

January 10, 2023

Derry Borough Council met in regular session Tuesday, January 10, 2023 at 7:00 P.M. at AV Germano Hall, 100 West Second Street, Derry, PA with the following members present: Barbara Phillips, Sara Cowan, Al Checcca, Jim Ritenour, and Daniel Chaney Sr. Chad Fabian and Rob White were absent. Mayor Grant Nicely was present. Lee Demosky, Solicitor was present. Joe Wells was reporting for the Latrobe Bulletin.

MOTION by Barbara Phillips to approve the minutes for the regular council meeting of December 13, 2022. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Daniel Chaney Sr. to approve the treasurer’s report ending December 31, 2022 with the following balances:

\$644,185.58 -General Fund Balance Sheet

\$242,980.41 -Liquid Fuels Balance Sheet

\$36,471.92 – Street Lighting Fund

\$9,846.84 - Garland Mills Project Fund

Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

RECOGNITION OF VISITORS

None

SOLICITOR’S REPORT No report for the public.

MAYOR’S REPORT

The Mayor reported for December 2022 with total receipts of 295.43, which included traffic receipts of \$172.38, non-traffic receipts of \$32.22, and \$90.83 in clerk of court and miscellaneous receipts. There were 43 complaint calls, 7 traffic citations, 2 non-traffic citation, and no parking tickets.

K-9 REPORT

The K-9 balance is \$3,563.22 at the end of December 2023. Invoice for December for Pet Supplies Plus \$122.88.

ZONING OFFICER’S REPORT

BIU did not submit report for December

CODE ENFORCEMENT REPORT

Mark Cypher reported 7 Violations for December 2022

COMMITTEE REPORTS

Public Works – No report

Buildings and Grounds – Waiting for an estimate to repair sewer line in upstairs of Municipal Building in women’s bathroom.

January 10, 2023

Police – Mayor reported Chief communicated with the state agency for the title release of the 2008 Ford Crown Vic Police Interceptor. Unfortunately, unmarked vehicles are reviewed and/or processed by only one individual with the agency.

Finance/Budget –

Zoning/UCC/Code – No report

Parks and Recreation – Dog park closed for winter season

Fire Protection – No report

Pool Committee – Discussion 2023 Pool Season Some councilmembers concerned regarding opening the pool. Pool expenses for the maintenance of the pool pumps will be more than the balance in the account.

Grants – CDBG Grant application in process for upcoming paving project.

ANNOUNCEMENTS

Derry Borough Council went into executive session at 7:38pm for personnel reasons at the Derry Borough Council Worksession held on Tuesday, January 3, 2023. Exxecutive session ended at 7:52pm.

PLANNING COMMISSION

Occupancy Permit Ordinance Review

REPRESENTATIVES

- DARcee meeting 4th Weds 7pm monthly - Next meeting will be in January 2023
- Derry Area Historical Society – Board Meeting are held at the Fulton House on the 3rd Monday monthly at 6:30pm. Their website is derryhistory.org Please check out their facebook page for updated information. (derryareahistory)
- Derry Railroad Days Committee meets the 3rd Tuesday monthly at 6:30pm at AV Germano Hall (Alternative meeting place is the Fulton House in New Derry) Always looking for new members from Derry Borough!

COMMUNICATIONS

- Letter from Lee Demosky for services in 2023 with fee schedule
- Letter for Engineering Services from Gibson Thomas for 2023 with fee schedule
- Letter from Stephen Crevak for services for Zoning Hearing Board Solicitor for 2023
- Letter from Tim Rennie for 2022 Audit
- Email from Alfred Young requesting reappointment for himself and Christina Shearer for the Zoning Hearing Board
- PSAB Award Entry Forms
- Derry Volunteer Fire Department Comedy Night Sunday, January 21, 2023 at 6:30pm AV Germano Hall, Second Street, Derry - Presale Tickets are \$10 Call 724-694-2653 for ticket information or contact a DV Fireman
- Resignation letter from Mark Cypher
- Letter for reappointment from Sara Cowan for reappointment on the Municipal Authority Board

UNFINISHED BUSINESS

1. Board and Commission terms available in the Borough:
 - a) One five-year-term for the Zoning Hearing Board expiring December 31, 2025, and one vacancy of an unexpired term ending December 31, 2026 and (1) alternate board member. **MOTION** by Al Checca to appoint Alfred Young to the Zoning Hearing Board expiring December 31, 2025. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
MOTION by Al Checca to appoint Christina Shearer to the Zoning Hearing Board expiring December 31, 2026. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
 - b) One (1) four-year term for the planning commission expiring December 31, 2025.
 - c) One (1) five-year term for the Derry Borough Municipal Authority expiring December 31, 2027 **MOTION** by Jim Ritenour to appoint Sara Cowan to the five-year term on the Derry Borough Municipal Authority Board. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
 - d) Vacancy Board Chairman 2023
2. Porcelain Park
3. Sewer Lateral Testing Ordinance Amendments
4. American Rescue Plan Budget – Operating Expenses – None submitted
5. Police Pension Plan Amendments – Solicitor Demosky reported the amendments are in process.
6. Code Enforcement – Probationary Period Ending 12/31/2022 – Reviewed later in the meeting.
7. Appoint Deputy Tax Collector
8. Appoint Administrative Assistant for the Borough Office
9. Part-time Police Officers

NEW BUSINESS

1. **MOTION** by Jim Ritenour to approve Ordinance 803- Amendment to PMRS Pension Plan to allow for the Normal Retirement age to be age 60 for those vested members (which include two), prior to PMRS enrollment, with no additional cost to the Borough. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Al Checca to approve Change Order #1 for MABD West 1st and 2nd Ave Mill and Overlay project. Derry Borough’s Portion of Curb Replacement and base repair with

January 10, 2023

overlay at \$4,353.20. Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

3. 2008 Crown Victoria Police Vehicle Sale – Mayor reported Chief Glick is working on the acquiring the title.
4. **MOTION** by Al Checca to approve Lee Demosky, Meyer Darragh Law Firm as Solicitor for Derry Borough 2023 Motion SECONDED by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by Al Checca to approve Joshua Campbell as Derry Borough Fire Chief for 2023. Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Al Checca to approve Joshua Campbell Fire Chief permission to change 911 call outs. Motion SECONDED by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
7. **MOTION** by Daniel Chaney Sr. to approve Gibson-Thomas Engineering proposal as our Engineers for 2023. Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
8. **MOTION** by Al Checca to approve Rennie and Associates to prepare formal audit for the Borough and the annual DCED report for 2023. Motion SECONDED by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
9. **MOTION** by Jim Ritenour to approve 2023 membership to the Central Westmoreland COG and the Indiana Westmoreland COG. Motion SECONDED by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
10. Elect President Pro-Tem for 2023 (Temporary President, if appointed President and Vice President are unable to fulfill duties). Barbara Phillips nominated Jim Ritenour. Sara Cowan asked for any other nominations. No other nominations received. Ms. Cowan requested a motion on the floor to appoint Jim Ritenour as the President Pro-Tem for Council in 2023. **MOTION** by Barbara Phillips to appoint Mr. Ritenour. Motion SECONDED by Daniel Chaney Sr. Al Checca opposed. Four members present voiced “aye” in favor of the motion. Motion passed.
11. **MOTION** by Jim Ritenour to approve Resolution 671-23 Eliminating contributions by police officers in the Borough for the police pension fund for 2023. Motion SECONDED by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.

January 10, 2023

12. **MOTION** by Al Checca to authorize Borough Secretary/Treasurer to pay bills between meetings to take advantage of discounts if applicable and prevent certain bills from becoming overdue. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.
13. **MOTION** by Al Checca to approve extension of Chief of Police contract for 2023. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
14. **MOTION** by Al Checca to approve Nickolas Rohm resignation effective 12/24/2022. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
15. **MOTION** by Al Checca to approve advertising for Full-time Public Works position. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.
16. Cell Phones for Public Works, Mayor, and Police Chief – Tabled for more review
17. **MOTION** by Jim Ritenour to approve Mark Cypher resignation as Code Enforcement Officer for the Borough of Derry as of January 5, 2022. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed. Secretary will send an email to Rich Roberts to resume code enforcement services.

PAYMENT OF BILLS

MOTION by Al Checca to pay the bills totaling \$ 17,187.31 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Daniel Chaney Sr. All members present voiced “aye” in favor of the motion. Motion passed.

**Derry Borough Council went into executive session for personnel matters at 7:13pm.
Executive session ended at 7:36pm.**

ADJOURNMENT

MOTION by Barbara Phillips to adjourn meeting at 7:37pm. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully Submitted,

Lori L. Latta, Secretary