

July 8, 2025

Derry Borough Council met in regular session Tuesday, July 8, 2025 at 7:01pm at AV Germano Hall, 100 W. Second Street, Derry, PA with the following members present: Barbara Phillips, Rob White, Nathan Bundy, Jasen Lentz, Sara Cowan, and Rich Eikenburg, and Jim Ritenour. Sara Cowan was absent. Lee Demosky, solicitor, was present. Grant Nicely, Mayor was present.

**MOTION** by Nathan Bundy to approve the minutes for the regular council meeting of June 10, 2025. Motion **SECONDED** by Rich Eikenburg. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Sara Cowan to approve the special meeting minutes for council meeting of July 1, 2025. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Jasen Lentz to approve the treasurer’s report for June 30, 2025.

\$587,565.51 -General Fund Balance Sheet

\$351,108.01 -Liquid Fuels Balance Sheet

\$21,967.13– Street Lighting Fund

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

#### RECOGNITION OF VISITORS

1. Sue Trout – Acrisure - Ms. Trout came in response to a phone call from Chief Sam to explain what Acrisure can do as part of managing the police pension plan. Acrisure would be an Actuary for the plan and estimates, based on the Auditor General’s report, that would be in the ballpark of \$4,000 per year, paid out of the plan not the general fund. Acrisure would only manage the actuary portion of the plan, not the investment. Ms. Trout recommends putting out an RFP for investment services.

#### SOLICITOR’S REPORT

Concerning the MOU between the Friends of Derry and the Community Pool, Mr. Demosky wants the Borough’s CPA to review and confirm if it can proceed or needs corrected, then the council can vote on the item next meeting, ideally attaching special meeting to the work session to vote on the item so it is done sooner rather than later.

Two emergency lifeguards were used as fill ins at the Community Pool, Mr. Demosky wanted to ensure that they were paid.

An ordinance that Nathan Bundy prepared to make amendments to the industrial zone to ensure eateries and retail sales and services were allowable. The amendment has been finalized and the next step is to obtain a letter from the county approving the ordinance.

Mr. Demosky met with Chief Sam regarding updates to the disorderly house/nuisance property ordinance. This ordinance is ready to be advertised.

A committee meeting was held to discuss the speed limit throughout town. Mr. Demosky prepared a letter for Judge Hammers asking for assistance in locating the original PennDot study establishing the 30 mile per hour speed limit. Chief Sam added that 'reduced speed 30 ahead' signs are necessary coming into town and that it is the municipality's responsibility to place that signage.

Mr. Demosky met with the solicitor for the Municipal Authority of Derry Borough (MADB) regarding an intermunicipal agreement regarding paving. The agreement is ready to be approved and can be voted on.

Mr. Demosky confirmed a passing of Act 49 of 2024 which presents optional changes to municipal police pension plans. An ordinance would need passed to adopt this program.

Mr. Demosky was asked to review handicap parking in the borough. With no formal ordinance on the books regarding individual spots, it's recommended that the Planning Commission comes up with a solution.

An executive session is needed for a personnel matter at the end of the meeting.

#### MAYOR'S REPORT

The Mayor reported for June 2025, with total receipts of \$344.21, which included traffic receipts of \$145.04, non-traffic receipts of \$63.71, and \$40.46 in clerk of court and \$95.00. miscellaneous receipts and \$0 parking. There were 150 complaint calls, 4 traffic citations, 1 non-traffic citations, and 1 parking ticket.

Mayor Nicely and Chief Sam requested some items for the police department: Key fob entry, 911 button for paging 911 Dispatch directly, Review of speed limit signs on Rt. 217 and reduction of speed, new laptops, and body camera batteries. They would like the council to also review a possible ramp on the left side of the front of the municipal building rehoming the veteran's memorial and time capsule.

Short staffing is causing additional openings in the schedule with only two full-time and one part-time officer. Mayor Nicely said there is a need to advertise for a part-time police officer which would utilize the existing part-time budget. Additionally, the COPs grant has been applied for with the target area listed as nuisance related enforcement and crime prevention. Regardless of whether the grant money is received, the department will try to focus on the strategies outlined in the application.

#### ZONING /UCC/ CODE OFFICER'S REPORT

BIU report for June 2025 – Summary Report: 1 Zoning Permit, 2 UCC, 6 Occupancy, and 2 Code Enforcement Violations issued in the month of June 2025 by BIU.

## COMMITTEE REPORTS

**Public Works/Buildings Grounds/Zoning/Code/Flood** – Mowing, pothole patching, two dead trees from Mossback Park, and all railroad banners are up. New playground mulch has been put in at the Community Park as well as the 2<sup>nd</sup> Ward Playground. Police calibration of the lines on 5<sup>th</sup> Ave, alley repairs, pool landscaping, multiple pool issues have been addressed, weed spraying at the Community Park has been done. In July, line painting, street sign replacement, alley repairs, mowing, patching, painting, prep for the car show, and will work on drain pipe issue on East 4<sup>th</sup> Ave.

**Finance/ Budget/ Grants** – Three grants have been applied for as follows: LSA Funding – Mossback Park Gazebo, GTRP – Big Foot Park, DOJ/Cops -FT Police officer

**Business Development/ Community Relations/School Services/ Rebranding Derry** – Derry will participate in Latrobe's July 4<sup>th</sup> parade. Line up is at 8:55am at the American Legion parking area.

Laurel Highlands requesting renewal for the regional partnership in the amount of \$295.00 - Approve annual membership for 2025-2026

**Community Pool** – Special Meeting held July 1, 2025

**Refuse/Recycling** – Blue and Gold totes are being requested from Waste Management.

**TCC Representative**

**Personnel Onboarding**

**COG Representative** – Jasen will be attending next Foothills Cog meeting on Thursday July 3<sup>rd</sup>, 2025.

**Public Safety/Fire/Police** – Sara Cowan reported that DVFD Chief, Steve Kozar expressed concern about the borough backing out of the winter maintenance agreement with PennDOT.

## ANNOUNCEMENTS

### PLANNING COMMISSION

Zoning Amendments for Industrial Zone Review – Sample resolution provided by Nathan Bundy

### REPRESENTATIVES

Meeting schedule as listed:

- DARCEE meeting 4<sup>th</sup> Weds 7pm Semi-Monthly alternating between Derry Borough, Derry Township, and New Alexandria.
- Derry Area Historical Society – Board Meetings are on the 3<sup>rd</sup> Monday monthly at 6:30pm at the Fulton House. Their website is [derryhistory.org](http://derryhistory.org). Please check out their Facebook page for updated information searching Derry Area History.
- Derry Railroad Days Committee meets the 3<sup>rd</sup> 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!
- The Derry VFW and American Legion would like to invite everyone to take part in a solemn flag raising and lowering ceremony monthly on the 10th and 11th at the Veterans Memorial Bridge at 6pm. If you would like a family member's flag to be flown for a certain month, feel free to contact us. It is a great honor to provide this service and to show the community we are very much active. Derry VFW would very much like to see our ranks grow, for the VFW

and the American Legion. If interested in either the flag raising or joining the VFW or Legion contact Russ McKlveen.

- Friends of Derry meeting – Tuesday, July 29, 2025, 6:30pm 2<sup>nd</sup> Floor of the brough building.

### COMMUNICATIONS

- Friends of Latrobe, Ligonier, and Derry Community Golf Outing – August 2, 2025, 7:00am Registration 8am Shotgun Registration Forms available at the Borough Office
- Food Truck Friday- upcoming date August 8th and August 15th from 4-7pm (Check out Friends of Derry Facebook page)
- Correspondence from WC- Landbank regarding Mastrococco's Building
- Derry Township 250th Anniversary - Parade held on Saturday, July 12, 2025 at 2pm, beginning at Derry Township Municipal Building then a Festival will be held at the Bradenville Playground Facility. Line-up will be at 12:30pm. Bigfoot, Barbara Phillips, Grant, and Sara plan on representing Derry Borough at the parade.

### UNFINISHED BUSINESS

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1. Board and Commission terms available in the Borough:
  - a. One alternate board member for the zoning hearing board expiring December 31, 2029.
  - b. One (1) four-year term for the planning commission expiring December 31, 2026.
  - c. One (1) five-year term for the Derry Borough Municipal Authority expiring December 31, 2029
  - d. Vacancy Board Chairman 2025
2. Derry Business Park – Progress is visible.
3. Appoint a Deputy Tax Collector – No current applicants
4. Regional Police Coverage – No communication from the township currently. Committee - Sara Cowan, Rich Eikenburg, and Jasen Lentz
5. Police Pension Plan – Sue Trout Acrisure attended and will forward an RFP for the investment portion of the plan. We currently are committed to Duda for the 2025-2026 plan years. Discussion regarding mandatory/volunteer individual contributions is suggested to continue to keep the plan over 100% viable.
6. Chicken Ordinance – Still under review with planning commission.
7. 2025-2026 Paving Project- Intermunicipal Agreement prepared by Solicitor Demosky.

### NEW BUSINESS

1. Part-time Office Assistant – applications being accepted.
2. Ordinance 819 Amending the General Industrial Zone - Council approved advertisement at June 10, 2025 meeting. Draft prepared by Sol. Lee Demosky will be sent to County Planning for review and approval.

3. Civil Service Commission - Letters of Interest - Wayne Churley (confirmed interest), Steve Kozar, and Josh Campbell (confirmed interest) Invite all to August worksession.
4. Ordinance 820 Nuisance Ordinance – Council approved advertisement at June 10, 2025 meeting, Final draft prepared by Sol. Lee Demosky and ready to advertise.
5. Winter Maintenance Agreement with Penn Dot – Members of council expressed concern of the expense and liability of maintaining State Route 217 while taking into consideration the safety concerns of DVFD and Derry PD. **MOTION** by Nathan Bundy to cancel the agreement. Motion died for lack of Second. **MOTION** by Sara Cowan to approve the winter maintenance agreement with PennDot. Motion SECONDED by Jim Ritenour. Barb Phillips requested a roll call vote. A Roll Call vote was taken: Nathan Bundy – **No**, Sara Cowan- **Yes**, Rob White – **No**, Jasen Lentz – **No**, Jim Ritenour – **Yes**, Rich Eikenburg – **Yes**, and Barbara Phillips- **No**. Motion did not pass to renew the agreement 4-Nay’s to 3 – Aye’s.
6. **MOTION** by Nathan Bundy to approve application for DCNR Peer grant with 10% match for a comprehensive plan for the Derry Outdoor Community Pool. Motion SECONDED by Rich Eikenburg. All members present voiced “aye” in favor of the motion. Motion passed.
7. Advertisement of RFP – Community Pool Comprehensive Plan - Tabled
8. **MOTION** by Jasen Lentz to approve RR Days for 2025 to be held on September 20<sup>th</sup> and 21<sup>st</sup>, Parade to be held on Saturday September 20<sup>th</sup>, 2025. Hobo picnic to be held on Thursday September 18, 2025. Details to emerge at a later time or follow Derry Railroad Days 2025 Facebook Page. Motion SECONDED by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.
9. **MOTION** by Nathan Bundy to approve membership for Go Laurel Highlands -\$295 to assist with public relations, cultural and community connections with the Laurel Highlands area as well as marketing Derry Borough’s assets and events. Motion SECONDED by Rich Eikenburg. All members present voiced “aye” in favor of the motion. Motion passed.

## PAYMENT OF BILLS

**MOTION** by Nathan Bundy to pay bills totaling \$34,003.12 and all outstanding legitimate bills through the end of the month. Motion SECONDED by Jasen Lentz. All members present voiced “aye” in favor of the motion. Motion passed.

**Derry Borough Council went into executive session at 8:03pm for personnel. Executive session ended at 8:09pm.**

ADJOURNMENT

**MOTION** by Nathan Bundy to adjourn meeting at 8:10pm. Motion **SECONDED** by Rich Eikenburg. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary