

## September 16, 2019

Derry Borough Council met in regular session Monday, September 16, 2019 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Al Checca, Presiding Grant Nicely, Mary Landis, and David Jones. Jim Ritenour, Chad Fabian, and Daniel Chaney were absent. Lee Demosky, Solicitor was absent. Nick Cammuso was reporting for the Latrobe Bulletin.

**MOTION** by Grant Nicely to approve the minutes for the regular council meeting of August 12, 2019. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by David Jones to approve the minutes for the special council meeting of August 19, 2019. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Mary Landis to approve the treasurer’s report with a General Fund Balance Sheet totaling \$404,010.44 for August 31, 2019. Motion **SECONDED** by David Jones. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Ashely Moore – E. 2<sup>nd</sup> Street – Observing
2. Lola Turndull – 150 E. Third Street, Derry – Observing Methodist Church minister.

### 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, the Solicitor was directed to not appear at the public meeting.

### MAYOR’S REPORT

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The Mayor reported for August 2019 with receipts of \$1,100.02 which included traffic receipts of \$1,047.22, non-traffic receipts of \$34.16, and \$18.64 in miscellaneous receipts. There were 36 complaint calls, 5 traffic citations, 0 non-traffic citations, and no parking tickets.

### BUILDING INSPECTIONS UNDERWRITERS, INC. MONTHLY REPORT

BIU reported for August 2019 (5) code violations and one court hearing, and one code enforcement meeting.

### COMMITTEE REPORTS

**Municipal Authority Review Committee** – Al Checca and Dan Chaney

**Grant Nicely** – Public Works W.2<sup>nd</sup> Avenue Bridge Debris Removal, Salt Shed should be installed next week

**Al Checca**-Police – Working on both contracts for police and police chief. Meeting to be held with police department with Mayor and councilmembers.

**Lori Latta** – Parks Al Checca mentioned talking with Casey Long to see if we could work together on a community service project such as community pool fence improvements or park improvement project.

*Adam Hebenthal* – PW – Preparation to help with Railroad Days, Salt Shed to be installed next week. Third Street potholes fixed, waiting on Gibson Thomas for plans for long-term fix. Al Checca requested public works to address ASAP. Public works laborer will be going for his public works physical. Grant Nicely requested they attend a snow removal class prior to the season.

*CL HELD* – *Community Park Tree Removal, Discussion regarding the wood left from the tree removal. Council agreed the wood could be picked up by only residents of the borough and amounts with limits. (Taxpayers only) McGee Run Stream Discussion of aeration of dog park wait until trees are removed and plant grass early spring.*

## ANNOUNCEMENTS

**Derry Borough Council went into executive session at the Derry Borough Council Worksession held on Monday, September 9, 2019 at 7:14pm for Personnel – Police Contract Negotiations, Personnel –Chief of Police Contract, and pending litigation Shaffer property.**

## PLANNING COMMISSION

No report

## REPRESENTATIVES

- DARCee Meeting Wednesday, September 25, 2019 at 7pm at Derry Borough Building
- Railroad Days Saturday, September 21<sup>st</sup> and Sunday, September 22, 2019 - Hobo Picnic on Thursday. Sat. Sept. 21: 5K Run at 7 a.m. Then, a Parade @ 10 a.m. Hours: Sat 10-dusk, Sun noon-5, All-day entertainment including bands and dancing.

## COMMUNICATIONS

- ❖ Thank you from Russ McKlveen
- ❖ Ltr – Wasnesky 413 S. Ligonier Property – Requesting a temporary handicapped parking space on the street. Council decided to request Solicitors opinion.
- ❖ Westmoreland County Borough’s Association Meeting September 26, 2019 Donohoe Center WCD at 6:30pm – Savy Citizen Program

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## UNFINISHED BUSINESS

1. Board and Commission terms expiring in the Borough:
  - a) Two (2) vacancies and (1) alternate vacancy for the Zoning Hearing Board
  - b) One (1) Planning Commission Vacancies
  - c) Vacancy Chairman
2. Garland Mills –Project Planning - 5<sup>th</sup> Avenue Area and W. 2<sup>nd</sup> Avenue Area RedZone Robotics
3. Owens Avenue Extension Project - List given to public works regarding our work share of the project.
4. Community Park Bathroom Upgrades – Paperwork to be initiated this week. Once contract is executed there will be a pre-construction meeting scheduled.

5. **MOTION** by David Jones to approve Dave Marghella to attend Taser Certification 12-12-2019 (Leechburg) and Field Training Penn State 9-23-19 through 9-25-19 (Wilkes Barre) in the amount of \$945 for both classes. There will be a mileage, room, and meal allowance. Motion SECONDED by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

6. Morgan Sobota – Derry Community Park Sign – Landscaped areas under the flagpool and the old Derry Community Park Sign are completed. The new sign is ordered and to be placed near the new parking lot and steps.

7. Occupancy Permit Ordinance – Committee Review – Al Checca and David Jones are to meet and review before October meeting.

## NEW BUSINESS

1. Police Contract - Tabled

2. **MOTION** by Grant Nicely to approve Zachary Lukon’s resignation as a part-time police officer. Motion SECONDED by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by David Jones to approve the MMO calculation for 2020 for Non-Uniform Pension in the amount of \$12,550 and there is no Minimum Municipal Obligation required for 2020 for the Uniform Pension Plan. Motion SECONDED by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

4. Police Chief Contract - Tabled

5. **MOTION** by David Jones to approve Change Order #1 for Owens Avenue Extension Project \$5,559.00– Fencing along McGee Run. Motion SECONDED by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Grant Nicely to approve Halloween Trick or Treat for Saturday, October 26, 2019 from 5pm-8pm (coordinating with Derry Township). Motion SECONDED by David Jones. All members present voiced “aye” in favor of the motion. Motion passed.

7. Approve the Westmoreland County Transient Authority Local Share Assessment for Fiscal year 2019-2020.

8. Contracted electricity rates offered by Keytex until **December 2020 start:**

12 month term: \$0.04694/kWh with GRT

17 month term: \$0.04869/kWh with GRT

**MOTION** by David Jones to approve the 12 month term of .04694/kWh starting December 2020. Motion SECONDED by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

Current rate .05279/KWh with GRT which expires Dec 2020

9. **MOTION** by Grant Nicely to approve Pay Estimate #2 for A Folino in the amount of \$68,973.98. Motion **SECONDED** by David Jones. All members present voiced “aye” in favor of the motion. Motion passed.

#### PAYMENT OF BILLS

**MOTION** by David Jones to approve payment of bills totaling \$26,779.48 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed

#### ADJOURNMENT

**MOTION** by Grant Nicely to adjourn at 7:49p.m. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary