

## December 17, 2012

Derry Borough Council met in regular session Monday, December 17, 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, Jim Ritenour, and Chuck Derito on speaker phone. Barry Smith was absent. Mayor Dave Bolen was present. 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 November 12, 2012 and November 30, 2012. Motion **SECONDED** by Chuck DeRito. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Jim Byers to approve the treasurer’s report for November 30, 2012 with a General Fund Balance Sheet totaling \$140,579.48. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

### VISITORS

1. Chris Bridge, Eric Hoyman, and Josh Barclay – Civics Class – DASD
2. Angelina Brandonio – S. Chestnut St. – Civics Class – DASD
3. Joseph Morton – 215 W. Keeling Avenue – Observing – Council Vacancy
4. Roy Love – 420 W. 3<sup>rd</sup> Avenue – Alley
5. Jim and Pat Clark – 119 Park St. – Question about the pool, she wanted to know why Derry was thinking about running the pool again when the YMCA agreed to take it over. Randy McCreary said they will be discussing this matter later in the meeting.
6. Drew Steel – 2129 S. Ligonier St. – Observing – Council Vacancy
7. Courtney Funk- 204 Ridge Avenue – Civics Class -DASD
8. Chad Fabian – 159 E. 3<sup>rd</sup> St. – Observing
9. Dale Hines – 272 Pittsburgh St. Observing
10. Julie Jenkins- Civics class – DASD
11. Sammie Fabien – 159 E. third St. – Civics Class – DASD
12. Trenton Houg – 174 Lentz Lane – Civics – DASD

### SOLICITOR’S REPORT

Solicitor was not present at the public meeting and no report was submitted.

### MAYOR’S REPORT

Mayor Dave Bolen submitted the Mayor’s report for November 2012 with receipts of \$1075.38 which included traffic receipts of \$235.72 and non-traffic receipts of \$230.50. There were 73 complaint calls, 10 traffic citations, and 1 non-traffic citations with 1 parking tickets.

Mayor Bolen requested council to hold an executive session for personnel matters. They would like to hire the part-time police officers suggested by the Chief and himself after the interview process. There are three officers. Raymond Long, Blake Panowski, and Andrew Ong.

### ZONING OFFICER’S REPORT

There were no Zoning officers reports submitted for November 2012 or December 2012.

## COMMITTEE REPORTS

Chuck DeRito- Public Works Chairman

Public works is currently working on some street issues, cleaning the banks, and repaired some sidewalks in the business district. They are prepared for the snow upcoming.

Banner Program – After further review of this project with several members and citizens, I feel at this time we continue to support the program as is. This means once the banners become unusable and non- presentable to the public they will be discarded and no longer be installed on our poles. Our street department employees are going to continue to install these as the program states twice a year. The previous council has purchased a lift truck that is mainly used for this program, and we do not use it for any other work inside the borough limits at this time. The minor costs for “Zip Ties” is not that much and is covered under miscellaneous expenses. So therefore we can afford to continue to do this, as the Moss Back Park items too, until the time we see fit to change this plan, or another group would like to resume the program. This simply put will remain as our responsibility of the Public Works Department.

Waste Management Bagster Program will be discussed further in January.

Kristine has asked that the Community Park Lease be tabled with DASD until the committee can further review in January.

## REPRESENTATIVE REPORTS

There will be an upcoming DARcee Holiday dinner which council and the mayor will be invited to be held at Chef Dato’s. They will be receiving invitations upcoming.

## COMMUNICATIONS

- Ryan Comar – Request for abandoned Right Away – Letter Distributed to council – Planning Commission will review. Secretary will forward letter to planning commission.
- Greg Menser – Request to have Alley Way opened (Vista) parallel to Walters Street. Joe Morton stated that due to only three signatures on the petition to open the alley and there are twelve property owners that this alley would affect. Jim Byers supported not opening this alley way due to there is quite a bit involved in opening that alley due to drainage issues and road leveling. **MOTION** by Kristine Melville to deny request to have Vista alley way opened. Motion **SECONDED** by Chuck DeRito. All members present voiced “aye” in favor of the motion. The motion passed.

## UNFINISHED BUSINESS

1. Rt. 217 Bridge Project – Meeting scheduled for January 9, 2013at the A V Germano Hall – Derry Community Center.
2. Condemned properties – Request to Merle has been sent to review the properties.
3. Advertise Ordinances for Abatement – Solicitor Reviewing

4. Sidewalk Maintenance Agreement – Reconstructed Rt. 217 Bridge. Council is tabling until after the upcoming meeting regarding the bridge.
5. Approve creating letter of intent from council to Penn Dot for maintenance of sidewalks and lighting on the bridge – Tabled until finalization of the plans of the bridge project.
6. McGee Run 1<sup>st</sup> Avenue to 5<sup>th</sup> Avenue – Flood Protection. Kristine has acquired an application for each home owner near the creek bed to review the upper portion of McGee Run and the flood plain from LOMA. She will have further information in January.

## NEW BUSINESS

1. **MOTION** by Kristine Melville to approve bid for 2013 Tax Anticipation Loan in the amount of \$80,000 by First Commonwealth Bank at 1.89%. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
2. Zoning Route 217 Corridor – Planning Commission Review
3. Wage Negotiations for 2013 – Local Union No. 1451 Contract (Public Works) – Still negotiating. -Tabled
4. **MOTION** by Kristine Melville to approve General Fund Budget. Motion **SECONDED** by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by Jim Ritenour to approve Ordinance 753 Establishing Tax Rate at 27.75 mills for fiscal year 2013. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Jim Byers to advertise the following Board and Commission terms expiring in the Borough:
  - a. One (1) Five-Year Term expiring December 31, 2017 on the Zoning Hearing Board.
  - b. One (1) Vacancy fulfilling a Term expiring December 31, 2016 on the Zoning Hearing Board.
  - c. One (1) Alternate Vacancy for the Zoning Hearing Board
  - d. One (1) Planning Commission Term for a four-year term expiring on December 31, 2016.
  - e. One (1) Vacancy Board Chairman for 2013
  - f. One (1) Five-Year Term for the Derry Borough Municipal Authority Board expiring December 31, 2017.
  - g. Two (2) Civil Service Commission Vacancies one expiring December 31, 2016 and one (6) year term expiring December 31, 2018.

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

7. **MOTION** by Kristine Melville to set work session and regular council meetings for 2013. Motion SECONDED by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed.
8. Randy McCreary explained that they have reached a tentative agreement with the police contract.
9. Four letters of interest for the council vacancy were read by the secretary received by Andrew Steel, Joseph Morton, Bob Henry, and Chad Fabian. A letter of resignation was read from Barry Smith by the Borough secretary. **MOTION** by Kristine Melville to accept Barry Smith’s resignation. Motion SECONDED by Jim Byers. All members present voiced “aye” in favor of the motion. Motion passed. **MOTION** by Chuck Derito to advertise for a vacancy on council. Motion SECONDED by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed. **MOTION** by Chuck DeRito to appoint Joseph Morton to the vacancy on council. Motion SECONDED by Jim Byers. Roll Call Vote taken. Kristine Melville – No, Jim Ritenour – No, Chuck DeRito – Yes, Jim Byers – Yes, Randy McCreary - Yes  
Randy McCreary asked to have the Mayor swear him in. A certificate needs to be prepared and Joseph Morton will be sworn in at the work session.
10. Addendum for Contracted Service Contract with Waste Management for Garbage Totes to be available for residents at \$2.00 monthly rental charge. (We need to clarify with Waste Management total cost, and terms of rental) McGee Run 1<sup>st</sup> Avenue to 5<sup>th</sup> Avenue Flood Control Project – Tabled until we receive a response from Al Pasquerelli, Waste Management.

Dale Heinz was asked by Randy McCreary what he would like his role to be with the pool and if it was for mainly maintenance. Dale agreed he would like to oversee the pool management with assistance of Jesse Patterson who was the manager last year and a concession’s manager as well.

Roy Love has requested from council an alley to be closed off for two years. If council doesn’t give him authorization, he will be putting stones back into the alley way. If the police come to his door, he will be calling channel 2 News.  
Randy McCreary explained we can’t authorize his request.

Drew Steel wants to know why the council meetings aren’t advertised in the Tribune Review instead of the Latrobe Bulletin. The Bulletin is in our local paper and is much less expensive to advertise notices. He requested that all these notices are advertised on our website as well. The secretary explained that some of the notices have been advertised in the past. Perhaps we can put more items on the home page in the future.  
He also wanted to know about the Waste Management Recycling Containers. He stated they are blowing all over the place.

He was concerned about the communication received and wasn't sure about the details of the program. The secretary explained that Waste Management did send communication out and was trying to improve their communications in the future.

**Council went into executive session at 7:40pm for personnel reasons. Executive session ended at 8:14p.m.**

**MOTION** by Kristine Melville to hire three part-time officers Raymond Long from New Alexandria, Blake Danowski, Irwin, and Andrew Ong, Latrobe. Motion **SECONDED** by Jim Byers. All members present voiced "aye" in favor of the motion. Motion passed.

The Mayor mentioned that a grant was received by Cops Technology Grant by the Department of Justice through Westmoreland County Sheriff's Department in the amount of \$7,000.00 for a PC, 3-radios, batteries, five microphones, and radio charger

#### PAYMENT OF BILLS

**MOTION** by Kristine Melville to pay the bills totaling \$61,736.25 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.

#### ADJOURNMENT

**MOTION** by Kristine Melville to adjourn meeting. Motion **SECONDED** by Jim Byers. All members present voiced "aye" in favor of the motion. Motion passed.

Meeting adjourned at 8:34 p.m.

Respectfully submitted,

Lori L. Latta  
Secretary