

December 13, 2010

Derry Borough Council met in regular session Monday, December 13, 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, Todd Krehlik, Barry Smith, Chris Holnaider and Kristine Melville. John McCreary entered as the meeting proceeded. Mayor Susan Bortz was present. Marie McCandless, Latrobe Bulletin and Jeff Himler, Tribune Review were reporting.

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

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

VISITORS

1. Charles Derito – West Second Avenue -Observing
2. Curt Robbins – 216 S. Chestnut Street – Observing
3. Tre Lunsford – Student for Mr. Tatone DAHS - Observing

SOLICITOR’S REPORT

Nothing for the public.

MAYOR’S REPORT

Mayor’s Report for November with receipts of \$1,802.74 which included traffic receipts of \$1,015.55 and non-traffic receipts of \$639.88. There were 72 complaint calls, 9 traffic citations, and 0 non-traffic citations with 3 parking tickets

ZONING OFFICER’S REPORT

Bob Sieminkewicz reported one permit for the month of September for a commercial Laundromat collecting \$15.00, and one permit for the month of October for a residential garage collecting \$82.60. He has received a permit request for South Ligonier and First Avenue for apartments and storefront property.

COMMITTEE REPORTS

The Mayor reported that Darcee is having their annual banquet at Palombo’s on Wednesday December 15th, 2010 at 6pm.

Barry Smith Chairman of the Street Department reported they want to move forward with an updated snow policy.

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COMMUNICATIONS

- Caldwell Library forwarded a Thank You letter for the donation received by the Borough of Derry for the annual donation to support the high school public library.
- Letter was received by Chuck Derito for interest in the vacancy position on Derry Borough Council.
- Letter was received by Curt Robbins for interest in the vacancy position on Derry Borough Council.

UNFINISHED BUSINESS

1. Recodification – Fine table and appendix still in review by Solicitor. Tabled
2. Occupancy Permits – Bob Sieminkewicz requested a meeting with Allen and would like to do a time study for scheduling and salary requirements.
Allen suggested discussing it at the work session in January.
3. **MOTION** by Chris Holnaider to approve General Fund Budget. Motion **SECONDED** by Barry Smith. Five members present voiced “aye” in favor of the motion. Randy McCreary was against. Motion passed.
4. Tax Anticipation Bids were received as follows for \$65,000:
 - AmerServe Financial 2.15% fixed rate for a 5 month period No additional fees listed.
 - First Commonwealth 2.49% fixed rate for up to 12 month period.
 - S & T Bank – 2.51% fixed rate for up to 12 month period 2.17% if the Borough changes our primary accounts to their bank.

MOTION by Chris Holnaider to approve utilizing S& T Bank for the 2011 Tax Anticipation Loan at 2.15 % fixed interest rate with no fees. Motion **SECONDED** by Randy McCreary. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Chris Holnaider to advertise Ordinance #736 Requiring All Persons, Partnerships, Businesses, and Corporations to Obtain a Permit for any Construction or Development within the Areas of the Borough of Derry which are subject to Flooding and Establishing Penalties for any Persons who Fail, or Refuse to comply with the requirements of the Flood Plain Ordinance for Derry Borough. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.

NEW BUSINESS

1. **MOTION** by Kristine Melville to approve advertising the following Board and Commission Terms Expiring in Derry Borough on 12/31/2010:
 - a. Five-Year Term on the Municipal Authority Board of Directors term ending December 31, 2015.
 - b. Five-Year Term on the Zoning Hearing Board term ending December 31, 2015.
 - c. Vacancy Board Chairman for 2011.

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- d. Vacancy on the Planning Commission expiring on December 31, 2012.
 - e. Four-Year Term on the Planning Commission term ending December 31, 2014.
- Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion Massed.

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 Randy McCreary to approve payoff of police car in the amount of \$22,576.39 for December 14, 2010 with excess real estate revenues and real estate transfer taxes received in 2010. Motion SECONDED by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

The Mayor presented a proclamation for Vince Mastrorocco and Mastrorocco’s Market for his 100th Anniversary of their family grocery stores and the benefits of their participation in our community.

- 3. **MOTION** by Kristine Melville to appoint Chuck Derito to fill the council vacancy. Randy McCreary SECONDED the motion. Roll call vote was taken. Kristine Melville – yes, Todd Krehlik – no, Allen Skopp – no, Barry Smith – no, Chris Holnaider – no, and Randy McCreary – yes. **MOTION** by Barry Smith to appoint Curt Robbins to fill the council vacancy. Motion SECONDED by Chris Holnaider. Roll call vote was taken. Kristine Melville – no, Todd Krehlik – yes, Allen Skopp – yes, Barry Smith – yes, Chris Holnaider – yes, and Randy McCreary – no. Motion approved. (Resolution 516-10)

- 4. **MOTION** by Kristine Melville to approve the 2011 council schedule. Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

- 5. **MOTION** by Todd Krehlik to hire two part-time applicants for the police department. Barry discussed concern of cost of turn over and commitment upon hiring. Susan explained the procedure of hiring. Motion SECONDED by Chris Holnaider. Roll call vote taken: Kristine Melville – no, Todd Krehlik – yes, Barry Smith – no, Chris Holnaider – yes, Allen Skopp – yes. Mayor voted as a tie breaker – yes. Motion passed.

- 6. **MOTION** by Todd Krehlik to approve Public Sewer System Transfer Agreement with Municipal Authority of Derry Borough. Motion SECONDED by Chris Holnaider. Four members present including Todd Krehlik, Chris Holnaider, Barry Smith, and Allen Skopp voiced “aye” in favor of the motion. Randy McCreary and Kristine Melville were against after roll call vote taken. Motion passed.

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7. Discussion regarding snow removal policy draft prepared. **MOTION** by Todd Krehlik to approve amended snow removal policy by Mike Witheral. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

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

ADJOURNMENT

MOTION by Curt Robbins to adjourn at 7:55p.m. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary