

**August 9, 2010**

Derry Borough Council met in regular session Monday, August 9, 2010 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, Chris Holnaider, Barry Smith, John R. McCreary, and Kristine Melville. Todd Krehlik was absent. Mayor Susan Bortz and Solicitor Rachel Riedel were present. Marie McCandless, Latrobe Bulletin and Jeff Himler, Tribune Review were reporting.

**MOTION** by Kristine Melville to approve the minutes for the regular council meeting of July 12, 2010. Motion **SECONDED** by Barry Smith. All members present voiced "aye" in favor of the motion. Motion passed.

**MOTION** by Barry Smith to approve the treasurer's report for July 30, 2010. Motion **SECONDED** by Chris Holnaider. All members present voiced "aye" in favor of the motion. Motion passed.

**Council went into executive session to discuss personnel matters at 7:07p.m.on Monday, August 2, 2010 at the Derry Borough Council Work Session. Executive session ended at 7:42p.m.**

Mayor Bortz presented Cheryl Reinard with a Certificate of Appreciation for her years of service to the Borough. She recently resigned from the planning commission.

**VISITORS**

1. Curt Robbins – 216 S. Chestnut Street - Observe
2. Cheryl & Don Reinard – 100 Reed Street – Observe
3. Sharon Ritenour- 729 E. 2<sup>nd</sup> Avenue- Tree located on Robbins Way needs removed, it is lying on power lines and if it comes down it will hit into a residents home owned by Ron Polo. Robert Sieminkewicz confirmed that the tree is located on Borough property. Barry Smith will have the public works department address the issue.

**SOLICITOR'S REPORT**

No report for the public.

**MAYOR'S REPORT**

- New Alexandria is having a demolition derby on Friday, August 13, 2010 sponsored by the Derry Lions Club.
- The last Power 32 meeting will be held in New Alexandria at 6:30.
- The planning charette was very successful which was held on Saturday, August 7, 2010. The summary meeting of that charette will be held on August 16, 2010 at 7p.m.
- A Bike Safety Program will be held on August 28, 2010 from 12p.m. – 3p.m. sponsored by the Derry Borough Police School Resource Program funded by ARRA. They will be giving away helmets, bike locks, and six bikes for the program.

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Mayor's Report for July 2010 with receipts of \$3,013.83, which included traffic receipts of \$2,567.28 and non-traffic receipts of \$38.37. There were 161 complaint calls, 48 traffic citations, and 4 non-traffic citations.

**COMMITTEE REPORTS**

None

**ZONING OFFICER'S REPORT**

Bob Sieminkewicz reported \$183.00 in zoning fees were collected for July, including three permits for a pool, shed, and greenhouse.

He addressed a few issues brought to his attention by Chuck DeRito such as a home which was extending their roof and a corner home whose hedges were obstructing traffic view in which both were addressed.

He also reviewed the issue of the tree located in Robbins Way and confirmed the tree is located mainly on the Borough right-away.

There is a family with a pool located on W. 2<sup>nd</sup> Avenue who is currently in violation due to the location of their pool. They will need to remove the pool or relocate it.

There is also a violation letter which will be forwarded to council for a mobile home that was pulled onto a lot on 1<sup>st</sup> Avenue, which had an old mobile home that was removed, and they replaced it with another which is a zoning violation.

Allen Skopp asked Bob about the property with a bus located on it used for storage, if there was letter of permission from council. Don Reinard explained that there was a permit issued for the resident owner to put in a storage shed as long as he would remove the bus some time ago. Bob said he can pursue the violation to see if the property owner will show the letter given to him permitting the bus. If the letter is contrary to law then it would be invalid.

**REPRESENTATIVE'S REPORT**

Eric Tepper reported on the TCC meetings. HA Berkheimer was selected for the county collector for Westmoreland County.

**COMMUNICATIONS**

- Chuck DeNunzio requested the Borough think about installing two bike racks, one for the playground area and one for the downtown area.
- Penn Prime forwarded a letter to Derry Borough congratulating us for becoming a peak performer and having a certified employee safety committee. There will be a risk management conference held on September 30, 2010 in which they would like to present Derry Borough with an award. MOTION by Kristine Melville for Lori Latta to attend the conference. Motion SECONDED by Chris Holnaider. All members present voiced "aye" in favor of the motion. Motion passed.

Mayor Bortz mentioned that she was told by Dave Slifka that one of the Marcellus Companies forwarded a \$16,000 donation for the Derry Area Outdoor Pool.

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UNFINISHED BUSINESS

1. Porcelain Park –No report.
2. Recodification – Allen passed out sections of the recodification manuscript to the members of council to review for next work session for discussion. Lori Latta asked Rachel Riedel how to proceed with recodification once the final manuscript has been created. Will it be done by Ordinance? Rachel Riedel will review the process and forward council the information at the next meeting.
3. Housing Redevelopment – Tabled
4. Occupancy Permits for Residential Rental Units- Tabled for review of Fee Schedule.
5. Security Camera Community Park – Mayor spoke with Shirley Danksriter and forwarded cost of the cameras. Ms. Danksriter wants to discuss the cost with her classmates.

NEW BUSINESS

1. **MOTION** by Eric Tepper to approve Resolution #505-10 Municipal Winter Traffic Service Agreement between the Commonwealth of Pennsylvania Department of Transportation and Derry Borough. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Kristine Melville to transfer \$60,000 from Sewer Fund Savings to Sewer fund Money Market Account for higher interest rate. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.
3. Flood Plain Ordinance – Solicitor will review draft forwarded by FEMA.
4. **MOTION** by Chris Holnaider to approve Central Westmoreland COG Membership for \$175. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by Chris Holnaider to approve Resolution #506-10 recommended by PSAB Opposing Forced Government Mergers and Consolidations. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Barry Smith to approve the agreement for Pennsylvania Environmental Council for \$5,000 for the Parks and Trails Charette and approval for \$2,250 for consulting work by Smart Growth Partnership which is ARRA funded. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
7. **MOTION** by Kristine Melville to approve the Homecoming parade to be held on Friday, October 1, 2010 starting line-up at 5:30p.m. beginning at 6:00p.m. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

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8. **MOTION** by Chris Holnaider to advertise Ordinance to add additional stop sign at the intersection of E. 2<sup>nd</sup> Avenue and South Chestnut Street. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

Diane Baker- 328 Wineman Way- Is requesting a street name sign and a Stop Sign where she lives. She received a warning issue from Richard Greece, regarding her pool in her yard.

**PAYMENT OF BILLS**

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

Council went into executive session at 7:45p.m. due to personnel reasons. Executive session ended at 8:45p.m.

Allen Skopp requested a motion from council to approve a 30 day suspension for an employee and a letter of reprimand for another employee of the Borough of Derry. **MOTION** by Barry Smith to approve a 30 day suspension for an employee of the Borough of Derry. Motion **SECONDED** by Barry Smith. Roll call vote was taken Allen Skopp- yes, Barry Smith – yes, Chris Holnaider- yes, Eric Tepper-yes, Randy McCreary- no, and Kristine Melville- no. Four members voted yes and two members voted no. Motion passed.

**MOTION** by Barry Smith to approve a letter of reprimand for an employee of the Borough of Derry. Motion **SECONDED** by Eric Tepper. Allen Skopp- yes, Randy McCreary-yes Barry Smith-yes, Chris Holnaider-yes, Kristine Melville-yes, Eric Tepper –yes All members of council voted yes. Motion passed.

**ADJOURNMENT**

**MOTION** by Kristine Melville to adjourn at 8:58 p.m. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary