

June 11, 2012

Derry Borough Council met in regular session Monday, June 11, 2012 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: John McCreary, presiding, Jim Byers, Kristine Melville, John Patrick, Jim Ritenour, and Barry Smith. Mayor Dave Bolen was present. Solicitor Lee Demosky was not present. Marie McCandless, Latrobe Bulletin and Jeff Himler, Tribune Review were reporting.

MOTION by John Patrick to approve the minutes for the regular council meeting of May 14, 2012. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Jim Byers to approve the treasurer’s report for May 31, 2012 with a General Fund Balance Sheet totaling \$191,004.70. Motion **SECONDED** by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

There was an executive session at the Derry Council Work Session on Monday, June 4, 2012 at 7:37p.m. for legal discussion. Executive session ended at 7:44p.m.

Chuck Derito entered the meeting by speaker phone.

VISITORS

1. Joan Luff –Derry Station Resident - Observing
2. Joe Morton- 215 W. Keeling Avenue –Observing
3. Alice Melville – Derry Station- Observing
4. Teresa Sauders – Derry Station – Observing
5. Patricia Clark – 119 Park Street – Expressed concern about less than 24 hour coverage for our police department. She has observed incidences where the Borough police response time was commendable and would be concerned relying on state police.

SOLICITOR’S REPORT

No attendance. Randy McCreary, President explained that the Solicitor will be refraining from attending all council meetings unless necessary to save on budgetary expenses. He can be reached at any time if council needs to discuss matters with him by phone.

MAYOR’S REPORT

Mayor Dave Bolen submitted the Mayor’s report for May 2012 with receipts of \$1,493.83 which included traffic receipts of \$474.43 and non-traffic receipts of \$756.34. There were 120 complaint calls, 27 traffic citations, and 5 non-traffic citations with 5 parking tickets.

The mayor reported that the one of the part time policeman has resigned because of another opportunity and the Chief would like to hire another part-time policeman.

The Mayor David Bolen Proclaimed by written Proclamation that Derry’s Great Garage Sale will be held annually the consecutive Friday and Saturday in the month of August, and all residents are encouraged to participate.

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The Borough has been known for this event for many years and it has brought people from all over the county to our community. The Proclamation was documented by Resolution 537-12.

ZONING OFFICER'S REPORT

The Zoning report for May 2012 included the permits for two residential storage sheds, two fences, a deck, and a residential demolition permit. May's receipts totaled \$166.40. He requested an executive session for a zoning matter under litigation.

COMMITTEE REPORTS

REPRESENTATIVE REPORTS

❖ Derry's School Picnic will be held on Wednesday, June 13, 2012.

❖ DARcee will be having a Fishing Day at Lake Ethel on Saturday, June 16, 2012 from 6am-3pm. Tickets are available at Mastrococco's Market for \$10.

Barry Smith thanked everyone who helped with the Fishing Day and hopes for a good response for the event.

COMMUNICATIONS

- **MOTION** by John Patrick to donate \$100 towards the Derry School Picnic Prizes. Motion **SECONDED** by Kristine Melville. All members present voiced "aye" in favor of the motion. Motion passed.
- Household Hazardous Waste Sponsorship – Support requested by Westmoreland Cleanways of \$120 Sponsorship allowing any of the Derry Borough residents to dispose of their Hazardous Waste on Saturday, October 6, 2012 9am-2pm at Westmoreland County Community College, Parking Lot B. Tabled until July meeting.
- **MOTION** by Barry Smith to approve donation of \$1,000 for the Railroad Days Celebration which will be held on Saturday, September 22, 2012 and Sunday September 23, 2012. Motion **SECONDED** by Jim Byers. All members present voiced "aye" in favor of the motion. Motion passed.
- Derry Borough has been awarded a \$500 grant from Penn PRIME for road work signs. As a municipal insurance trust offering workers compensation and liability coverage, Penn PRIME distinguishes itself by providing products and services tailored to meet the needs of local government throughout Pennsylvania. One of these services is the grant program which funded \$100,000 in 2012 in requests for its members to improve worker and public safety.
- A letter was read from Mark Critz's office regarding the Derry Borough Post office, in which he commended Derry Borough for their petitions and positive response to keep the post office open and the efforts have been successful. The USP has renewed the current lease for the next five years. Mr. Byers thanked all the residents who signed the petition and the businesses which helped in the efforts of collecting signatures for the petitions.
- A letter of interest from Bob Sieminkewicz was read for the position of Zoning Officer.

UNFINISHED BUSINESS

1. Occupancy Permits – In process by Bob Sieminkewicz.

2. Solid Waste and Recycling Request for Proposals- Advertise amended RFP. (Re-Advertised on June 20, 2012)

3. Rt. 217 Bridge Project – Westmoreland County Planning The Pre-Bid Workshop Meeting scheduled 5-21-12 at Penn Dot facility in Uniontown summarized the project will take about two years for completion, they are planning on keeping Northbound traffic continually flowing, and southbound will be detoured to Rt. 982. Council would still like to see a temporary at grade crossing on S. Chestnut to N. Chestnut during the construction to ease traffic flow and keep easy access to our downtown business district and the businesses. There was also discussion of having a new access road created for the Porcelain Park Property.

4. **MOTION** by John Patrick to remove Stop Sign amendments from agenda. Motion **SECONDED** by Kristine Melville. A lot of money was spent on engineering fees for the study of installing those stop signs and it makes no sense to remove them at this time.

They have created a safer environment for the bus stops and have slowed traffic down. All members present voiced “aye” in favor of the motion. Motion passed.

5. The Burning Ordinance was discussed and council would like to make some changes making our days in sync with the Townships Burning Days. Council discussed allowing burning on Tuesdays, Thursdays, and Saturdays on the 2nd and 4th week of every month. Some members would also like to see grass clippings eliminated since it creates so much smoke when they burn. A draft of the amended Ordinance will be created for the next council work session in July. **MOTION** by Jim Byers to amend the Burning Ordinance. Motion **SECONDED** by John Patrick. Kristine is concerned about who will enforce the Ordinance and what people are actually burning. If you can’t use paper, grass clippings, and cardboard, how do you start the fire asked Ms. Melville? Six members present voiced “aye” in favor of the motion. Kristine Melville was against. Motion passed.

6. Condemned properties – Merle was contacted. Jim Byers is working with the owners of one of the commercial properties to clean up the property and move forward with marketing and selling the property to be used for a commercial business within the community. Mr. Byers stated the property owner’s showing interest in working with council to reach that goal.

7. **MOTION** by John Patrick to advertise for Bids for 2012 Paving Project and apply for loan from Pennsylvania Infrastructure Bank for \$200,000.00. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed. Chuck DeRito is to write the specifications for next month to advertise.

NEW BUSINESS

1. **MOTION** by Chuck DeRito to advertise corner property S. Chestnut Street and 2nd Avenue for bid. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.
2. Approval of Resolution 536-12 Rules of Conduct & Decorum for Council Meetings. – Tabled due to concerns of some of the council members. Council is waiting on written correspondence from the Solicitor regarding specific language in the document.
3. Derry Roundhouse Apartments – Tabled until proper documentation is received from our Solicitor.
4. **MOTION** by Kristine Melville to approve Ordinance 746 Amendment to Sidewalk Ordinance 305 Section IV (N. Chestnut St. Resident request). Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by John Patrick to advertise Ordinance 747 Authorizing the issuance of and awarding not in excess of \$200,000, principal amount, guaranteed revenue note, at a private sale for the 2012 Paving Project. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by John Patrick to maintain Bob Sieminkewicz as our current Zoning Officer. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
7. Police Contract Agreement – Tabled.
8. Part-Time Police Officer Position – Tabled. Police chief needs to review new applicants and he is also looking at other officers that have worked for the department in the past to cover shifts.

Chuck DeRito exited the meeting.

**Council went into executive session for Litigation Matters with Zoning at 7:50pm.
Executive session ended at 8:03pm.**

PAYMENT OF BILLS

MOTION by John Patrick to pay the bills totaling \$56,036.86, and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.

Mayor Bolen stated George Tragos is working on the flower planters on N. Chestnut Street and 1st Avenue; he is also planning to add two planters to the area. Council appreciates his efforts.

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ADJOURNMENT

MOTION by Jim Byers to adjourn the meeting. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the meeting. Motion passed.
Meeting adjourned at 8:07 p.m.

Respectfully submitted,

Lori L. Latta
Secretary