June 13, 2011

Derry Borough Council met in regular session Monday, June 13, 2011 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, John McCreary, Curt Robbins, and Kelly Tatone. Kristine Melville, Barry Smith and Todd Krehlik were absent. Mayor Susan Bortz was present. Jeanette Wolff, Latrobe Bulletin and Jeff Himler, Tribune Review were reporting.

MOTION by Curt Robbins to approve the minutes for the regular council meeting of May 9, 2011. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion. Motion passed.

MOTION by Randy McCreary to approve the treasurer's report for May 31, 2011. Motion SECONDED by Curt Robbins. All members present voiced "aye" in favor of the motion. Motion passed.

VISITORS

None

SOLICITOR'S REPORT

Rachel Riedel brought up a discussion regarding the outdoor community pool agreement with the YMCA. The agreement with the YMCA is a single year agreement. There were some provisions that were questionable in paragraph 14 which was omitted from the agreement and there was a question regarding equipment and the definition of equipment that the YMCA can take with them. To clarify is the equipment purchased with funds which are donated by sponsors to the Pool equipment of the Derry Outdoor Community Pool or the YMCA? Rachel will discuss further with the YMCA's attorney on the matter in preparation for next month's meeting.

Rachel prepared a draft Ordinance for the extension of a no parking zone on Y Street, but wants to clarify the area to define as the no parking zone specifically. Randy Glick was to define the area for her at the meeting tonight.

MAYOR'S REPORT

Mayor's Report for May 2011 was reported by secretary with total receipts of $1,764.97 which included traffic receipts of $1,043.99 and non-traffic receipts of $194.45. There were 141 complaint calls, 72 traffic citations, and 24 non-traffic citations with 4 parking tickets.

- We should be hearing something soon regarding the grant for the trails project, which was submitted.
- The Fish for All will be held on June, 25, 2011 by DARCee at Ethel Lake.

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- There was an interest in reinventing a HOBO picnic where the HOBO's actually come and camp out behind the Borough garage. Council agreed that would be a supported event. In the past, personal donations were given to support the event. Susan will communicate with the Railroad Days Committee to confirm.

Randy Glick entered meeting and discussed there seems to be sufficient space of a non-parking zone presently on Y Street, but Council agreed to compromise and create a non-parking zone extended to the alley way from Rt. 217 on Y Street as requested by Tech Spec.

COMMITTEE REPORTS

ZONING OFFICER'S REPORT

- Bob has received an application for a day care which is being reviewed at this time and he will forward the applicant to Merle Musick for any UCC requirements as well.
- Bob has been notified of a violation with a property located next to the DVFD Community Center, which is a commercial rental property. There is quite amount of garbage and junk stored on the property and he will prepare a violation letter to the property owner.
- There is an upcoming appeal for a home owner on E. 2nd Avenue who is choosing to appeal to the Zoning Hearing Board for placement of a front porch which was denied by the current Zoning Ordinance regulations.
- There is a couple with the last name of Harvey who applied for a shed recently, who historically requested a subdivision which was approved by council and at the county level. However, the deed was never executed so the parcel is still considered one property. He plans on submitting a written letter to explain what they need to do to complete the subdivision prior to receiving approval of placement of a shed.

There was a discussion regarding a pool on a vacant property located on W. 4th Avenue, which has stagnant and possibly contaminated water creating a hazard for mosquito breeding and other health hazards. Lori Latta has contacted the company information posted on the property twice with no response; they were to get back to the Borough office with more information as to who currently is responsible for the parcel. The pool needs drained and taken down.

Bob Sieminkewicz submitted a report to council for one permit for May 2011for a residential pool fence for $59.60.

REPRESENTATIVE REPORTS

The Railroad Days Committee is planning on a memorial plaque or possibly a bench for Chuck DeNunzio memorial.

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COMMUNICATIONS

- Thank you received by Marge DeNunzio and family for the flowers.
- Thank you received by the Latta family for the flowers.
- Letter read from Westmoreland PA Cleanways regarding the annual Hazardous Waste Collection held on Saturday October 1, 2011 and the request for Derry Borough's participation

UNFINISHED BUSINESS

1. **MOTION** by Curt Robbins to approve Ordinance 740 to approve and enact and ordinance codification and revision of Ordinances of the Borough of Derry. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion.

2. Occupancy Permits –Bob Sieminkewicz has begun the testing phase of his certification and reviewing an ordinance with Rachel.

3. Community Sidewalks – Under Planning Commission Review

4. Agreement with YMCA for Outdoor Community Pool – Randy McCreary made a **MOTION** to table the approval until a few details were reviewed within the agreement. Curt Robbins SECONDED. All members agreed. Motion to table was passed.

5. **MOTION** by Curt Robbins to advertise Ordinance 741 for an extended no parking zone on Y Street. Motion SECONDED by Kelly Tatone. All members present voiced "aye" in favor of the motion. Motion passed.

NEW BUSINESS

1. **MOTION** by Curt Robbins to approve submission of application for 2012-2014 CDBG funding for Brown Way Culvert. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion. Motion passed.

2. **MOTION** by Curt Robbins to approve donation of $1,000.00 for 2011 Railroad Days Celebration. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion. Motion passed.

3. **MOTION** by Curt Robbins to approve donation for Chuck DeNunzio Memorial for his many years of community service to be placed at the caboose station located by Dollar General. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion. Motion passed.

4. **MOTION** by Randy McCreary to advertise for vacancy and alternate for the Zoning Hearing Board. Motion SECONDED by Curt Robbins. All members present voiced "aye" in favor of the motion. Motion passed.

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5. Council discussed a Junior Council Representative and requested Lori Latta to advertise the position at Derry Area High School.

6. **MOTION** by Curt Robbins for Gibson Thomas to review and apply for the second round of ARLE Grant applications for a possible intersection at North Chestnut and Rt. 217 (Owens Avenue) intersection. Motion SECONDED by Randy McCreary. All members present voiced "aye" in favor of the motion. Motion passed.

7. **MOTION** by Randy McCreary to approve Resolution 523-11 Disposition of Old Records of Derry Borough according to the Municipal Records Manual approved on December 16, 2008. Motion SECONDED by Curt Robbins. All members present voiced "aye" in favor of the motion. Motion passed.

8. Westmoreland Cleanway's Hazardous Waste Collection will be held on October 1, 2011. Derry Borough Sponsorship cost is up to $40 per car load for Derry Borough residents or the residents can pay for their own waste drop off individually. A discussion was held by council and due to the location of the waste drop off to be held in New Kensington, council agreed Derry Borough wouldn't have many participants and they would not participate this year.

Chief Randy Glick presented to council a request to lease/purchase a new police vehicle. The 2005 Crown is requiring a lot of maintenance and it may be in the Borough's best interest to move forward with a new vehicle. We have received some insurance money for the repair of the body of the 2005 Crown due to hail damage which could be used towards the new vehicle vs. repairs to the old vehicle. Tri-Star has provided Randy with two options a 2010 Crown Victoria at $21,988 and 2011 Crown Victoria at $22,991.00 The interest rates are 6.246% for a three year lease payment at $,719.42, 6.286% for a four year lease payment at $3,651.15, and 6.459% for a five year lease payment at $3,011.89. Allen Skopp reviewed using the maintenance budget for a new transmission, the insurance proceeds for repairs for the hail damage, and the 2005 Crown Victoria a trade in will maintain the police budget. There was a discussion about using the insurance proceeds for this purchase. **MOTION** by Curt Robbins to lease/purchase a 2011 Crown Victoria in the amount of $22,991.00 using the 2005 Crown as a trade in with a down payment of $8,968.89 and three-year payments of $4,719.42 contingent that the insurance company can utilize the money received. Roll call vote was requested by Allen. Kelly Tatone – yes, Randy McCreary – no, Curt Robbins –yes, and Allen Skopp – yes. Motion was passed.

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PAYMENT OF BILLS

MOTION by Curt Robbins to pay the bills. Motion SECONDED by Kelly Tatone. All members present voiced "aye" in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Randy McCreary to adjourn at 8:14 p.m. Motion SECONDED by Kelly Tatone. All members present voiced "aye" in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary