

August 13, 2012

Derry Borough Council met in regular session Monday, August 13, 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 was absent. Solicitor Lee Demosky was not 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 July 9, 2012. Motion **SECONDED** by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by John Patrick to approve the minutes for the special council meeting of July 16, 2012. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by John Patrick to approve the treasurer’s report for July 31, 2012 with a General Fund Balance Sheet totaling \$ 219,440.31. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.

VISITORS

1. Joe Morton Jr. – 215 W. Keeling Avenue – Observing with interest for the Planning Commission
2. Barb Uschak – Blairsville – Observing
3. Shawn Melville – Planning Commission Observing
4. Pat and Jim Clark- 119 Park Street, Derry – They wanted to let council know that the new proposed refuse and recycling contract would benefit them greatly and cut their bill in almost half. They were confused at the last meeting thinking this change would cost them money, realizing now it would be a savings, and they wanted to express their support for the contracted services.
Randy McCreary explained there will be an upcoming public hearing/town meeting regarding the contracted services on Monday, August 20, 2012 and all residents are welcome to attend.
5. Chad Fabian – 159 E. Third St., Derry – Would like to participate in the Neighborhood Crime Watch Program lead by Barry Smith. Barry Smith explained there will be a meeting within the next week to discuss the plans for this program. Chad gave Barry Smith his phone number 724-694-0366 for future contact.
6. Mary Landis – 153 E. Third St. - Observing

SOLICITOR’S REPORT

- Reviewed the meeting minutes from the agenda meeting and the regular meeting and have no amendments or comments.
- Reviewed and approved Ordinances Nos. 749, 750 and 751.
- Per the request of Borough Council President, I issued the letter to Congressman Critz regarding the railroad crossing during the Rt. 217 bridge construction. I provided a carbon copy of this document to the Borough for placement in the file.

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- Payment is not due on the Derry Roundhouse litigation until the court executes a final settlement stipulation. I anticipate that the Borough will be required to release the approved settlement funds within the next 60 days and I will contact the Borough Secretary when I am contacted by the taxpayer's attorney.

Solicitor was not present at the public meeting.

MAYOR'S REPORT

Mayor Dave Bolen submitted the Mayor's report for July 2012 with receipts of \$2,229.87 which included traffic receipts of \$1,271.78 and non-traffic receipts of \$866.01. There were 108 complaint calls, 29 traffic citations, and 5 non-traffic citations with no parking tickets.

The Department has been short a few hours on coverage, causing the Chief to work some extra hours.

ZONING OFFICER'S REPORT

The Zoning report was submitted for July 2012 included the permits for one residential pool. The receipts totaled \$42.70. No Tax Abatement forms were submitted. Bob had submitted a couple of emails to council regarding pending violations.

COMMITTEE REPORTS

Kristine Melville asked for permission to review an LED light program for our street lights in Derry Borough. Council suggested she move forward with that research.

REPRESENTATIVE REPORTS

None

COMMUNICATIONS

- Permission requested for Railroad Days Committee to utilize vacant lot at the corner of 2nd Avenue and S. Chestnut if necessary for the event to be held on September 22, 2012 and September 23, 2012. **MOTION** by Kristine Melville to approve permission for the Railroad Days Committee to utilize vacant lot at the corner of 2nd Avenue and S. Chestnut if necessary for the event to be held on September 22, 2012 and September 23, 2012. Motion **SECONDED** by Jim Ritenour. All members present voiced "aye" in favor of the motion. Motion passed.
- Chuck DeRito submitted a resignation for his seat on the Planning Commission.

UNFINISHED BUSINESS

1. Solid Waste and Recycling Request for Proposals Hearing/Town Meeting advertised and scheduled for Monday August 20, 2012 for 6:30pm.
2. Rt. 217 Bridge Project – Nothing to report at this time.

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3. **MOTION** by Jim Byers to approve Ordinance 748 an Amendment to the current Burning Ordinance. Motion **SECONDED** by John Patrick. Five members present voiced “aye” in favor of the motion. Kristine Melville voted “nay” against the motion. Motion passed.
4. Condemned properties – Letter from County regarding support for demolition distributed for council review as a possibility.
5. Bids for 2012 Paving Project
Bids received were as follows:
 - Derry Construction - \$257,233.25 with bid bond
 - Tresco - \$255,805.80 with bid bond
 - El Grande - \$280,121.25 with bid bond

MOTION by John Patrick to table bids for this time, due to upcoming gas line maintenance. Council is waiting for correspondence from the gas company. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.

6. Open Corner property S. Chestnut Street and 2nd Avenue Bids.
No bids were received.
7. Paving Project -
 - Peoples Natural Gas concerns for street paving regarding new line placement. A letter has not been received yet regarding their schedule for maintenance.
 - Ordinance 747 has not been advertised, waiting for commitment letter from PIB Bank. This Ordinance is for Authorizing the issuance of and awarding not in excess of \$200,000, principal amount, guaranteed revenue note, at a private sale.
8. Ordinances 749, 750, 751 Abatement Ordinances – To be advertised and approved at September Regular Meeting

NEW BUSINESS

1. **MOTION** by Jim Ritenour to approve Derry Homecoming Parade to be held Friday, September 21, 2012 at 5:30p.m. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Kristine Melville to approve Railroad Days Parade to be held Saturday, September 22, 2012 at 10:00a.m. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.
3. Full-time position for Public Works position under review with Solicitor.

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4. **MOTION** by John Patrick to approve Safety/ Policy Handbook (Resolution 538-12). Motion SECONDED by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Kristine Melville to approve Associate Membership to Central Westmoreland Council of Government at Annual Cost of \$175 for September 30, 2012 through September 30, 2013. Motion SECONDED by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Kristine Melville to accept Chuck DeRito’s resignation from Planning Commission and advertise vacancy. Motion SECONDED by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.
Kristine Melville requested all information be forwarded to Shawn Melville as needed.
MOTION by John Patrick for our Solicitor to prepare Ordinance for Garbage and Recycling Contracted Services pending the public meeting to be held August 20, 2012 at 6:30pm. Motion SECONDED by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

MOTION by Jim Ritenour to pay the bills totaling \$26,609.32 and all outstanding legitimate bills through the end of the month. Motion SECONDED by John Patrick. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by John Patrick to adjourn meeting. Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Meeting adjourned at 7:25 p.m.

Respectfully submitted,

Lori L. Latta
Secretary