

October 11, 2010

Derry Borough Council met in regular session Monday, October 11, 2010 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Chris Holnaider presiding, Eric Tepper, John R. McCreary, Todd Krehlik, and Kristine Melville. Allen Skopp and Barry Smith were absent. Rachel Riedel and Mayor Susan Bortz was 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 September 20, 2010. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Randy McCreary to approve the treasurer’s report for September 30, 2010. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

VISITORS

None

SOLICITOR’S REPORT

No report for the public.

MAYOR’S REPORT

Mayor’s Report for September 2010 with receipts of \$1,713.07 which included traffic receipts of \$1,460.29 and non-traffic receipts of \$79.03. There were 125 complaint calls, 27 traffic citations, and 1 non-traffic citations.

ZONING OFFICER’S REPORT

Bob Sieminkewicz was unable to attend the meeting, he will provide September and October Zoning Reports at the November meeting.

COMMUNICATIONS

None

UNFINISHED BUSINESS

1. **MOTION** by Kristine Melville to Approve Ordinance #734 Amending Section 16, Traffic Regulations of Chapter XVI, Motor Vehicles and Traffic of the Code of Ordinances (Ord 619), for the intersection of Second Avenue and South Chestnut Street. There was no **SECOND** for the motion, due lack of second, the motion died. Chris Holnaider requested a motion again and asked if there needed to be further discussion regarding the addition of the stop sign at this intersection location. There was no discussion. **MOTION** by Kristine Melville to Approve Ordinance #734 Amending Section 16, Traffic Regulations of Chapter XVI, Motor Vehicles and Traffic of the Code of Ordinances (Ord 619), for the intersection of Second Avenue and South Chestnut Street. It was stated that Gibson-Thomas supported the stop sign to be added upon their study. There was a lack of a **SECOND** motion. Motion died.

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2. **MOTION** by Eric Tepper to approve the Library Donation of \$3,000 to Caldwell Memorial Library. Motion **SECONDED** by Randy McCreary. All members present voiced “aye” in favor of the motion. Motion passed.

NEW BUSINESS

1. **MOTION** by Kristine Melville to approve advertising of Ordinance #735 Amending Section 16, Traffic Regulations of Chapter XVI, Motor Vehicles and Traffic of the Code of Ordinances (Ord. 619) creating a 4-Way Stop intersection at 3rd Avenue and South Chestnut Street. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

2. **MOTION** by Todd Krehlik to approve Resolution 510-10 Authorizing Distribution and Forwarding Excess Pension State Aide to the Non-Uniform and Uniform Pension Plans. Motion **SECONDED** by Randy McCreary. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by Eric Tepper to approve Westmoreland County Transit Agreement for 2010-2011 with a local share assessment of \$640.00. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

4. **MOTION** by Kristine Melville to approve the Memo of Understanding provided by the Solicitor for the Non-Uniform Supplementary LIUNA Pension. There was an explanation by our Solicitor that originally council approved entering into the LIUNA pension as a supplementary pension plan for the Non-Uniform employees in 2002, and it would be employee funded by payroll deduction recorded in council minutes. Recently council signed an addendum to the Non-Uniform Employee Contract regarding the LIUNA Pension which states an Employer Contribution is provided; however, there was an internal agreement with the employees that this pension would be employee funded originally in the April 8, 2002 minutes, which will remain the same with the memo of understanding and include the surcharge payments. Motion **SECONDED** by Todd Krehlik. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Eric Tepper to approve Alex Skopp’s Eagle Scout Project for the park improvements in the park near the Outdoor Community Pool located on 3rd Street. Todd Krehlik wanted to know who would be providing the materials for the project. The Mayor explained that the costs of the improvements would be part of his Eagle Scout Project. Motion **SECONDED** by Todd Krehlik. Randy McCreary was concerned about any liability issues that could arise. Council discussed requiring a waiver to be signed releasing the Borough from any liability. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Kristine Melville to request a waiver releasing the Borough from any liability for the project to be signed by the parties involved in the project. Motion **SECONDED** by Randy McCreary. All members present voiced “aye” in favor of the motion. Motion passed.

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PAYMENT OF BILLS

MOTION by Todd Krehlik to pay the bills. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

Chris Holnaider referred back to Unfinished Business and explained the history of discussion of the additional stop sign at the intersection of E. 2nd Avenue and S. Chestnut Street. After a brief discussion he requested a motion again. **MOTION** by Kristine Melville to approve Ordinance #734 Amending Section 16, Traffic Regulations of Chapter XVI, Motor Vehicles and Traffic of the Code of Ordinances (Ordinance 619) to add an additional stop sign at the intersection of E. 2nd Avenue and S. Chestnut Street. Motion **SECONDED** by Eric Tepper. Randy McCreary and Todd Krehlik were against the motion. Chris Holnaider voted “aye” to approve. Motion passed. Randy McCreary and Todd Krehlik both expressed concern for emergency vehicles at that intersection when answering emergency calls.

ADJOURNMENT

MOTION by Todd Krehlik to adjourn at 7:25p.m. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary