

## August 13, 2018

Derry Borough Council met in regular session Monday, August 13, 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, Daniel Chaney, and Jim Ritenour. Mayor Kevin Gross was present and Nick Cammuso, Latrobe Bulletin was reporting.

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

**MOTION** by Daniel Chaney to approve the treasurer’s report with a General Fund Balance Sheet totaling \$287,159.42 for July 31, 2018. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Don Ritenour – Owens Avenue – Owens Avenue Extension Progress
2. David Ersick – 208 W. Third Street - Inquired about property next to his home that was cleared by the State for the Rt. 217 Bridge Project in the Borough. He was wondering if he could acquire the property as it needs to remain vacant for the state right-away. He was told the Borough would receive the property once the bridge project was completed. Derry Borough secretary will reach out to the project manager.
3. Michah Ritenour – (DVFD) S. Chestnut Street – Observing
4. Amber Kerr – (DVFD) S. Chestnut Street – Observing, Possibly interested in assistant office internship.
5. Pat and Jim Clark – 119 Park Street – Concerned about a rental property
6. Cheryl and Don Reinard – 100 Reed Street – Concerned about fireworks and nuisance neighbors. Mr. and Mrs. Reinard have reviewed the state law, and the state law as written does not allow their neighbors to put off fireworks where they are doing so by location and required footage. Some of the neighboring property owners are getting material from the fireworks in their yard, one neighbor stated that he had marks on his siding. It has become a continual problem since the 4<sup>th</sup> of July and they are asking council to do something to assist them with their issue, and requesting the Derry Police to enforce the law. It is affecting the entire neighborhood.
7. Lee and Betty Handy – 113 Reed Street – Concerned about fireworks and Nuisance neighbors supporting Cheryl and Don Reinard’s concerns.

### 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.

August 13, 2018

#### MAYOR'S REPORT

Mayor Kevin Gross submitted the Mayor's report for July 2018 with receipts of \$740.62 which included traffic receipts of \$455.48 and non-traffic receipts of \$162.38. There were 118 complaint calls, 23 traffic citations, zero non-traffic citations, and zero parking tickets.

#### ZONING OFFICER'S REPORT

BIU reported 2 occupancy inspections, 2 violation notices, and 1 court appearance for zoning the monthly statement of July 2018.

#### COMMITTEE REPORTS

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

***Jim Ritenour** – Public Works - Salt Shed, Municipal Building, New Lift Truck for PW, 2A for Alleys, No Parking Curbs need painted yellow.*

***Al Checca**-Police, Municipal Authority*

***Chad Fabian** – Pool Dog Swim will be held on Sunday, August 26, 2018 and Pool will be closing Saturday, August 25, 2018.*

***Lori Latta** – Derry Community Park Project is in its final stages for this phase. There are a few items on the punch-list that need completed prior to submitting final payment. There is a need for one more dog pot station at the bottom entrance of the Dog Park by the walking path and pavilion, as well as two garbage cans needed. One garbage can is needed for the parking lot area, and the other at the entrance drive-in gate. **MOTION** by Al Checca to approve purchasing another Dog Pot Station for the Dog Park. Motion SECONDED by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed. **MOTION** by Al Checca to approve the purchase of two more garbage cans for the community park. Motion SECONDED by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.*

***Mary Landis** – Grants*

#### ANNOUNCEMENTS

There will be a red ribbon ceremony for the Derry Community Park and the new Dog Park on one of the following dates Sept 7, 14<sup>th</sup>, or the 21<sup>st</sup>. Al Checca requested the Secretary to reach out to Rep Petraraca's office and to DARCEE members to be a part of the celebration.

#### PLANNING COMMISSION

No report

#### REPRESENTATIVES

- DARCEE Meeting August 22, 2018 at the Derry Township building.

#### COMMUNICATIONS

- Penn Prime Annual Risk Management Conference September 20-21, 2018.

**August 13, 2018**

- PSAB Municipal Budget & Financing Session Monroeville Sept 13, 2018 -\$125 **MOTION** by Al Checca for Lori Latta to attend the Budget session. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.
- Letter of Interest for the Zoning Hearing Board Christina V. Shearer **MOTION** by Mary Landis to approve Christina V. Shearer as a Zoning Hearing Board member. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
- MS-4 Inspection scheduled for August 15,2018 at 9:30am
- Invitation Derry Area Historical Society Friday August 17<sup>th</sup>, 2018 6pm Aroma Italiano \$25 a person benefits the Derry Area Historical Society

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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. **MOTION** by Jim Ritenour to approve Gibson-Thomas to advertise the project for bids of the Owens Avenue Extension Project. Motion **SECONDED** by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.
3. Derry Community Park Project - Final punch-list items are to be reviewed by public works, the parks committee, and the inspector prior to final payment request to be paid.
4. Garlan Mills – Bridge in alley way between W. 2<sup>nd</sup> Ave and W. 3<sup>rd</sup> Ave has been pointed out by Dan Schmitt as showing some erosion. Council requested him to give them a report of recommendation for resolution.  
There will be a meeting with Jim Pillsbury, Engineer of the Westmoreland Conservation District to review Garland Mills and resident’s concerns of erosion held on Thursday, August 23, 2018 at 1pm.
5. Stormwater Management Ordinance -Tabled
6. Inter-Municipal Stormwater Agreement (Res 618-17 Tabled) and MS-4 Reduction Plan (Res 619-17 Tabled) Submitted by Doug Siler, GTE

NEW BUSINESS

1. Ordinance Requiring Inspection and Testing of Private Sewer Laterals Prior to the Sale of Transfer of Real Property and establishing Procedural Requirements, fees, penalties, and exemptions. (Provided by Amy Forsha) Tabled and forwarded to Lee Demosky for review.

**August 13, 2018**

2. **MOTION** by Al Checca to approve resignation of Austin R. Smith part-time police officer. Motion **SECONDED** by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Daniel Chaney to approve hiring Ryan Tennant effective 7-29-2018. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by Daniel Chaney to approve extension of Waste Management Contract for one year. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of motion. Motion passed.

4. Utility Poles – Banners

5. Energy Rates- Broker

December 2018 start:

12 month term: \$0.05467/kWh

18 month term: \$0.05479/kWh

24 month term: \$0.05284/kWh

29 month term: \$0.05294/kWh

36 month term: \$0.05271/kWh

All pricing includes Gross Receipts Tax (GRT) and can be directly compared to your current contract rate with GRT of \$0.05193/kWh. Pricing may be coming higher than last time is because two new accounts were added into the mix.

**MOTION** by Al Checca to approve the 24 month term: \$.05284/kWh. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

6. Approve Pay Estimate #8 JT Masonry Construction of \$16,045.00 final pay estimate and submit to DCED from Greenways Trails Recreation Program the amount of \$8,549.72. – Tabled until punch list items are completed since this is final payment.

Daniel Chaney is going to forward policy for grass clippings. There has been several complaints regarding grass clippings being put out on the streets. We have to have a policy for this to assist with minimizing the pollutants in our storm sewer system.

**Derry Borough Council went into executive session at 7:48pm for legal discussion and personnel matters. Executive session ended at 8:05pm.**

PAYMENT OF BILLS

**August 13, 2018**

**MOTION** by Daniel Chaney to approve payment of bills totaling \$21,610.94 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

**ADJOURNMENT**

**MOTION** by Grant Nicely to adjourn at 8:09 p.m. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary