

## October 21, 2019

Derry Borough Council met in regular session Monday, October 21, 2019 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, Grant Nicely, Mary Landis, Jim Ritenour, Daniel Chaney, and David Jones. Lee Demosky, Solicitor was present. Nick Cammuso was reporting for the Latrobe Bulletin.

**MOTION** by Mary Landis to approve the minutes for the regular council meeting of September 16, 2019. Motion **SECONDED** by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Grant Nicely to approve the treasurer’s report with a General Fund Balance Sheet totaling \$418,473.77 for September 30, 2019. Motion **SECONDED** by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Sara Cowan – 306 W. Sixth Avenue – Observing
2. Allison Camp – 301 S. Ligonier Street – Observing Methodist Church minister.

### SOLICITOR’S REPORT

The Solicitor provided a written report to Borough Council relating to public and attorney client privileged issues.

### MAYOR’S REPORT

---

The Mayor reported for Septembert 2019 with receipts of \$843.05 which included traffic receipts of \$254.76, non-traffic receipts of \$146.08, and \$442.21 in miscellaneous receipts. There were 30 complaint calls, 0 traffic citations, 1 non-traffic citations, and no parking tickets.

### BUILDING INSPECTIONS UNDERWRITERS, INC. MONTHLY REPORT

BIU reported for September four (4) code violations.

### COMMITTEE REPORTS

***Municipal Authority Review Committee*** – Al Checca and Dan Chaney ***Stormwater Budget Grant Nicely*** – Public Works - Coles Cemetary inquired about a new sign for their cemetery. Council agreed they would need to purchase, install, and gather any necessary permits required.

***Al Checca***-Police

***Chad Fabian*** – Derry Community Pool - McGee Run Stream

***Lori Latta*** – Parks- Eagle Scout Project, Police Department Medical Benefits – Group Plan with Chief and David , DASD Pic Program with Drone Marketing of our Area.

***Mary Landis*** – Grants

***Adam Hebenthal*** – PW Salt Shed Completed, JT Construction 75% complete with the Derry Community Park Bathrooms. Inquired about leaf pick-up dates. Secretary reports typically public works historically picks up the month of November through the first week of December. The secretary will post on facebook and submit to Derry Diary.

**October 21, 2019**

Mailbox on Owens Avenue - Adam Hebenthal stated unless we hear anything regarding placement from the Post office, public works will leave as is.

**David Jones** – Reviewing our current Occupancy Ordinance to make improvements and the concern is how to find out how we can identify turnover of tenants for rental properties. The committee will continue to review for better options and they will be having a conversation with the school tax department to see if they have a way to assist us with tracking.

**ANNOUNCEMENTS**

**Derry Borough Council went into executive session at the Derry Borough Council Worksession held on Monday, October 7, 2019 at 8:07 pm for Personnel- Police contract negotiations, Personnel- Chief of Police contract, Executive session ended 8:28 pm.**

**Thank you to Stephen Gaul for donating his time to pressure wash our Veterans Memorial Stone next to the Borough Building. Gauls Gutter Service**

**Derry Borough Council went into executive session at 7:03pm at the regular council meeting held on October 21, 2019 for personnel matters regarding the police department and contract negotiations. Executive session ended at 7:44pm.**

**PLANNING COMMISSION**

No report

**REPRESENTATIVES**

- DARCEE Meeting Weds October 23, 2019 7pm at New Alexandria Borough Building
- Bowling for DARCEE scheduled for February 8, 2020

**COMMUNICATIONS**

- ❖ Ltr – Amy Ludvik Temporary Handicap Parking Request
  - ❖ Kozar – Billing Changes for DASD Tax Billing estimated \$250
  - ❖ Ltr – Chief K-9 Program
  - ❖ Westmoreland County Boroughs Association Oct 24, 2019 6:30pm WCD Office Jim Pillsbury Stormwater Management Responsibilities
- 

**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 Red Zone Robotics

October 21, 2019

3. Owens Avenue Extension Project - List given to public works regarding our work share of the project.
4. Community Park Bathroom- Work commenced on Monday, September 30, 2019 JT Construction Pick interior colors and exterior colors (Green and Crème Colors Standard)
5. Occupancy Permit Ordinance – Committee Review
6. Police Contract - Tabled
7. Police Chief Contract – Tabled
8. Temporary Handicap Parking Request – Remove from agenda
9. Porcelain Park
10. McGee Run – Permit Approved (DEP) for Obstruction Removal – Letters have been submitted to the residential property owners as they are responsible for the wall. Chad Fabian will have discussion with Doug Siler, Solicitor, and Public Works Department to discuss planning. Need to discuss impact on MS-4 as well, as Dave inquired if this is considered a problem with our MS-4 requirements.

#### NEW BUSINESS

1. **MOTION** by Al Checca to approve the Westmoreland County Transit Authority Local Share Assessment for Fiscal year 2019-2020 - \$924 (No increase) Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Al Checca to approve Change Order #1 – Derry Borough Tax Collector needs a new field for their PC/OAT file to designate who should pay the Occupation Tax – One time charge \$1,187.50 from BerkOne. Motion **SECONDED** by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.
3. **MOTION** by Daniel Chaney to approve Resolution 633-19 Payment of MMO Obligations to PMRS in the amount of \$16,597.00. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.
4. General Fund Budget – (Schedule budget meeting last week in October)
5. **MOTION** by Al Checca to accept Tom Tatone resignation from the planning commission and advertise vacancy. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

**October 21, 2019**

6. **MOTION** by Jim Ritenour to advertise to hire Part-time Police Officers. Motion SECONDED by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

7. **MOTION** by David Jones to approve Resolution 634-19 Approve Property 304 S. Chestnut St. Consolidation of Properties Map No# 06-01-10-0-039 and 040 (submitted by Art Krommel). Motion SECONDED by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

8. Paving Project – Chad Fabian feels we should focus on Second Ward for this upcoming Paving Project as these roads are in poor conditions. Al Checca would like to explore taking some roads less traveled back to brick to assist with drainage and may be considered a positive factor for the MS-4 program.

9. **MOTION** by Al Checca to approve Resolution No. 635-19 Disposition of Records. Motion SECONDED by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.

10. **MOTION** by David Jones to approve Pay Estimate #1 request from Gibson Thomas for CDBG Grant Funds for Payment to JT Masonry Construction for upgraded Bathroom Renovations for Derry Community Park in the amount of \$42,256.00 pending confirmation from Gibson-Thomas Inspector for the items listed to be paid and to confirm the percentages of completion marked. Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

11. Grant Nicely suggested that all newly elected officials (council) should be required to sit on the budget committee for at least one year upon their newly elected seat on council. He discussed the importance of understanding our budget and the constraints that our small Borough endures. **MOTION** by Grant Nicely was made to make it mandatory for all newly elected officials to be appointed to the finance committee for a minimum of one year in order to have an understanding of the budget constraints and process. A reminder was mentioned that no more than three councilmembers can be on any given committee. Al Checca SECONDED the motion.

It was explained by the Solicitor that the motion would not support the borough code which permits the president of council to create the departmental committees, this particular motion would be limiting the power of the council president. It could be accepted as a suggestion or recommendation, but not a requirement. The solicitor suggested to withdraw the motion. **MOTION** by Grant Nicely to rescind the motion. Motion SECONDED by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

It was noted that this current council agreed all council members during their beginning term should participate with the budget committee to learn the finances of the Borough.

Al Checca requested we contact the City of Latrobe for their street sweeper services to be utilized at the end of November.

**October 21, 2019**

**PAYMENT OF BILLS**

**MOTION** by David Jones to approve payment of bills totaling \$47,669.59 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 Mary Landis to adjourn at 8:24pm. Motion **SECONDED** by David Jones. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary