

July 9, 2012

Derry Borough Council met in regular session Monday, July 9, 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, and Barry Smith. Mayor Dave Bolen was present. Chuck Derito entered the meeting by speaker phone. Jim Ritenour was absent. Solicitor Lee Demosky was not present. Marie McCandless, Latrobe Bulletin and Jeff Himler, Tribune Review were reporting.

MOTION by Kristine Melville to approve the minutes for the regular council meeting of June 11, 2012. Motion **SECONDED** by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Barry Smith to approve the treasurer’s report for June 30, 2012 with a General Fund Balance Sheet totaling \$ 209,556.87. Motion **SECONDED** by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

VISITORS

1. Bill Ehman – 6th Avenue, Derry – Concerned about the burning Ordinance, and wants to know why council wants to add additional days available for burning. He wanted to know how much public opinion was involved with this decision, and has the planning commission reviewed this issue resulting in an amendment? He stated this burning ordinance has been amended several times, and it continues to be a recurrent expense for the borough budget.

Mr. Ehman feels many of the residents of Derry Borough wish that burning was obsolete, and neighboring properties of people who burn yard waste can suffer from all the smoke and pollution created by such burning.

Mr. McCreary explained that the reason the ordinance was reviewed was due to the smoke created from burning grass clippings, and council is reviewing to omit that section from the current ordinance. They would also like to see the dates changed to coincide with Derry Township’s burning days, for residents who live near the Borough border, to help eliminate confusion of the days they are permitted to burn.

SOLICITOR’S REPORT

Not present.

MAYOR’S REPORT

Mayor Dave Bolen submitted the Mayor’s report for June 2012 with receipts of \$1,042.65 which included traffic receipts of \$648.73 and non-traffic receipts of \$273.07. There were 103 complaint calls, 19 traffic citations, and 5 non-traffic citations with 1 parking tickets.

The mayor reported that Cory Bridge will be available and can cover more part-time hours for the department in the future.

ZONING OFFICER’S REPORT

The Zoning report for June 2012 included the permits for three residential pools and one fence. The receipts totaled \$177.60. No Tax Abatement forms were submitted.

Bob suggested that our Solicitor handle the property violation by the lake. The resident hasn't proceeded with any improvements on the property at this time.

Bob suggested an idea for addressing a long list of properties which need attention to remove junk, garbage, and other items. Since the Borough has limited resources, it may be beneficial for council to come up with a voluntary clean-up project with community involvement. This type of program can assist seniors or people without the means to clean up their properties while creating a good will project vs. utilizing enforcement as the only alternative.

COMMITTEE REPORTS

Barry Smith reported that he would like to move forward with a neighborhood watch program separated into all four wards of the Borough. Randy McCreary asked Barry if he would head the committee to move forward with this project. Dave Bolen and Kristine Melville volunteered to sit on the committee.

REPRESENTATIVE REPORTS

None

COMMUNICATIONS

- St. Josephs Catholic Church will be holding a Blue Mass for police, firemen, and any other emergency personnel. All public is invited to attend and it will be held on Wednesday, July 25, 2012 at 6:30pm.
- Thank you received from Derry Railroad Days Committee for the donation towards the 2012 Railroad Days Festival.
- Letter of resignation received from Bob Sieminkewicz as the rental property inspector effective immediately due to limited time constraints.
- Household Hazardous Waste Sponsorship – Support requested by Westmoreland Cleanways of \$120 Sponsorship allows any of our residents to dispose of their Hazardous Waste on Saturday, October 6, 2012 9a.m.-2p.m. at Westmoreland County Community College, Parking Lot B.

MOTION by John Patrick to participate in the Household Hazardous Waste Sponsorship for \$120. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

UNFINISHED BUSINESS

1. Occupancy Permits – Robert Sieminkewicz suggested that the successor of the position complete the program to learn the legal aspects, understand the IPM Code and the ICC materials, and they can custom tailor the program to fit their specific needs to help make the program effective and efficient. Bob will pass along all the training materials to the successor and assist with him/her with any questions they may have.

John Patrick stated he has received a letter of interest from Steve Kozar for the position.

2. Solid Waste and Recycling Request for Proposals- Bids were opened and offers were as follows for weekly refuse service and biweekly recycling service:

These bid amounts are fixed prices per unit per month.

Waste Management

	<u>2013</u>	<u>2014</u>	<u>2015</u>
<u>Reg Svc.</u>	\$12.95	\$13.34	\$13.74
<u>Sr. Citizen</u>	\$10.36	\$10.67	\$10.99
<u>Sr. Bag Svc.</u>	\$3.00	\$3.00	\$3.00
Extra Bulk Items - \$15 per item			
Tags for extra bags - \$3.00			

Interstate Waste

	<u>2013</u>	<u>2014</u>	<u>2015</u>
<u>Reg Svc.</u>	\$13.25	\$13.45	\$13.65
<u>Sr. Citizen</u>	\$10.60	\$10.76	\$10.92
<u>Sr. Bag Svc.</u>	\$2.50	\$2.65	\$2.75
Extra Bulk Items - \$25 per item			
Tags for extra bags - \$1.50			

Allied Waste

	<u>2013</u>	<u>2014</u>	<u>2015</u>
<u>Reg Svc.</u>	\$13.75	\$14.03	\$14.30
<u>Sr. Citizen</u>	\$11.00	\$11.22	\$11.44
<u>Sr. Bag Svc.</u>	\$3.00	\$3.00	\$3.00
Extra Bulk Items - \$10 per item			
Tags for extra bags - \$3.00			

Council will take time to review these bids in detail before making any determination.

Mr. Ehman, a borough resident, asked if the planning commission reviewed the subject of contracted services for refuse and recycling, and were there public meetings held regarding this matter. It was explained to him there were several meetings beginning last year in which this topic was discussed with a special committee assigned to the project at many council meetings as well as a special meeting workshop.

3. Rt. 217 Bridge Project – Next Public Meeting to be scheduled in a few months in Derry Community with Penn Dot, Sean Sepe will contact us to schedule in the future.

4. **MOTION** by Jim Byers to advertise Ordinance 748 amending current Burning Ordinance. Motion **SECONDED** by Chuck DeRito. John Patrick suggested maybe we should have a public meeting regarding the Ordinance prior to advertising.

Four members voted “aye” in favor of the motion. John Patrick and Kristine Melville were against. Motion passed.

Mr. Ehman, a borough resident, expressed concerns on the enforcement of this Ordinance.

5. Condemned properties

6. 2012 Paving Project – Specs are to be created with Chuck’s recommendation and reviewed with Rick Skovensky.

7. **MOTION** by Chuck DeRito to hire Matt Smith as full time for the remaining current contract. Motion **SECONDED** by Jim Byers. Kristine Melville questioned how his full time status will be reflected in the budget, and is concerned we hire him and then we will be unable to retain him due to budget constraints. Randy McCreary requested to amend the motion to have an effective date of August 6, 2012 after discussion to coincide with pay periods. Four members voted “aye” in favor of the motion. Kristine Melville voted “nay” and Barry Smith abstained from the vote. Motion passed.

NEW BUSINESS

1. Corner property S. Chestnut Street and 2nd Avenue was advertised for sale by bid. Bids were requested for August 13, 2012 meeting.

2. Kristine Melville requested a **MOTION** to remove 536-12 Rules of Conduct & Decorum for Council Meetings this from the agenda and adopt Roberts Rules of Order. There was no second to Kristine Melville’s motion. A **MOTION** was made by Jim Byers to approve Resolution 536-12 Rules of Conduct & Decorum for Council Meetings. Motion **SECONDED** by Chuck DeRito. Five members present voted “aye” in favor of the motion. Kristine Melville voted “nay”. Motion passed.

3. **MOTION** by Barry Smith to approve payment of Derry Roundhouse Apartments tax overpayment of \$16,351.91 in one lump sum out of the capital reserve fund. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

4. Planning Commission currently has three members including Chuck DeRito, Chairman, Shawn Melville, and Patrice Keebler at which this time all members are planning on remaining. Chuck DeRito stated the planning commission will move forward with meetings in the future.

5. Ordinance 747 -Authorizing the issuance of and awarding not in excess of \$200,000, principal amount, a guaranteed revenue note, at a private sale for the 2012 Paving Project. Advertising has been postponed until we received confirmation letter from PIB Bank who is waiting on DCED approval.

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6. A letter was read from Steve Kozar Jr. for interest in the position, in which Bob Sieminkewicz has resigned. A **MOTION** by Kristine Melville to appoint Steve Kozar as the part-time Rental Inspection Officer issuing Occupancy Permits for Derry Borough. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.

7. Appoint a Zoning Ordinance Committee- Tabled

8. **MOTION** by John Patrick to approve drafts when reviewed and advertise Abatement Ordinances as needed. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

MOTION by Barry Smith to pay the bills totaling \$49,001.27 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

Meeting adjourned at 8:08 p.m.

Respectfully submitted,

Lori L. Latta
Secretary