

July 14, 2014

Derry Borough Council met in regular session Monday, July 14, 2014 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, Chad Fabian, Allen Skopp, Dave Fletcher, Jim Ritenour and Al Checca. Mayor Dave Bolen was present. Solicitor Lee Demosky and Bernie Matthews were present. Nick Cammuso, Latrobe Bulletin was reporting.

MOTION by Allen Skopp to approve the minutes for the regular council meeting of June 9, 2014. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Allen Skopp to approve the treasurer’s report with a General Fund Balance Sheet totaling \$252,149.69 for June 30, 2014. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Derry Borough Council went in executive session at 7:02 for discussion regarding legal and personnel matters of a business property located on Y Street and the Police Chief Contract. The executive session ended at 7:28pm.

Lee Demosky, Joseph Morton, and Bernie Matthews exited the meeting at 7:30.

VISITORS

1. Barry Holden – 405 S. Chestnut St., Derry – Observation with interest of council vacancy.
2. Jacob Holden – 405 S. Chestnut St., Derry – Observation
3. Kathy McClinton – 505 W. 4th Avenue, Derry – They would like to follow the proper channel to move forward with their remodeling project. They are asking council how to move forward with the process, after receiving a stop work order. They are discouraged at this point, due to lack of communication. She provided council with a copy of everything they have been through at this point, having no knowledge of how to proceed and would like help and guidance with the process.
4. Al McClinton – 505 W. 4th Avenue, Derry – Zoning
5. Thomas Lipinski – 413 Leo St., Derry – Letter of interest for vacancies available.
MOTION by Jim Ritenour to appoint Thomas Lipinski to the planning commission. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.
6. Ron Stayer 503 W. Fourth Avenue – Observation

SOLICITOR’S REPORT

The Solicitor provided a written report to Borough Council relating to attorney client privileged issues. Due to the moratorium Borough Council enacted to reduce expenses, the Solicitor was directed not to appear at the public meeting.

MAYOR’S REPORT

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Mayor Dave Bolen submitted the Mayor's report for June 2014 with receipts of \$1,501.42 which included traffic receipts of \$603.38 and non-traffic receipts of \$445.41. There were 126 complaint calls, 26 traffic citations, and no non-traffic citations with no parking tickets.

Officer Hooper and Matthews are currently finished with training.

Derry Volunteer Fire Department is having a Cash Bash to raise funds on Saturday, August 9, 2014 at 4:00pm. Tickets are still available at \$20 per person includes three numbers with food and refreshments.

DARCEE is having their next meeting at Keystone State Park on Wednesday, July 23, 2014 at 6:30pm.

Mayor Bolen is concerned about all the stray cats in Derry Borough. The Mayor is asking residents to take care of their personal pets and a reminder was mentioned that there is a license requirement for cats that are kept outside. Council has addressed this issue in the past and there is not much that can be done unfortunately. Al Checca mentioned he would contact the county to see if any programming exists.

Mayor Bolen asked Allen Skopp as Grant Chairman to see if there is any grant funding for buildings available or for public safety operating costs. Mr. Skopp said he would review and reply to his inquiry. The Mayor is concerned we are going to need another police vehicle update in the near future.

ZONING OFFICER'S REPORT

The invoice is typically received the week following the regular meeting. Information will be provided to council upon receipt as report of work completed. George Lender has resigned from BIU and Jim Ochs will be taking over his duties for Zoning, and Code Official in addition to his UCC role in Derry Borough.

COMMITTEE REPORTS

Public Works Chairman Chad Fabian reported that he would like Jesse Patterson to move forward with purchasing a new sound system with speakers for the community pool. **MOTION** by Al Checca was made for the purchase of a new sound system in the amount up to \$600. Motion **SECONDED** by Allen Skopp. All members present voiced "aye" in favor of the motion. Motion passed.

The pool committee would like to offer a discounted season pass for the remainder of summer. Chad Fabian provided information to council regarding decreased rates on passes for the month of August in 2014. **MOTION** by Allen Skopp to offer a 25% discount on season passes for the remainder of summer for the community pool. Motion **SECONDED** by Dave Fletcher. All members present voiced "aye". Motion passed.

REPRESENTATIVE REPORTS

DARCEE will be holding their annual reorganization meeting at Keystone State Park on Wednesday, July 30, 2014 at the large pavilion 6:30pm. They will be having a picnic following the meeting.

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PLANNING COMMISSION

No report.

COMMUNICATIONS

- Letter of interest for the council vacancy from Barry Holden.
- Letter of interest for the council vacancy from Robert Henry.
- Letter of interest for the council vacancy from David Jones.
- Letter of interest for the Municipal Authority Board position from David Jones
- Derry's Great Garage Sale is scheduled annually the first Friday and Saturday in August. The DABPA is no longer organizing the event. All advertisement is up to each individual if you so choose to list your items in a local paper.
- Pennsylvania Association of Municipal Administrators Conference August 13-15th 2014 Approve Secretary attendance for Thursday, August 14, 2014 in GreenTree. **MOTION** by Allen Skopp for Lori Latta to attend the PAMA conference on Thursday, August 14, 2014. Motion **SECONDED** by Jim Ritenour. All members present voiced "aye" in favor of the motion. Motion passed.
- Letter of notification from Laborer's District Council of Western PA to begin modification of the Laborer's Agreement for the Public Works Department
- Meeting for the 2015-2017 CDBG Program to be held Wednesday, July 23, 2014 at the Unity Township Building at 2:00pm to discuss the funding cycle, regulatory changes, and submission procedures.
- Letter from Waste Management for recycling
- Letter of resignation from Cheryl Reinard for the Planning Commission
- PSAB Fall Leadership Conference for elected officials to be held on October 17-19, 2014 in Gettysburg.
- Study of the Impacts of Marcellus Shale Development on southwestern communities.
- Act 13 Tax was received in the amount of \$6,659.21 for 2014.
- Letter received by Friends of Caldwell Memorial Library requesting donation of support. Budgeted Amount - \$500. **MOTION** by Allen Skopp to forward \$500 to Friends of Caldwell memorial Library for our annual donation. Motion **SECONDED** by David Fletcher. All members present voiced "aye" in favor of the motion. Motion passed.
- Request by Jim Ochs, BIU to approve Jim Ochs and Ed Howley to perform duties of Zoning Officer, Code Enforcement, and UCC Code Officials as employees of BIU and as part of our third- party contract agreement. Council asked the secretary to review with the solicitor.

DVFD is having a 5K/3Mile Run/Walk on the morning of September 20, 2014, registration is available on line.

S&T Bank would like to host the Halloween Parade this year and was hoping to coordinate with Borough council with Trick or Treating. They wanted to confirm that Trick or Treat will be held on the Saturday before Halloween which is Saturday, October 25, 2014. Council agreed to that day.

UNFINISHED BUSINESS

1. 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. Two (2) vacancy for the Planning Commission
 - d. Vacancy (1) Municipal Authority Board expiring term December 31, 2018.
 - e. Vacancy Board Chairman

A council member let the secretary know that Robert Henry wished to withdraw his letter of interest for the council vacancy.

There were two other letters of interest received by Barry Holden and David Jones. Council expressed that Mr. Jones has not presented himself to council and wished he would have attended a meeting to introduce himself. Mr. Jones also gave a letter of interest for the Municipal Authority Board.

2. **MOTION** by Allen Skopp to appoint Barry Holden to the council vacancy term expiring December 31, 2015. Motion **SECONDED** by Jim Ritenour. A roll call vote was taken. Dave Fletcher abstained from the vote. All other five members present voted “aye” in favor of the motion. Motion passed.

Mr. Holden was sworn in by Mayor Bolen.

3. Community Pool- Discussed earlier in the meeting.

4. N. Ligonier Street Bridge Maintenance- Penn Dot has reviewed the bridge and will be forwarding a summary of their recommendations for council. Mr. Fabian explained that we are going to be responsible for repairs or an alternative route in the future. Research will be conducted for possible grant or project funding.

5. Police Chief Contract – Discussion in executive session and council is prepared to make an offer to the chief for a three-year contract.

6. CDBG – Sidewalk Project (Business District)

7. **MOTION** by Jim Ritenour to hire Richard McCurdy for part-time seasonal lawn maintenance in the public works department. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

NEW BUSINESS

1. Comcast Cable System Franchise Agreement - Tabled

2. **MOTION** by Dave Fletcher to approve 2014-2015 Winter Maintenance Agreement with Penn Dot receiving the amount of \$5,444.86 for the season. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

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3. Approve resignation of Cheryl Reinard for the planning commission- Tabled
4. **MOTION** by Allen Skopp to approve Resolution 573-14 Approving submission of Application for Traffic Signal Approval to the Pennsylvania Department of Transportation. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
5. Update Panel List of Physicians – The secretary will prepare a draft of the panel list of physicians for Workers Compensation and forward to council for the August meeting.
6. Westmoreland County Land Bank Program- Tabled

Al Checca asked council to review the burning ordinance. He is concerned that residents are burning at improper items and on the incorrect dates. He also feels that fines of enforcement should increase and the ordinance be enforced.

Derry Borough Council went in executive session at the work session held on Monday, July 7, 2014 at 8:52 for personnel and legal discussions. The executive session ended at 10:08pm.

PAYMENT OF BILLS

MOTION by Allen Skopp to pay bills totaling \$ 25,264.10 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Al Checca to adjourn at 8:42p.m. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary