

November 18, 2013

Derry Borough Council met in regular session Monday, November 18, 2013 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Joseph Morton, presiding, Nelie Smith, Jim Struble, Allen Skopp, and Chad Fabian. Mayor Dave Bolen was present. Jim Ritenour and Kristine Melville were absent. Jeff Himler from Tribune Review and reporter from the Latrobe Bulletin were reporting.

MOTION by Allen Skopp to approve the minutes for the regular council meeting of October 14, 2013. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Chad Fabian to approve the treasurer’s report for October 31, 2013 with a General Fund Balance Sheet totaling \$ 158,682.62. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

Derry Borough Council went into executive session for personnel and legal discussion with the borough solicitor at 7:05p.m. Executive session ended at 7:26p.m.

Derry Borough went into executive session for legal and personnel matters at 8:17p.m. during the Derry Borough Council work session held on Monday, November 4, 2013. Executive session ended at 8:58p.m.

RECOGNITION OF VISITORS

1. Roy Love – 420 W. Third Avenue – Upset and still concerned about neighboring property and wanted to follow up to see if code officer or the police has given any citations to the property owner.

SOLICITOR’S REPORT

Solicitor submitted a written report and supplement to Borough Council and all issues contained in the report relating to personnel and litigation matters. In an effort to minimize legal expenses, the Solicitor was instructed to not personally appear at the monthly public meeting and is available via telephone if needed.

MAYOR’S REPORT

Mayor Dave Bolen submitted the Mayor’s report for October 2013 with receipts of \$1,566.24 which included traffic receipts of \$ 904.56 and non-traffic receipts of \$444.48. There were 76 complaint calls, 11 traffic citations, and two (2) non-traffic citations with one parking ticket.

The Mayor thanked councilmember Joseph Morton, Chief of Police Randy Glick, and Michael Murphy for their service in the military in observance of Veterans Day.

DARCEE meeting will be held on Wednesday, November 20, 2013 at the Municipal Building at 7p.m.

The Mayor is concerned that there is not enough money budgeted for the police department for next year. The finance committee explained that they are at their limits with the budget. They are asking for a 15% decrease in the police budget, if things would change next year with revenues or a decrease in expenses that can be adjusted.

November 18, 2013

Allen Skopp requested the secretary to file the municipal grass liens that have accumulated in the past several years at the courthouse. He requested that the secretary contact the water authority to review their procedure and follow their process, this may help with our future budgets.

There was a brief discussion about the property owner who owns a property at the corner of Mentor Street and 4th Avenue. Joseph Morton explained the owner had discussed with Chief Glick his interest in giving the property to the Borough as it is of no worth to him since he can't build on the property; however. Mr. Morton is concerned because there are two names listed as the property owners.

Mayor Dave Bolen explained he was unable to attend the Hazard Mitigation Planning Kick Off meeting due to work circumstances. Council discussed the potential of us participating in this plan. The secretary attended the session and understood the goal of the county is to have all municipalities within the county to participate to secure funding for the county and to have emergency plans in place which include the entire county. Mayor Dave Bolen suggested council approve it and he will work with Steve Kozar the Emergency Management Coordinator to meet the requirements requested of Westmoreland County.

ZONING OFFICER'S REPORT

Joseph Morton reported there was sign permit, a maintenance permit requiring UCC, and several code violations in process. Mr. George Lender is currently reviewing the Greenhouse location on Rt. 217 and the industrial property on 4th Street for current status.

COMMITTEE REPORTS

Chad Fabian – Public Works

A four-loop system needs to be repaired at the intersection.

Joseph Morton is requesting that Tresco be eliminated from future bids due to this situation and council agreed in conversation that the responsibility of this error should not be Derry Borough's.

MOTION by Nelie Smith was made to eliminate Tresco from future bidding due to dissatisfaction of his work. Motion was **SECONDED** by Allen Skopp. All members present voiced "aye" in favor of the motion. Motion passed.

Gulas Construction is currently working on the shed and the small garage. There is some additional work needed on one of the buildings which will require an extra \$150 in materials.

Some damage was done to the pool roof recently in a wind storm. The insurance adjuster has reviewed and forwarded a cost estimate of repairs to the Borough office. Council discussed that they will need to wait until spring to have the repairs completed.

Jim Ritenour – Police Department

Joe Morton – Zoning

Nelie Smith – The Budget Committee has a balanced budget.

Lori Latta reported that we are still waiting for estimated costs for General Liability Insurance. Due to our current loss ratio being very high in several areas of our current insurance policy, EMC is dropping our coverage effective 12/31/2013. Duncan Insurance is our agent and is currently working as our broker to receive best cost estimates from other company's underwriters to provide insurance for general liability, auto, linebackers, official's liability, public law, and umbrella insurance for Derry Borough in 2014. There are also some other line items which need to be reviewed.

REPRESENTATIVE REPORTS

PLANNING COMMISSION

There are still two vacancies on the planning commission.

COMMUNICATIONS

- Derry Borough Council received a letter of request to negotiate wages for the 2014 year for our non-uniform employees from Local 1451. Chad Fabian and Joe Morton will be on the negotiations committee.
- We are still awaiting the formal paperwork from Highland Professional Consultants Inc. for the Penn Dot land acquisition supporting the Rt. 217 bridge project.
- Westmoreland Cleanways requested a donation for the participation of four residents who participated in the Hazardous Waste drop off with no individual charges. Council agreed that this year they choose not to donate due to budget constraints.
- EIT Collections seem to be showing growth this year which may assist with our expenses in 2013 and may relieve us from the need to utilize operating reserves.

UNFINISHED BUSINESS

1. There was a discussion regarding lighting on both ends of the bridge and the new ramp off of Third Street. Allen Skopp has concerns agreeing to these maintenance agreements without a response regarding the lighting. The secretary will follow up with Sean Sepe in regards to council's questions which have not been answered. Further discussion of council determined a consensus that the agreements will need to be in place no matter what lighting is provided by Penn Dot within the project. **MOTION** by Allen Skopp to approve Sidewalk Maintenance , Lighting Maintenance, and Drainage Agreements for Rt. 217 Bridge project. Motion **SECONDED** by Chad Fabian. All members present voiced "aye" in favor of the motion. Motion passed.
2. No letters were received for the following Board and Commission terms expiring in the Borough:

November 18, 2013

- 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. Two (2) vacancy for the Planning Commission

3. **MOTION** by Allen Skopp to approve advertising Ordinance 758 Draft MS4 Storm Water Management Ordinance. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

4. **MOTION** by Chad Fabian to approve advertising Ordinance 759 to enter into an intergovernmental cooperative agreement for the establishment of a UCC Board of Appeals with the Indiana Westmoreland Council of Governments. Motion **SECONDED** by Nelie Smith. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Allen Skopp to advertise the 2014 General Fund Budget. Motion **SECONDED** by Jim Struble. All members present voiced “aye” in favor of the motion. Motion passed.

6. Police Chief Contract - Tabled

7. **MOTION** by Allen Skopp to approve the offer for the Penn Dot Land Acquisition for Rt. 217 Bridge project. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

8. Municipal Authority- Tabled. No information was received as requested by council.

NEW BUSINESS

1. **MOTION** by Chad Fabian to approve Hoffman’s Dog Contract for 2014. Motion **SECONDED** by Jim Struble. All members present voiced “aye” in favor of the motion. Motion passed.

2. **MOTION** by Chad Fabian to advertise to receive bids for a 2014 Tax Anticipation Note in the amount of \$110,000. Motion **SECONDED** by Nelie Smith. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by Allen Skopp to submit a letter of intent of participation for the Westmoreland County Hazard Mitigation Plan. Motion **SECONDED** by Jim Struble. All members present voiced “aye” in favor of the motion. Motion passed.

4. **MOTION** by Allen Skopp to approve advertising Ordinance 760 Establishing salaries for the Mayor and Council. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

November 18, 2013

5. **MOTION** by Allen Skopp to advertise Ordinance 761 Establishing Tax Rate for Fiscal Year 2014 at 30 mills. Motion **SECONDED** by Nelie Smith. All members present voiced “aye” in favor of the motion. Motion passed.

Mayor Bolen had mentioned the sign at Porcelain Park was no longer visible. Council discussed that the wind storm that we recently apparently had damaged the sign and Hallie Chatfield should be contacted to be made aware.

PAYMENT OF BILLS

MOTION by Allen Skopp to pay the bills totaling \$54,369.20 and all outstanding legitimate bills through the end of the month.. Motion **SECONDED** by Chad Fabian. All members present voted “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Chad Fabian to adjourn the meeting at 8:24pm. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary