion passed

MAYORS REPORT

Mayor's Report for July 2008 was presented by the Mayor with receipts of \$1,769.90 which included traffic receipts of \$1,162.96 and non-traffic receipts of \$316.70. There were 115 complaint calls, 26 traffic citations, and 2 non-traffic citations.

Swearing in of Joshua Smail and William W. Nicol as part-time Borough Police Officers was executed by Mayor Susan Bortz.

Council went into executive session at 7:10p.m. Executive session ended at 7:40p.m.

A discussion took place with Merle Musick, UCC Officer, Harry Hosack, UCC Officer, (which are both from Unity Township), Lynn Ewing, Tax Collector and council regarding the Occupancy Permit Process. The first step to the process should be to have the Solicitor review the Occupancy Permit Ordinance and revise it in detail of the Borough's objectives regarding rental properties, requiring the landlords to register with the Borough. Secretary will send Rachel the present Ordinances in place including the adopted IPM Code. Lynn Ewing and Kristine Snyder will develop the database together. The second step is to hire an enforcement officer. Merle does not have the time available to step in as the Borough's enforcing officer for the Occupancy Permits. Council expressed the reason for the inspections are for public safety, record of tenants for tax purposes, and property maintenance code inspections of landlord properties. Merle Musick mentioned creating a checklist for the public to acquire the permit would be a helpful tool. Sol. Riedel will communicate with Merle to help develop the best Ordinance for the Borough.

ZONING OFFICER'S REPORT

Zoning Officer did not read but presented to Borough Secretary the report for July 2008 including \$102.20 in receipts for two permits for a fence and a garage.

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SOLICITOR'S REPORT

Nothing for the public.

COMMITTEE REPORTS

None.

COMMUNICATIONS

The 2008 Pilot Program money has been received from National Church residents.

The \$600 grass lien has been paid by Marlboro Holdings for Porcelain Park. Sol. Riedel mentions the gates have been locked on the property, and an agreement has been made by Marlboro Holdings allowing the Derry Police to remove any persons not authorized to be on the property effective June 30, 2008.

The Zoning Hearing Board requests council post pone the council meeting until 7:30 on September 15, 2008, due to a zoning appeal hearing. Council approved.

UNFINISHED BUSINESS

1. Porcelain Park – Court Hearing on August 21, 2008.
2. **MOTION** by Curt Robbins to approve Ordinance #721 Limiting the Weight of Commercial Vehicles Traveling and Parking on the Streets of the Borough of Derry. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
4. Occupancy Permits – Discussed and tabled.

NEW BUSINESS

1. Approve Ordinance #722 to amend Ordinance #673 to include Miscellaneous Junk in addition to Junk Cars. – Tabled
2. Permits for Traveling Salesmen. Todd Krehlik stated there was an Ordinance that does not allow solicitation. Signs are posted on Route 217. Curt Robbins suggests reviewing the Ordinance so we don't prohibit our community students or organizations to sell subs, have car washes, and other fundraisers.
3. **MOTION** by Eric Tepper to approve \$1,000.00 donation for Derry Railroad Days to be held on September, 27, 2008. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.
4. Purchase Truck for Sewer Plant to haul Sludge Press – Tabled.

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5. Resignation of Lisa Peters as Part-time officer and Code Enforcement officer. – Tabled.
6. **MOTION** by Curt Robbins to advertise for part-time police officers. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Curt Robbins to promote Joshua Smail to full-time police officer immediately for the Derry Borough Police Department. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
7. Code Enforcement Officer – Tabled.
8. Ordinance for Registered Sex Offenders – Sol. Riedel explained it is an added protection to a community. Council can research the county for more information. Allegheny County created this Ordinance for the County. President Skopp asked the secretary to call the county to see if anything has been put in to place or is in the process. Is the police department going to be able to enforce a more detailed ordinance?
9. **MOTION** by Curt Robbins to approve Zoning Signs for entrances to Derry Borough. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
10. **MOTION** by Curt Robbins to approve Gibson Thomas to submit application for 2009-2011 CDBG Grant for Brown and Kelly Way. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
11. **MOTION** by Curt Robbins to approve Requisition #12 for 4th Ward Project in the amount of \$73,513.82 and change order #2 for \$1,500.00. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
12. **MOTION** by Curt Robbins to approve Requisition #17 for the Third Street Project in the amount of \$1,030.00. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
13. **MOTION** by Curt Robbins to approve #2 Final Pay Estimate for the Manhole Project in the amount of \$1,822.47. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
14. Sewer Tap-In Fees – Sol. Riedel suggests a cost analysis needs to be done by Gibson Thomas for the Sewer Tap in Fees to be raised. The township currently charges \$1,500.00.

PAYMENT OF BILLS

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

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ADJOURNMENT

MOTION by Eric Tepper to adjourn meeting at 8:24. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary