

DERRY BOROUGH COUNCIL
January 3, 2022 7:00 P.M.

REORGANIZATION MEETING

**OATH OF
ADMINISTERED BY
THE HONORABLE KELLY TUA HAMMERS
MAGISTERIAL DISTRICT JUDGE
FOR**

Mayor
Grant A. Nicely

NEWLY ELECTED CONCILMEMBERS

Barbara Phillips
Robert S. White
Chad E. Fabian

Tax Collector
Kristen Kozar

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

The Honorable Kelly Tua Hammers provided the Mayors Oath of Office for Grant A. Nicely, and provided Oaths for Chad Fabian, Barbara Phillips, and Kristen Kozar, Tax Collector. Grant Nicely, Barbara Phillips, Chad Fabian, and Kristen Kozar were all sworn in by Honorable Kelly Hammers.

Honorable Kelly Hammers turned the meeting over to the Mayor Grant Nicely.

Mayor Nicely requested a nomination for council President.
Al Checca requested to read a letter regarding the position of president with the importance of council experience.

MOTION was made by Chad Fabian to nominate Al Checca for the President of council. Motion failed for a lack of second.

MOTION was made by Barbara Phillips to nominate Sara Cowan. Motion **SECONDED** by Jim Ritenour. Mayor Nicely asked for other nominations. None were given. Roll call vote was taken for Sara Cowan as President. Barbara Phillips – Aye, Jim Ritenour – Aye, Al Checca – Nay, Chad Fabian – Nay, Sara Cowan- Aye. Motion passed.

Mayor Nicely requested a nomination for council Vice-President.

MOTION by Chad Fabian nominating Barbara Phillips was made. Motion **SECONDED** by Jim Ritenour. A roll call vote was taken for Barbara Phillips as vice-president. All members voted “aye” in favor of the motion. Motion passed.

Mayor Nicely requested a nomination for Pro-tem for council.

MOTION by Barbara Phillips to appoint Jim Ritenour as Pro-Tem. Motion **SECONDED** by Sara Cowan. Roll call vote was taken. Barbara Phillips – Aye, Sara Cowan – Aye, Al Checca – Nay, Chad Fabian – Aye and Jim Ritenour – Aye. Motion passed.

REGULAR MEETING

PROCEED WITH REGULAR COUNCIL MEETING Mayor Nicely turned the meeting over to Sara Cowan, Council President.

Derry Borough Council met in regular session on Monday, January 3, 2022 at 7:13pm at AV Germano Hall, 100 West Second Street, Derry, PA with the following members present. Sara Cowan, Al Checca, Chad Fabian, Barbara Phillips, Jim Ritenour (by phone) and Mayor Grant Nicely. Rob White was absent. Nick Cammuso was reporting for the Latrobe Bulletin. **ROLL CALL**

SCHEDULE OF COUNCIL MEETINGS FOR 2022 -Published

APPROVAL OF MINUTES & TREASURER’S REPORT

MOTION was made by Chad Fabian to approve the minutes for the regular council meeting of December 14, 2021. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION was made by Barbara Phillips to approve the Treasurer’s report for December 31, 2021 in the total amount of \$938,730.73 General Funds, Savings and Reserve accounts, Liquid Fuels and Street Light Fund. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

RECOGNITION OF VISITORS

No visitors present

SOLICITOR’S REPORT

No report for the public

MAYOR’S REPORT

No report available at this time.

ZONING OFFICER'S REPORT

Shannon Cypher-Hart reported 16 violation notices for December 2021. There was a UCC demo permit issued for 313 E. 1st Avenue. Progress is being made at the 4th Street industrial site as well.

COMMUNICATIONS

- Lee Demosky as Solicitor for 2022
- Letter from Gibson-Thomas with rates for 2022
- Interest from Rennie & Associates for 2021 audit
- PEC Thank you for support Letter
- PSAB Elected Officials Training and PSAB Membership Training Subscription Program
- PSAB Newly Elected officials training emails will be forward through January for any councilmember who wishes to attend.

COMMITTEE REPORTS

- New Committees will be assigned by President of Council

REPRESENTATIVE REPORTS/DARCee

- Bowling for DARCee date is to be announced.

UNFINISHED BUSINESS

1. Board and Commission terms expiring 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, 2024 and (1) alternate board member.
 - b) Two (2) four-year terms for the planning commission expiring December 31, 2025.
 - c) Vacancy Board Chairman 2022
 - d) One five-year term on the Municipal Authority Board expiring December 31, 2026.

No letters of interest were received. Letters will be accepted until

2. Porcelain Park – The Westmoreland County Redevelopment Authority is working on a sign development for our site and will be corresponding in the near future.

3. Sewer Lateral Testing Ordinance Amendments – A zoom meeting was suggested by our Solicitor to discuss needed amendments with Amy Forsha, Manager of Municipal Authority.

4. American Rescue Plan Budget - Expenditure Planning. There is to be more information release later in the month regarding expenditures allowed with the funds available.

5. 2022 Paving Project – MABD is still working on line maintenance in the 2nd Ward with hopes to be completed by spring.

6. Garland Mills Project

MOTION by Chad Fabian to approve Pay Estimate #1 for the BCS Construction in the amount of \$14,567.76 for stored materials on-site. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Chad Fabian to approve the Project Engineering Agreement with Gibson-Thomas Engineering for the Garland Mills Project. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed

7. Police Pension Plan Amendments

8. Approve amendments to RV, Mobile Home, Camping Equipment – Solicitor to provide draft

9. Approve amendments to Home-Based businesses – Solicitor to provide draft

10. Seasonal Pool Manager – **MOTION** by Chad Fabian to advertise for the seasonal pool manager position. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

11. Seasonal Snow Removal – **MOTION** by Chad to approve paying the seasonal help for snow removal the current contracted labor rate (\$15.93) for snow removal. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

NEW BUSINESS

1. **MOTION** by Chad Fabian to approve Lee Demosky as Borough Solicitor for 2022. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

2. **MOTION** by Al Checca to approve Gibson-Thomas Engineering as the Engineers for Derry Borough for 2022 accepting the rates submitted for 2022. Motion **SECONDED** by Jim Ritneour. All members present voiced “aye” in favor of the motion. Motion passed.

3. Appoint Zoning Hearing Board Solicitor for 2022. – Tabled Request Zoning Hearing Board Recommendation or advertise for position.

4. **MOTION** by Chad Fabian to approve Tim Rennie, CPA and his proposal to conduct the 2021 Borough and Tax Audits. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Al Checca to approve Fire Chief Permission to change 911 Call Outs. Motion **SECONDED** Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Jim Ritenour to approve Resolution 664-22 Police Officers in the Borough of Derry shall not be required to make contributions to the Police Pension Fund for the calendar year 2022. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

7. **MOTION** by Chad Fabian to approve Resolution 665-22 Appointment of Primary and Secondary Voting Delegate for the Westmoreland County Tax Collection Committee effective January 4, 2022, Sara Cowan as Primary and Lori Latta as secondary voting delegates. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

8. **MOTION** by Chad Fabian to advertise for one (1) council vacancy. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

MOTION by Al Checca to approve payment of bills \$5,807.62 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Chad Fabian to adjourn at 7:36 p.m. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary