

## October 13, 2008

Derry Borough Council met in regular session Monday, October 13, 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, Todd Krehlik, Kristine Snyder, and Chris Holnaider. Barry Smith and Curt Robbins were absent. Solicitor Rachel Riedel and Mayor Susan Bortz were present. Marie McCandless reporter of the Latrobe Bulletin was present.

Council went into executive session at 6:58p.m. Executive session ended at 7:23p.m.

**MOTION** by Kristine Snyder to approve the minutes for regular meeting of September 15, 2008. Motion **SECONDED** by Eric Tepper. All council members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Kristine Snyder to approve the treasurer’s report for September 30, 2008. Motion **SECONDED** by Chris Holnaider. All council members present voiced “aye” in favor of the motion. Motion passed

### VISITORS

1. Chuck DeNunzio – Thanked the Borough for their donation, equipment, and manpower for Railroad Days.

He thanked Barry Smith for his personal donation to the Railroad Days Committee.

He passed out recycling flyers for the recycling program in Derry Borough and reminded everyone that the bins are available behind the Dollar General Store.

He complimented efforts and results of the Derry Borough 2<sup>nd</sup> Ward playground, while also mentioning that there is a new playground at Keystone Park as well.

2. Ed Schmitt – reported on 4<sup>th</sup> Ward projects and 3<sup>rd</sup> Street Culvert, the trash racks need to be corrected for size in order for a back hoe to remove debris from the catch basin at 3<sup>rd</sup> Street Culvert. 4<sup>th</sup> Ward Project -Paving should begin soon on Keeling Avenue, and punch list will be addressed for closing items in 4<sup>th</sup> Ward. Contingencies are adequate for both projects.

West Second Avenue Culvert design work is complete. Utilities issues need to be addressed. Gibson Thomas will be submitting plans to CDBG and will hopefully be started before winter, weather permitting.

### ZONING OFFICER’S REPORT

Zoning Officer presented the September 2008 report including \$92.30 in receipts for two permits for an addition and car port including no abatements.

### SOLICITOR’S REPORT

The last hearing for Marlboro Holding took place and they withdrew their appeals which they were guilty of Zoning and Borough violations. The total fines will be assessed a judgment will be filed. Now that DEP is involved, if they fail to comply, the Borough should begin to cite them again.

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There are real estate taxes owed from year 2007 for this property due to not complying with KOZ requirements, which Rachel is researching the Borough may be able to collect these funds.

Rachel presented the council a draft Occupancy Permit Ordinance for review.

Mayor requests a letter be sent to Congressman Murtha requesting assistance from his office, since he helped create this situation. She offered to create the letter. The girl scouts are planning to send a letter to our local representatives regarding Porcelain Park as well.

### **COMMITTEE REPORTS**

Kristine Snyder reports her meeting with Lynn Ewing regarding the Occupancy Permit Ordinance. They came up with 97 rental units within the Borough. Kristine Snyder announced another Town Hall meeting on Thursday, January 8, 2009 at 7p.m. She is going to request to use the Community Center for the next meeting.

Eric Tepper mentioned there is an upcoming COG meeting at the end of the month. Mr. Tepper also mentioned a very positive response from the public regarding the 2<sup>nd</sup> Ward playground.

### **MAYOR'S REPORT**

Mayor's Report for September was presented by Allen Skopp with receipts of \$3,796.58 which included traffic receipts of \$1308.79 and non-traffic receipts of \$1,662.34. There were 72 complaint calls, 43 traffic citations, and 1 non-traffic citations.

Chief Randy Glick presented a lease agreement to council for an unmarked police car purchase. Our first payment will be in 2009. Mayor asked why an unmarked car is needed. Allen stated that our present vehicles are too obvious. Todd Krehlik made a MOTION to lease the new 2008 Crown Victoria unmarked police vehicle from Tri-Star. Motion SECONDED by Chris Holnailer. All members present voiced "aye" in favor of the motion. Motion passed.

### **REPRESENTATIVE REPORTS**

None

### **COMMUNICATIONS**

DABPA announces the Halloween Parade for 5p.m. on Friday, October 31, 2008 then following Trick or Treat from 6pm -8:30pm. The Christmas celebration will be held this year at Mossback Park on Saturday, December 6, 2008.

The Street department would like to purchase the street signs for intersections along Rt. 217. Council agreed they should purchase half this year and the remaining amount next year. (Starting first in 1<sup>st</sup> and 2<sup>nd</sup> Ward)

### **UNFINISHED BUSINESS**

1. Porcelain Park – Discussed earlier in meeting.
2. Occupancy Permits – Tabled

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3. Code Enforcement Officer – Mayor Bortz mentioned there is an employee at Mastrococco’s who is interested in the position. President Skopp recommended she submit a resume of interest.

Chief Glick is concerned about having a civilian taking on the position, where will they work out of? How will they know our Ordinances? Chief Glick mentioned there is a part-time officer who may be interested as well. Kristine Snyder explained that the Blairsville Code Enforcement Officer is not a police officer.

Chief Glick explained to the Girl Scouts and parents the importance of the reflective house numbers and how they are necessary for emergency response. November 1, 2008 is deadline.

4. New Zoning Ordinance – Public Hearing will be held on Saturday, October 18, 2008 for the new Zoning Ordinance.

5. Recodification - Tabled

### NEW BUSINESS

1. General Fund Budget meeting will be held by committee soon.

2. Sewer Fund Budget will be addressed by committee when Curt Robbins gets back into town.

3. **MOTION** by Eric Tepper to approve Westmoreland County Transit Authority local Share Assessment Agreement for July 1, 2008 to June 30, 2009 for \$575.00. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Kristine Snyder requested Bus Schedules to more available to the public. Secretary will contact Bus Company to acquire some schedules.

4. **MOTION** by Kristine Snyder to approve Resolution No. 483-08 Authorizing Distribution of 2008 State Aid in the amount of \$30,507.24 for pensions. General Fund reimbursement is \$17,256 for Police Pension Plan and \$6,671 for Non-Uniform Pension Plan with excess of \$6,580.24 distributed by employee percentage to both Uniform and Non-Uniform Pension Plans. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed

5. **MOTION** by Kristine Snyder to approve Third Street Culvert Requisition No. 19 in the amount of \$92,088.44 including Change Order #10. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Kristine Snyder to approve Fourth Ward Project requisition No. 14 in the amount of \$76,664.53. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

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7. **MOTION** by Eric Tepper to approve \$100 donation to DABPA for the Halloween Parade. Motion **SECONDED** by Curt Robbins. Six members voiced “aye” in favor of the motion. Todd Krehlik opposed. Motion passed.

After a discussion in executive session, **MOTION** by Todd Krehlik to rescind Resolution # 439-06 Dissolving the Municipal Authority of the Borough of Derry. Motion **SECONDED** by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

Kristine requested the Solicitor to submit a letter to Norfolk to clean up the property along the railroad tracks.

**PAYMENT OF BILLS**

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

**ADJOURNMENT**

**MOTION** by Kristine Snyder to adjourn meeting at 8:14p.m. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary