

## May 14, 2018

Derry Borough Council met in regular session Monday, May 14, 2018 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Chad Fabian, Presiding, Al Checca, David Jones, Mary Landis, Grant Nicely, Jim Ritenour, and Daniel Chaney. Mayor Kevin Gross was present and Nick Cammuso, Latrobe Bulletin was reporting.

**MOTION** by Al Checca to approve regular meeting minutes of April 9, 2018. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by David Jones to approve the treasurer’s report with a General Fund Balance Sheet totaling \$314,718.93 for April 30, 2018. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Kathy Crowe– Round House Pizza – Wants to make sure railroad days does not create a barrier for business owners on 1<sup>st</sup> Avenue during the festival. She wanted to see what Ms. Reynolds was presenting. Al Checca stated that businesses should not be impacted by the celebration and he wants to see the businesses to have access and the issue needs discussed thoroughly.
2. Joan Reynolds – Presented a plan for vendors at Railroad Days with some changes this year requesting council approval for street closings. She would like to see vendors move further down S. Chestnut St closer to the cabooses, so they get recognition and people actually stop by. She is also requesting a part of 1<sup>st</sup> Avenue to possibly be closed. Council will review further and get back with the Railroad Days Committee.
3. Roy Love – W. Third Avenue – The neighbors still haven’t completed the project they received a permit for from last year and there are weeds and junk in the yard. He wants to understand why they don’t have to abide by the Ordinances. Mr. Fabian explained he would follow up with the code officer to see if they are in compliance. He also mentioned that there are kids riding quads in the street in his area of town.
4. Don Ritneour – Owens Avenue –Owens Avenue Extension Project. Currently we are waiting on hearing back from West Penn Power to find out the estimate cost for the (4) four utility pole relocations.
5. Deb Lewis – Two concerns. She has trees near the creek that she is concerned about and wanted to know if they were her responsibility or the borough’s responsibility. Also she has neighbors with two Pit Bulls that have attacked her dog by jumping over their fence and she is concerned. Council responded that the trees are on her property. Council gave her information of who to call regarding the dogs and directed her to call the police if it happens again.

### SOLICITOR’S REPORT

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

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**MAYOR'S REPORT**

Mayor Kevin Gross submitted the Mayor's report for April 2018 with receipts of \$2,189.62 which included traffic receipts of \$731.31 and non-traffic receipts of \$314.79. There were 95 complaint calls, 16 traffic citations, 0 non-traffic citations, and no parking tickets.

**ZONING OFFICER'S REPORT**

BIU reported 1 court hearing appearance and 1 code violation for the month of April 2018.

**COMMITTEE REPORTS**

**Municipal Authority Review Committee** – Al Checca - Stormwater Agreement

**Jim Ritenour** – Public Works - Front of Municipal Building, Rt. 217 Bridge Project Concerns, Salt Shed

**Al Checca**-Police, Municipal Authority, Mr. Checca requested all council members to create a list of items they feel are necessary for a Five-year Plan. A Salt Shed should be a top priority. Dave Overly needs to prepare a detailed plan with costs for council so that council can move forward with the salt shed.

Al Checca reported: Dave Overly is looking at new equipment (Trailer) for the public works department for hanging banners and trimming trees. Council wants more details on paper regarding any equipment purchase for review and wants to know where the money will come from the budget. Mr. Fabian texted Dave Overly requesting detailed information for all of them.

**Chad Fabian** – Back Hoe Radiator, Pool Monday the 21<sup>st</sup> the pool cover will be coming off the pool and Tuesday, the Derry Volunteer Fire Department will be pressure washing the pool. Lori Latta will email Amy Forsha regarding turning on the water at the outdoor community pool. The pool will then be filled on 24-26<sup>th</sup>.

**Lori Latta** – Front of Municipal Building, 2<sup>nd</sup> Ward Park

**Mary Landis** – Grants

**ANNOUNCEMENTS**

Kind reminder to residents: Tis the grass cutting season, it is a violation of the Borough Ordinance to put grass clippings on the street, as they clog the storm drains. The police will be giving out warnings for violators.

**Derry Borough Council went into executive session at the Derry Worksession on May 7, 2018 at 7:11pm for the following discussions:**

- 1. Personnel Matter: Derry Borough Police Department**
  - 2. Contract Negotiation Matter: East Owens Avenue Project**
  - 3. Contract Negotiation Matter: Derry Borough Municipal Authority**
- Executive session ended 8:05pm.**

**REPRESENTATIVE REPORTS**

- **DARcee** – Car Show Goal Date is August 5, 2018
- DARcee Meeting** will be held on May 23, 2018 7pm Derry Borough Building

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- RR Days Committee – Tuesday, May 15, 2018 at 6:30pm Derry Station Community Room

#### PLANNING COMMISSION

No report

#### COMMUNICATIONS

- G-16 Conference will be held on Friday, May 18<sup>th</sup> and Saturday May 19<sup>th</sup>, 2018 at Laurelville Mennonite Church, 941 Laurelville Ln, Mt Pleasant, PA 15666 – Email was sent with itinerary. Must have RSVP by May 9<sup>th</sup>, 2018 if you plan on attending.
- Amy Forsha is requesting a funding transfer from one of the CD's for updates of Lake Ethel Trail in the amount of \$4,000. The funds are specified for that cause by grant language and stipulations. The CD matures on 6-17-18, at time we can transfer the money into the checking and forward her payment. **MOTION** by Al Checca once the CD matures in June, deposit the CD amount into the checking and transfer over the Lake Ethel Trail Fund to the Derry Borough Municipal Authority. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.
- Last meeting for Westmoreland County Boroughs Association before summer break. Meeting May 24, 2018 at the Donohoe Center Westmoreland Conservation District at 7:00pm. Speaker will be there to talk about West Nile Virus program. Please RSVP by May 20, 2018

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#### UNFINISHED BUSINESS

1. Board and Commission terms expiring in the Borough:
  - a) Three (3) vacancies and (1) alternate vacancy for the Zoning Hearing Board
  - b) Three (3) Civil Service Commission Vacancies three (6) year-terms expiring every two years
2. Owens Avenue Extension Project – Gibson Thomas is moving forward with finalizing plans and utility pole relocation.
3. Derry Community Park Project - Progress is taking place, Ligonier Construction is finalizing the parking lot, have completed the basketball court, and finishing the walking trail. Allegheny Fence will be installing the fence shortly.
4. Stormwater Management Ordinance
5. Inter-Municipal Stormwater Agreement (Res 618-17 Tabled)
6. MS-4 Reduction Plan (Res 619-17 Tabled) Submitted by Doug Siler, GTE

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7. **MOTION** by Al Checca to approve Pay Estimate #4 - Community Park Project Ligonier Construction \$20,117.52 including change order #2 for additional width in track from entrance to unloading area by pavilions. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

#### **NEW BUSINESS**

1. **MOTION** by Grant Nicely to approve Laborers Union Contract for Public Works for 2018-2020. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

2. Updates for Employee Cell Phone Policy- Tabled

3. Paving Project – 2018 Derry Borough Council discussed delaying a paving project this year, to address some storm water management maintenance issues first. By doing so, it will prevent our newly paved roads to be broken down for other issues.

3. Garland Mills – Stream bank stabilization

5. Lift Truck/ New Bucket Truck Public Works

6. Grass Clippings/Leaves on the Street – Council discussed creating a resolution to implement policy and possibly fines for offenses. A discussion of time of enforcement and recording warnings issued took place. These issues need to be discussed with the Chief of Police. Until a written policy is created, the police are still to give out warnings to residents who are putting their grass on the streets.

**MOTION** by Grant Nicely to have the Chief of Police attend one council meeting per month. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed. The mayor is requested to discuss with the Chief of Police.

**MOTION** by Daniel Chaney to request the Fire Chief to attend the Derry Borough Worksessions. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed. Jim Ritenour will discuss with the Fire Chief.

A review of the entrance of the Municipal Building maintenance was discussed. It was explained to council that a railing is not required for our entrance. **MOTION** by Mary Landis to not install the railing. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

#### **PAYMENT OF BILLS**

**MOTION** by Jim Ritenour to approve payment of bills totaling \$125,739.26 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by David Jones. All members present voiced “aye” in favor of the motion. Motion passed.

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ADJOURNMENT

**MOTION** by Jim Ritenour to adjourn at 8:10 p.m. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary