

September 19, 2022

Derry Borough Council met in regular session Tuesday, September 19, 2022 at 7:00 P.M. at AV Germano Hall, 100 West Second Street, Derry, PA with the following members present: Barbara Phillips, Daniel Chaney Sr., James Ritenour, Chad Fabian, and Rob White. Sara Cowan and Al Checca were absent Mayor Grant Nicely was present. Lee Demosky, Solicitor was present. Joe Wells was reporting for the Latrobe Bulletin.

MOTION by Chad Fabian to approve the minutes for the regular council meeting of August 9, 2022. Motion **SECONDED** by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Rob White to approve the treasurer’s report ending July 31, 2022 with the following balances:

\$734,286.47 -General Fund Balance Sheet

\$377,651.24 -Liquid Fuels Balance Sheet

\$43,018.13 – Street Lighting Fund

\$30,523.49 -Garland Mills Project Fund

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

RECOGNITION OF VISITORS

1. Leonard Shean – Concerned about Vista Street paper alley overgrown, wanted to know if the Borough could cut down the brush. Council responded that they have no history of clearing the area in reference or maintaining Vista Street as an active roadway. The authority may have cleared many years ago due to water/sewer line maintenance. Unfortunately, our public works department does not have the equipment to remove the trees or the brush that would be required.

SOLICITOR’S REPORT No report for the public.

MAYOR’S REPORT

The Mayor reported for August with total receipts of \$ 424.88, which included traffic receipts of \$226.55, non-traffic receipts of \$54.21, and \$109.33 in clerk of court and miscellaneous receipts. There were 39 complaint calls, 28 traffic citations, one non-traffic citation, and one parking ticket.

K-9 REPORT

The K-9 balance is \$ 2,676.10 at the end of August 2022. Invoice for Squibby’s Lawn Care for mulch \$200.

K-9 Smoke assisted Derry Borough Police with a search of a residence located on Owens Avenue. K-9 Smoke gave a positive indication. Narcotics with paraphernalia were found and placed in evidence.

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ZONING OFFICER'S REPORT

There was three Zoning Permits, one UCC Permit issued in the month of August 2022 by BIU, and they issued nine code enforcement violation notices.

COMMITTEE REPORTS

Public Works – Executive session discussion regarding personnel

Buildings and Grounds – The garage maintenance has been completed.

Police – The new police car outfitting will be completed soon and delivered to the Borough.

Finance/Budget – Preliminary numbers are being prepared by treasurer.

Zoning/UCC/Code – Mark Cypher was provided the agreement for his approval and signature. A meeting is scheduled to initiate process with committee members.

Parks and Recreation – No report

Fire Protection – The new Fire Engine is here and being utilized.

Pool Committee – Pool committee is reviewing season with loss in savings to cover payroll expenses. Financial report provided by Barb Phillips.

Pool admission prices will have to increase next year with the loss of reserves this year with the pool due to payroll increases and maintenance expenses. Changes in the scheduling process are necessary to be more efficient and cost effective.

Grants –CDBG Grant Application September 2022, Local Share Account Category Facilities Program – W. 3rd Ave Bridge the amounts available are not sufficient for this project with the project estimate provided by Matt Burns, GTE.

ANNOUNCEMENTS

Derry's Railroad Days – September 17th and 18th, 2022

HOBO Picnic will be held at 5:30pm Thursday, September 15th, 2022

The Railroad Days Parade will be held at 10:30am on Saturday, September 17, 2022.

Derry Borough Council went into executive session at 8:32pm at the Derry Borough Council Worksession held on Tuesday, September 6, 2022 for legal discussion and police and public works personnel discussion. Executive session ended at 8:57pm.

PLANNING COMMISSION

Occupancy Permit Ordinance Review

REPRESENTATIVES

- DARCee Meeting 4th Weds monthly – New Alexandria Borough building in September

COMMUNICATIONS

- ❖ Westmoreland County Borough's Association next meeting Thursday, September 22, 2022 6:30 pm at Donohoe Center Speaker Jeralyn Brown, Account Manager Savvy Citizen Communication Solutions for ARPA funding RSVP by 9-15-22
- ❖ Blue Mass hosted by St. Martin Church, New Derry, Tuesday, September 20, 2022 at 6pm Dinner following Please RSVP by 9-13-22
- ❖ Residents Letter Received – 109 W. 6th Avenue – Snow Removal/Road Maintenance

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) One (1) four-year term for the planning commission expiring December 31, 2025.
 - c) Vacancy Board Chairman 2022
2. Porcelain Park- Meeting to be held at RAWC in Greensburg on Wednesday, September 21, 2022 at 2pm to discuss further plans for the site.
3. Sewer Lateral Testing Ordinance Amendments - Tabled
4. American Rescue Plan Budget - 2nd ARPA payment received
5. 2022 Paving Project – Gravel Issues/ Park and High Street maintenance work need completed prior to resuming paving.
6. Garland Mills Project – **MOTION** by Chad Fabian to approve Change Order #5 for Additional Curbing and Guardrail in the amount of \$2,268.12. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Daniel Chaney to approve Change Order #6 for adjustment of risers for two sanitary manhole rims in the amount of \$575.00. Motion **SECONDED** by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.
7. Garland Mills Project – **MOTION** by Chad Fabian to approve Pay Estimate #4 \$4,218.10 for BCS Construction. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
8. Police Pension Plan Amendments – Questions received by Marchese and Associates regarding the drafted amendments, which need to be reviewed by the solicitor.
9. Approve Addendum for Public Works Contract allowing the hiring of seasonal employment not exceeding 100 days annually at the pleasure of council. **MOTION** by Chad Fabian to table the addendum for further discussion. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
10. Appoint Deputy Tax Collector –No letters of interest received
11. Appoint Administrative Assistant for the Borough Office – No letters of interest received
12. W. 3rd Avenue Bridge Project – Matt Burns GTE cost estimate for submission for the Local Share Account Category 4 Facilities Grant Program **MOTION** by Chad Fabian to apply for

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the Local Share Grant for the W. 3rd Avenue Bridge Project. Motion SECONDED by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed. Post meeting, and after further discussion with Mr. Burns from Gibson-Thomas this round of the Local Share Account will not support the cost of this particular project. It would be best to wait for future round or another grant option.

NEW BUSINESS

1. Part-time Code Enforcement Officer – Secretary provided Mark Cypher agreement for code enforcement for 8 hours a week for 90 day probationary period. He executed and accepted a meeting, which will be scheduled with committee members and secretary to initiate employment.
2. Public Works Policy/Safety Procedures and Job Description Updates – Table for further review
3. Nuisance Ordinance – Draft prepared by Solicitor. Sgt Sam to review and return comments to the solicitor.
4. Approve Derry Railroad Days Committee use of Mossback Park during Railroad Days.- Due to rescheduling the meeting a motion was not needed.
5. Westmoreland Conservation District for the Derry Borough Municipal Water Authority – Stormwater Retrofits including a rain garden, sediment forebay, and permeable parking. – **MOTION** by Chad Fabian to approve Derry Borough committed to in-kind work for the project estimating cost of \$1,500 by providing line painting. (Original Letter of commitment from Dec 20, 2019 – Derry Borough Council) Motion SECONDED by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Rob White to approve Year 2023 Minimum Municipal Obligations for Non-Uniform Pension Plan (PMRS). There is no MMO for the Uniformed Police Pension plan for 2023. Motion SECONDED by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.
7. Crosswalk Keeling Avenue and Chestnut St. – GTE provide a verbal plan and Council agreed to plans provided by Nick Puzak to include a crosswalk with the upcoming paving for N. Chestnut Street.
8. **MOTION** by Daniel Chaney to approve Gibson-Thomas to apply for CDBG application for 2023 paving project utilizing additionally ARPA and Liquid Fuels funding for 3rd Ward Paving Project area as match funding for the project. Resolution 667-22. Motion SECONDED by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.

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9. **MOTION** by Chad Fabian to approve Trunk or Treat Halloween event to be held on October 22, 2022 hosted by Derry Area Revitalization Group (Any proceeds are to benefit the Derry Community Pool). Motion **SECONDED** by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.
10. **MOTION** by Chad Fabian to approve advertising for a seasonal public works position. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
11. **MOTION** by Rob White to approve advertising for part-time police. Motion **SECONDED** by Daniel Chaney. All members present voiced “aye” in favor of the motion. Motion passed.
12. **MOTION** by Jim Ritenour to approve hiring Anthony Regopoulos as a part-time police officer. Motion **SECONDED** by Chad Fabian. All members present voiced “aye” in favor of the motion. Motion passed.

Derry Borough Council went into executive session at 7:54pm for public works and police personnel discussion. Executive session ended at 8:05pm.

PAYMENT OF BILLS

MOTION by Rob White to pay the bills totaling \$ 38,281.69 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

ADJOURNMENT

MOTION by Jim Ritenour to adjourn meeting at 8:07pm. Motion **SECONDED** by Rob White. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully Submitted,

Lori L. Latta
Secretary