

## **March 8, 2010**

Derry Borough Council met in regular session Monday, March 8, 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, Todd Krehlik, Barry Smith, John R. McCreary, and Kristine Melville. Allen Skopp was absent. Mayor Susan Bortz and Solicitor Rachel Riedel was present. Marie McCandless, Latrobe Bulletin was reporting.

**MOTION** by Barry Smith to approve the minutes for the regular council meeting of February 8, 2010. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Barry Smith to approve the treasurer’s report for February 28, 2010. Motion **SECONDED** by Todd Krehlik. All members present voiced “aye” in favor of the motion. Motion passed.

### **VISITORS**

1. Debbie Matteo -138 E. Third Street – Had questions regarding sewer plant.
2. Chuck DeRito – 604 W. Second Avenue, Derry –Concerned about an alley way which he has addressed with council previously, the alley has eroded overtime which has created many holes and dips producing a driving hazard. Barry Smith said he would address the matter with the public works. He also wanted to know if children are allowed to skateboard on sidewalks throughout town.
3. Charlotte Jones – 838 West Third Street, Derry – Concerned about the debris and danger of the collapsed building that Doug Richardson leases located at Porcelain Park. Council
4. Eric Zimmerman- 500 S. Chestnut St., Derry – Came for a response from the Solicitor regarding Ordinance 673. Sol Riedel advised that the enforcement officer is allowed to go on to private property. He received a warning with a copy of the Ordinance. Rachel took his number and stated she would get back with him.
5. Brian McDowell – Observing.

### **SOLICITOR’S REPORT**

The Ritenour complaint has been filed.

### **MAYOR’S REPORT**

Mayor’s Report for February 2010 with receipts of \$3,113.56 which included traffic receipts of \$967.93 and non-traffic receipts of \$379.54. There were 66 complaint calls; with 24 traffic citations and 3 non-traffic citations.

The Mayor asked council to support the Westmoreland County Arts Grant. She asked if council could donate more this year towards the project. **MOTION** by Barry Smith to donate \$500 towards the Westmoreland County Art Grant contingent upon receiving the grant. Motion **SECONDED** by Randy McCreary. All members present voiced “aye” in favor of the motion. Motion passed.

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### ZONING OFFICER'S REPORT

No report for the month of February 2010.

Review of the Durika case was given to council, which is almost complete.

### COMMITTEE REPORTS

Westmoreland County TCC Meeting will be held March 23, 2010 at 7p.m. at the Westmoreland County Courthouse.

Eric Tepper reported that it will take several months creating by-laws, website, hiring a collection agency, and many more objectives will need to be completed.

Susan reported that the Trails Meeting was well received and attended last Tuesday. The student economic exchange day will be held on Tuesday, March 30, 2010 from 8:00am-2:00pm. The elected officials are invited to come after 11:00am to see the program presentation. All council members are welcome to come.

### REPRESENTATIVE'S REPORT

None

### COMMUNICATIONS

- Killed In Service Benefits – Until next contract opens the Borough is recommended to continue the killed-in-service benefits for the police department. Council agreed.
- PEMA Reimbursement Request was submitted for the Snow Storm requesting reimbursement for February 5<sup>th</sup> and 6<sup>th</sup>, 2010.
- Information was received by Mary Trunzo from the Blairsville/Indiana COG regarding salt purchases through CoStars/General Services. Their bid amounts was more than \$10 less than the salt price received this past winter season from our COG. Council agreed to bid for salt from General Services (CoStars) for the 2010-2011 Season. **MOTION** by Barry Smith to bid to purchase 650 ton of salt from General Services (CoStars Program) for the 2010-2011 seasons required to purchase at least 60% of bid amount. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
- The Westmoreland County Boroughs Annual Banquet will be held on Friday, April 30, 2010 at 6p.m. at the Youngwood Fire Hall Reception Room.

### UNFINISHED BUSINESS

1. Porcelain Park – Tabled
2. Recodification – General Code should have a final manuscript for council review in the spring.
3. Housing Redevelopment – Tabled

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### 4. Occupancy Permits for Residential Rental Units

Randy McCreary brought a copy of Blairsville Ordinance for Occupancy Permits and forwarded Council a copy along with the Solicitor. He wanted to show council the estimated amount of receipts that were collected by this permit process for rental properties of \$19,000 in 2009 including an estimated 585 rental units. The problem is when most of our rental properties were and are created there is no process established for them to be reassessed and we are losing tax dollars. Todd Krehlik explained that the recodification process was an additional delay in proceeding with the occupancy permit process so that we would have a current Ordinance reference book. Randy McCreary reviewed all of the benefits to follow through with such an Ordinance.

5. **MOTION** by Todd Krehlik to appoint Chuck DeNunzio as Vacancy Board Chairman for 2010. Motion **SECONDED** by Eric Tepper. Five members present voiced “aye” in favor of the motion. Randy McCreary was against. Motion passed.

### NEW BUSINESS

1. **MOTION** by Eric Tepper to approve secretary to attend the PSAB Conference in Pittsburgh April 26<sup>th</sup> –April 27<sup>th</sup> approximately \$360 cost and mileage. Motion **SECONDED** by Todd Krehlik. All members present voiced “aye” in favor of the motion. Motion passed.

2. **MOTION** by Todd Krehlik to approve final pay estimate #25 in the amount of \$58,892.62 for 4<sup>th</sup> Ward Project and final Pay estimate #24 in the amount of \$4,835.00 for Storm Sewer Project to AEGIS as requested by Gibson Thomas. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.

3. Local 1451 Contract Amendments – Solicitor Riedel needs more time to review requested changes.

4. **MOTION** by Barry Smith to advertise Ordinance 733 to amend Section 21 of the Traffic Regulations of Chapter XVI, Motor Vehicles and Traffic, adding a six (6) ton weight limit sign to be placed on North Ligonier Street Bridge. Motion **SECONDED** by Todd Krehlik. All members present voiced “aye” in favor of the motion. Motion passed. Barry Smith explained the reason for the necessary limits.

Debbie Matteo came to the meeting to ask questions regarding the Sewer Plant Merger. She wanted to know if the transfer was final.

Todd Krehlik explained council approved the transfer of the Sewer Authority to the Water Authority. The Water Authority Board accepted the transfer. They are presently working on the labor union details. She wanted to know why council would want to turn over an asset to the water authority, and will this affect the assessed value of this borough? And will it affect the borrowing power?

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Solicitor Riedel explained that the Borough will still maintain control over the water authority since the Municipal Authority was created by the Borough.

Debbie asked, if the transfer takes place, how will this affect the storm sewer maintenance?

Todd Krehlik and Solicitor Rachel Riedel explained the main objective for this merger is to have a more effective management system overseeing both the water and the sewer authority.

**PAYMENT OF BILLS**

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

**ADJOURNMENT**

**MOTION** by Todd Krehlik to adjourn at 8:12 p.m. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary