

September 16, 2013

Derry Borough Council met in regular session Monday, September 16, 2013 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Kristine Melville, presiding, Nelie Smith, Allen Skopp, Chad Fabian, and Joseph Morton. Mayor Dave Bolen was present. Jim Ritenour and Jim Struble were absent. Greg Reinbold from Tribune Review and Sean Meyers with Nick Cammuso from the Latrobe Bulletin was reporting.

MOTION by Allen Skopp to approve the minutes for the regular council meeting of August 12, 2013. Motion **SECONDED** by Joseph Morton. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Allen Skopp to approve the treasurer’s report for August 30, 2013 with a General Fund Balance Sheet totaling \$199,684.50. Motion **SECONDED** by Nelie Smith. All members present voiced “aye” in favor of the motion. Motion passed.

Derry Borough Council went into executive session at 8:15pm at the work session meeting held on Monday, September 2, 2013 for discussion of personnel. The executive session ended at 8:46p.m.

RECOGNITION OF VISITORS

1. Roy Love – 420 W. 3rd Avenue – Mr. Love is still concerned about Ordinance enforcement for grass, weeds, and car ports on alleys. It has been one year that he has been requesting a property be reviewed and brought to compliance.
2. Jim and Pat Clark – Park St. – Observing.
3. Dave McIlnay- 690 Edith St. – He is requesting to have their street named a different name. Mayor Bolen stated they would have to go through 911 and request a change. He requested Mr. McIlnay’s phone number and will follow up with him.
4. Sharon Fillmore – 745 E. 1st Avenue – Addressed council regarding having a memorial celebration for the anniversary on October 5, 2013 from 2-5pm with a balloon launch in his memory at his memorial stone in the Derry Community Park. Council approved the balloon launch. President Kristine Melville discussed with council and the Mayor to waive the fee for their use of the community park. Kristine Melville requested council attend the memorial.
5. Dave Hegeman – 4th St. – 4th Street Pizza Property. Submitted a drawing for his proposed use of the property. He is interested in placing a sign on the property. Kristine Melville explained he would be owner under contract with contingency that the site plan was approved, which should allow him to apply for review, and he would not have to pay any penalty for that piece of property.
6. Ron Dell - Observing.

SOLICITOR’S REPORT

None presented.

MAYOR’S REPORT

Mayor Dave Bolen submitted the Mayor’s report for August 2013 with receipts of \$956.83 which included traffic receipts of \$471.55 and non-traffic receipts of \$141.90.

September 16, 2013

There were 116 complaint calls, 24 traffic citations, and 4 non-traffic citations with \$5 in parking tickets.

The Mayor received a letter regarding a Mayor's association has been cancelled. This issue needs to be reviewed by Lori Latta the secretary to see if she has paid for the membership.

RR Days Committee has agreed to pay for 16 hours of part-time wages for the celebration.

DARCEE meeting is the last Wednesday of the month. This month it should be held in Derry Township. The Mayor or secretary can inform council when an email is received regarding place and time of the meeting.

ZONING OFFICER'S REPORT

George Lender is supposed to fax reports to the Borough office. He is currently working on several enforcement issues.

Bob Sieminkewicz has returned the laptop for Zoning. The Mayor has requested use of this laptop. Kristine Melville requested a motion for such use. **MOTION** was made by Joseph Morton to approve Mayor Dave Bolen's use of the laptop. Motion was **SECONDED** by Allen Skopp. All members present voiced "aye" in favor of the motion. Motion passed.

COMMITTEE REPORTS

Chad Fabian – Public Works

- Mr. Fabian discussed the issue with the damage of traffic loops at the intersection. Tresco Paving will not agree to pay for such repairs, even though they were damaged during their work. Chad Fabian is asking council to pay him the remaining amount owed on the final pay estimate with the exception of the \$3,795 estimated amount it will cost to repair those intersection looped sensors. There was discussion of only installing a single loop. Kristine Melville stated she is concerned about only installing a single loop due to requirements for District 12. She would prefer the four loops. During the maintenance they should only need to go into the pavement two inches with small slots. There shouldn't be any big areas dug up on the new black top. The final payment for Tresco was \$11,469.52. The remaining portion to be paid to Tresco should be \$7,674.52.
- CDBG Grant application will cost \$12,500 in engineering fees to apply for the ADA accessibility.

PUBLIC SAFETY

The Mayor presented that the Derry FOE donated \$600 to the K-9 program for the Derry Police Department. He extended his gratitude for the donation.

There was discussion regarding the property owner with a vacant lot located on the corner of Mentor and 4th Avenue discussion with the Chief that he would like to donate the property back to Derry Borough. Council discussed and determined they have no interest in that property. Joe Morton is to communicate with the gentleman and forward the Westmoreland County information to him as another possibility.

September 16, 2013

FINANCE COMMITTEE

Nelie Smith reported they have been reviewing the audits and will continue to review the financials as received and will have another meeting upcoming.

REPRESENTATIVE REPORTS

None

PLANNING COMMISSION

None

COMMUNICATIONS

- Household Hazardous Waste Collection, October 5, 2013 from 9am-2pm WCCC.

Derry Borough Council went into executive session at 7:27p.m. Executive session ended at 8:05pm.

UNFINISHED BUSINESS

1. Sidewalk Maintenance Agreement, Lighting, and Drainage Agreement– Reconstructed Rt. 217 Bridge Project -Tabled
2. Board and Commission terms expiring in the Borough:
 - a. One (1) alternate vacancy for the Zoning Hearing Board
 - b. Two (2) Civil Service Commission Vacancies one expiring December 31, 2016 and one (6) year term expiring December 31, 2018.
 - c. One (1) vacancy for the Planning Commission

No letters were received.

3. Recreation Board and Community Pool – Waiting for a response from Lee regarding the recreation board. Chad Fabian reported that they are waiting for estimates for the pool repairs from Lou Schmitt. Water must be kept in the pool during the winter months. Lou Schmitt does not recommend draining the pool over the winter months. Allen Skopp suggested utilizing the company that Rich Thomas suggested. He is concerned that leaving those cracks over the winter may pose a problem. Joe Morton mentioned he had heard there is a system that can be used without draining the water from the pool. They are calling for a bad winter this year and we may need to address the issue prior to the winter months.
4. Appeals board for UCC- Waiting on agreement from COG.
5. CDBG Grant – Sidewalks Project Estimate prepared by Gibson Thomas- Tabled
6. Storm Water Management Ordinance – Tabled

September 16, 2013

7. **MOTION** by Chad Fabian to approve Ordinance #757 for a stop sign at Braden Ave intersecting Third Street. Motion SECONDED by Joseph Morton. All members present voiced “aye” in favor of the motion. Motion passed.
8. 2014 General Fund Budget - Tabled
9. Police Chief Contract (Wage Increase 2013)- Tabled

NEW BUSINESS

1. Municipal Authority Water Line Replacement project on parts of South Ligonier Street, Third Avenue and Broad Street and Sidewalk Maintenance. Council had a discussion regarding sidewalk maintenance. They can be offered to put in new sidewalks if they choose, but will not be required to do so if they are not already established.
2. **MOTION** by Allen Skopp to approve 2014 Minimum Municipal Obligations for Uniformed Pension \$15,078 and Non-Uniformed Pension \$16,788. Motion SECONDED by Joseph Morton. All members present voiced “aye” in favor of the motion. Motion passed.
3. **MOTION** by Chad Fabian to approve Halloween Parade for Saturday, October 26, 2013 hosted by S&T Bank and DARcee at 3pm in the downtown area with trick or treat immediately following from 4pm-7pm. Motion SECONDED by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.
4. Penn Dot Land Acquisition for Rt. 217 Bridge - Tabled
5. **MOTION** by Allen Skopp to approve Westmoreland County Transit Agreement for 2013-2014 Local Share Assessment for \$750. Motion SECONDED by Joseph Morton. All members present voiced “aye” in favor of the motion. Motion passed.
6. Salt Shed- Tabled
7. Storm Drains Maintenance - Tabled
8. Occupancy Permits – UCC - Tabled
9. **MOTION** by Joseph Morton to reverse action for current vacancy on Municipal Authority Board. Motion SECONDED by Nelie Smith. All members present voiced “aye” in favor of the motion. Allen Skopp abstained from vote. Motion passed.
10. **MOTION** by Allen Skopp Final Pay Estimate for Paving Project in the amount \$11,469.52 less \$3,795.00 for the maintenance of sensor loops at the intersection paying him \$7,674.52. Motion SECONDED by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

September 16, 2013

11. **MOTION** by Allen Skopp to transfer the Cash Balance from 2012 to Operating Reserves in the amount of \$28,033.93. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

12. **MOTION** by Allen Skopp to utilize the insurance money proceeds with money from Capital Reserves for the maintenance on the public works shed and garage which are in need of repair contingent on approval of quotes received at next month’s meeting. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

MOTION by Joe Morton to pay the bills. Bill list totaled \$39,626.29 including 1st payroll of the month and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Allen Skopp. All members present voted “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Allen Skopp to adjourn the meeting. Motion **SECONDED** by Nelie Smith. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary