

## December 12, 2016

Derry Borough Council met in regular session Monday, December 12, 2016 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Chad Fabian, Presiding, Al Checca, Barry Holden, Jim Ritenour, and Thomas Lipinski were present. Allen Skopp and Dave Fletcher were absent. Mayor Kevin Gross was present. Nick Cammuso was reporting.

**MOTION** by Thomas Lipinski to approve the minutes for the regular council meeting of November 14, 2016. Motion **SECONDED** by Barry Holden. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Barry Holden to approve the treasurer’s report with a General Fund Balance Sheet totaling \$202,018.31 for November 30, 2016. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Don Ritenour – Owens Avenue – Observing for any information on Owens Avenue Extension Project. Lori Latta reported that there will be a meeting in January to review the grant and agreement and plan for the project with Penn Dot.
2. Marty Bucci and Kara & Barry Terney – Methodist Church Sign Revision – Observing to see if any action is taking on updating Zoning Ordinance to allow digital signage.
3. Joan Reynolds – Owner of Sugar Bears Building in downtown area. She presented council with a hand drawn preliminary plan of what she would like to do with the space where sugar bears currently sits with a verbal summary. She would like to see a café exist in that space.

**Derry Borough Council went into executive session at the Derry Council Worksession held on December 5, 2016 for personnel reasons. Times were not reported. Secretary was absent from the meeting.**

### SOLICITOR’S REPORT

The Solicitor provided a written report to Borough Council relating to public and attorney client privileged issues and attended the regular meeting to discuss legal issues in executive session as reported above.

### MAYOR’S REPORT

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Mayor Kevin Gross submitted the Mayor’s report for November 2016 with receipts of \$1,100.16 which included traffic receipts of \$672.40 and non-traffic receipts of \$216.28. There were 125 complaint calls, 31 traffic citations, 0 non-traffic citations, and 13 parking tickets.

### BUILDING INSPECTIONS UNDERWRITERS, INC. MONTHLY REPORT

BIU reported for the month of November 2016 three (3) Code Violations and one court appearance.

### COMMITTEE REPORTS

***Municipal Authority Review Committee – Barry Holden, Tom Lipinski, and Al Checca***

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Mr. Lipinski asked for an update as to what the committee has found regarding having some type of ballot for residents response or opinion of selling the municipal authority. Mr. Fabian is looking into it.

**Jim Ritenour** – *Public Works* –Presby Way has been officiated by Westmoreland County 911. Leaf collections ended December 9<sup>th</sup>, 2016.

**Allen Skopp** – *Grants*

**Al Checca**- *Police Department*

**Lori Latta** – *Safety Committee*

**REPRESENTATIVE REPORTS**

**Railroad Days- Lori Latta** – *Meetings are held the second Thursday monthly at 6:30pm at Derry Station Community Room.*

**DARCEE –Lori Latta-** *Meeting November, 16, 2016, 2016 at Derry Township Building at 7pm.*

**PLANNING COMMISSION**

No report on review received for digital signs.

**COMMUNICATIONS**

- Special Meeting will be needed Tuesday, December 27, 2016 (Monday is working Holiday) to approve Budget and Tax Ordinance for 2017
- Letter received by Joanne Love regarding George Love’s resignation from the Zoning Hearing Board
- Letter Tim Rennie for 2016 Audit
- DCED – Keystone Communities Grant – Revitalization – Façade Programs, Public and Private Sector Partnerships Deadline January 25, 2017.
- Letter from Don Reinard for the Zoning Hearing Board Vacancy to be reappointed for five year term ending 12-31-2021

**UNFINISHED BUSINESS**

1. Board and Commission Vacancies

- One (1) vacancy and one (1) alternate vacancy for the Zoning Hearing Board
- Civil Service Commission Vacancies
- Vacancy Board Chairman

2. Owens Avenue N. Ligonier St. Bridge Removal Project – Communication with Gibson Thomas – Waiting for paperwork from Penn Dot

**MOTION** by Al Checca to request a draft from the borough Solicitor creating a Zoning Signs Section Amendment for review prior to special meeting to be held on Tuesday, December 15, 2016, so council may advertise for approval for January meeting. Omitting #4 from the planning

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commission recommendation and specifying who may be able to have electronic or digital signage such as businesses, churches, and other specific organizations.

3. Motion SECONDED by Barry Holden. All members present voiced “aye” in favor of the motion. Motion passed.

Mr. Lipinski requested we move on this as soon as possible for the Methodist Church to be able to move forward with their sign project. Council agreed to request Lee to have this draft available if possible by our special meeting so they can vote to advertise for approval in January.

4. Code Enforcement and Zoning- Tabled Received a total of three resumes at this time.
5. **MOTION** by Thomas Lipinski to approve re-advertising General Fund Budget for 2017 with a one and one half mill increase. Motion SECONDED by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Al Checca to advertise Tax Ordinance 772-16 for 2017 increasing General Fund Millage to 28.5 mills. Motion SECONDED by Barry Holden. All members present voiced “aye” in favor of the motion. Motion passed.
7. **MOTION** by Thomas Lipinski to approve the Solicitor to draft an Ordinance for parking fines to be changed as the following:

**1<sup>st</sup> offense - \$20 fine**

**2<sup>nd</sup> offense - \$50 fine**

**3<sup>rd</sup> offense – \$100 fine**

Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

## **NEW BUSINESS**

1. Police Chief Contract – Requested Lee Demosky to draft an amendment clause to the current contract after meeting in executive session at work session meeting. The clause would allow the contract to continue year to year with no new change requests by either party. Council have agreed to a 2% increase for 2017.

2. Accept bid for 2017 Tax Anticipation Notes

Proposals submitted

- S&T – 1.27% with Fees not listed as requested
- First Commonwealth – 1.75% Fees listed as \$100 commitment and \$97 UCC filing fee
- AmeriServ – 2.65 % with Fees not listed as requested

**MOTION** by Jim Ritenour to accept First Commonwealth Banks proposal at 1.75 % and fees listed. Motion SECONDED by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

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3. **MOTION** by Thomas Lipinski to approve Zoning Hearing Board Solicitor George Love's Resignation and advertise for Vacancy. Motion **SECONDED** by Jim Ritenour. All members present voiced "aye" in favor of the motion. Motion passed.

4. **MOTION** by Thomas Lipinski to approve PSAB, PEC, Westmoreland Cleanways, and Borough Mayors Association memberships for 2017. Motion **SECONDED** by Jim Ritenour. All members present voiced "aye" in favor of the motion. Motion passed.

5. Thomas Lipinski, in response to Derry Topix website and the individual who hides behind the keyboard making negative remarks, would like to announce that his next three years in term, he would like to donate his council salary to the pool.

6. Derry Pool Passes have been requested for Christmas gifts. They have been sold at same price as 2016 season. Council agreed they don't want to increase pool prices next year. Perhaps they can raise concession prices .10 cents per item to cover expenses. Council discussed changing hours for the last week of summer due to the difficulty of staffing once school begins. They will revisit the discussion in the spring.

**Derry Borough Council went into executive session at 8:05pm for personnel reasons. Executive session ended at 8:24pm.**

#### PAYMENT OF BILLS

**MOTION** by Al Checca to approve payment of bills totaling \$40,425.53 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Thomas Lipinski. All members present voiced "aye" in favor of the motion. Motion passed.

#### ADJOURNMENT

**MOTION** by Al Checca to adjourn at 8:32p.m. Motion **SECONDED** by Jim Ritenour. All members present voiced "aye" in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary