

July 13, 2021

Derry Borough Council met in regular session Tuesday, July 13, 2021 at 7:00 P.M. at AV Germano Hall, 100 West Second Street, Derry, PA with the following members present: Sara Cowan, Al Checca, Jeremy Stein, Barbara Phillips, Chad Fabian, and Matthew Clever. James Ritenour was absent. Mayor Grant Nicely was present. Lee Demosky, Solicitor was present. Nick Cammuso was reporting for the Latrobe Bulletin.

MOTION by Chad Fabian to approve the minutes for the regular council meeting of June 8, 2021. Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Chad Fabian to approve the treasurer’s report ending June 30, 2021 with the balance of \$521,359.11. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.

RECOGNITION OF VISITORS

1. Jerris Weller – 241 W. Owens Ave – Observing
2. Russ McKlveen – 712 W. 1st Ave – RR Days – 5K 2.5 mile race Brought a copy of the map for Sunday’s race for council approval. Penn Dot will not need state approval since route is strictly municipal roads. Approved by council listed under #8 new business.

SOLICITOR’S REPORT No report for the public.

MAYOR’S REPORT

The Mayor reported for June 2021 with total receipts of \$ 1,430.11 which included traffic receipts of \$241.28 , non-traffic receipts of \$0, Clerk of Courts and Miscellaneous \$1,173.83, and \$15.00 in reports. There were 53 complaint calls, 6 traffic citations, 0 non-traffic citations, and no parking tickets.

K-9 Report

The K-9 balance is \$1,222.10. One invoice for \$10 for groomer ck#162. The K-9 unit on 6/30/21 assisted the State Police with a warrant service detail serving warrants throughout the county. Smoke assisted State Police with search area off of Frye Farm road for narcotics. Smoke represented the Borough at a Black and Blue event completing a K-9 demo.

CODE OFFICIALS REPORT

Shannon Cypher-Hart reported 17 violation notices for June 2021 and 2 Zoning Permits for June 2021. Ms. Cypher-Hart summarized some concerns at Derry Manor Apartments located on State Route 217 and 4th Street. Ms. Cypher-Hart explained there are some items in our current Ordinances which need updated to make the code more clear. She will provide a list to council of some items she has come across that could be better defined.

COMMITTEE REPORTS

Public Works – Flood Control Inspection completed and maintenance list has been created. Debris needs cleared near Shrum’s field area. We should receive written report soon.

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Buildings and Grounds

Police – Mayor Nicely reported the Community College will be having a graduation class upcoming and our department hopes to acquire some new candidates. Crown Vic police vehicle is having some maintenance work.

Finance/Budget

Zoning/UCC/Code –Occupancy Ordinance to be reviewed by council.

Parks and Recreation Derry Twshp Playground Program 9:30-11:30am MTWT weekly

Fire Protection – AEDs are at a cost estimate of \$1,400 a piece

Pool Committee – *Pool Leaks* were detected at the outdoor Derry Community Pool- One has been repaired the other needs to be dug out and repaired, public works is waiting on parts. Pool opened and is now loosing minimal water. Gas testing would be the only possible option to try to test all the lines; however, they have to plug all openings which would be quite the task to be effective. The Municipal Authority has been key to our success with repairing our lines.

Grants – ARPA funds 1st installment was received and council has to have a meeting to decide where the funds should be spent.

ANNOUNCEMENTS

DARCEE meeting is to be held Wednesday, July 28, 2021 at New Alexandria Borough Building at 7pm.

PLANNING COMMISSION No report

REPRESENTATIVES

DARCEE CAR SHOW scheduled for Sunday, August 1, 2021 12 noon-4pm.

COMMUNICATIONS

- ❖ Derry's Great Garage Sale Days Friday, August 6th and Saturday, August 7th, 2021
- ❖ DARCEE's Annual Car Show Sunday, August 1, 2021
- ❖ PSAB - PA Municipal Legal Update Virtual August 4th and 5th, 2021 Members \$150 - Lori Latta requesting attendance Topics Municipal Case Law Updated, Social Media Policy, Police Management Hiring Recruitment, Attorney Client Privilege, Zoning Land Use Law, Right to Know Law Updates –Council did not approve.
- ❖ PSAB Borough's Magazine is now online at boroughs.org/digital

OLD BUSINESS

1. Board and Commission terms expiring in the Borough:
 - a) One (1) vacancy and (1) alternate vacancy for the Zoning Hearing Board
2. Porcelain Park – KU Resources Planning – Subdivision Process
3. 5th Avenue Culvert Project –**MOTION** by Al Checca to approve Resolution 657-21 Condemnation of Certain Properties for permanent or temporary rights of way, easements,

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and property as part of the Garland Mills Run Culvert Project. Motion SECONDED by Barbara Phillips. All members present voiced “aye” in favor of the motion. Motion passed.

4. Sewer Lateral Testing Ordinance Amendments – Committee summary and review
5. Stormwater Ordinance 793 - Tabled - Discussion requested with Doug Siler to attend next worksession as there are some questions regarding the Ordinance.
6. American Rescue Plan Budget Review and Planning – First installment received by DCED. Account opened for the funds. Council will need to meet and discuss what the funds should be used for.

Public Hearing for Ordinance 794 Repealing Occupancy Certificates/Permits

No public comment was received

7. **MOTION** by Barbara Phillips to approve Ordinance 794 Repealing Occupancy Certificates/Permits Ordinance. Motion SECONDED by Jeremy Stein. All members present voiced "aye" in favor of the motion. Motion passed.

NEW BUSINESS

1. Review bids for the 2021 Paving Project. (Bid Opening August 3, 2021)
2. Playground by Community Pool – Fence quotes received for maintenance. DNM Fencing will be completing the repairs.
3. Garland Mills – Debris Buildup near W. 1st Avenue portion of stream – No further discussion
4. **MOTION** by Chad Fabian to approve Res. 656-21 New Signature Cards post re-organization FCB, S&T, and AmeriServ. Motion SECONDED by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by Chad Fabian to approve Res. 656-21 Community Park use for employees and DVFD. Motion SECONDED by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Barbara Phillips to approve Berk One change Order Request Form #3 to make Coding changes and Testing CSV changes Only. Motion SECONDED by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.

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7. Seasonal lawn maintenance public works openings

8. **MOTION** by Al Checca to approve 5K/3mile Race for Railroad Days with route provided by Russ McKlveen. Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.

9. Published meeting agendas should be posted on website prior to council regular meeting. Post meeting if anything is added to agenda the amended agenda should be posted at the municipal building with the updates. – Solicitor Demosky

MOTION by Chad Fabian for and executive session. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed. **Derry Borough Council went into executive session at 8:16pm for personnel and legal discussion. Executive session ended at 8:33pm.**

10. **MOTION** by Chad Fabian to approve Kris Shoup as part-time seasonal lawn maintenance. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

11. Pool employee raises- Due to short season last year and this year council decided for wages to remain the same as last year. They will review again in May of 2022.

Adam Hebenenthal requested a discussion regarding requesting the use of a road grader with the Township. Al Checca asked Mrs. Latta to reach out to Township to see if we can request the use of the grader.

PAYMENT OF BILLS

MOTION by Chad Fabian to pay the bills totaling \$33,769.37 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Al Checca to adjourn at 8:35pm. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta Secretary