

April 10, 2017

Derry Borough Council met in regular session Monday, April 10, 2017 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Al Checca presided at the beginning of the meeting. Chad Fabian, Presiding, Al Checca, Daniel Chaney, David Jones, Dave Fletcher and Jim Ritenour. Barry Holden was absent. Mayor Kevin Gross was present and Nick Cammuso was reporting.

MOTION by Dave Fletcher to approve the minutes for the regular council meeting of March 13, 2017. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by David Jones to approve the treasurer’s report with a General Fund Balance Sheet totaling \$204,835.18 for March 31, 2017. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

Derry Borough Council went into executive session for personnel reasons at the Derry Borough Worksession held on Monday, April 3, 2017 at 8:35pm. Executive session ended at 8:48pm.

Jim Gable of Gibson-Thomas Engineering came prior to the meeting to discuss the Owens Avenue Extension Project and to ask council how to proceed with some of the finalization of the plans for the project. The discussion continued at the beginning of our council meeting when addressing visitors. There was discussion regarding a temporary easement with the Gongaloff property, parking areas review, and utility pole relocation. There were other areas of discussion regarding slope, stormwater runoff, and our right-away for the project.

RECOGNITION OF VISITORS

1. Don Ritenour – Owens Avenue – Observing for any information on Owens Avenue Extension Project.
2. Brenda and Grant Nicely – Park Street – Observing
3. Dave Seevers- 98 S. Chestnut Street – Business – Knuckle Buster Car Service He stated that he has been receiving limited communication for his permits through BIU. He feels that they are requesting items that are difficult to resolve due to cost. Mr. Seevers mentioned he needs to be operational in order to move forward with the items that are needed to comply with the Uniform Construction Code. He is asking for a list of items that need to be addressed so he can move forward with progress of getting his permit. President Fabian explained to Mr. Seevers that council has no input with this process and the regulations fall strictly under the Uniform Construction Code. Unfortunately, Mr. Seevers as the applicant has to comply with those regulations. Lori Latta, Secretary mentioned that there is no record of an application received on file at the Borough office requesting a UCC permit from Mr. Seevers. She asked Mr. Seevers if he actually applied for permit. He stated that he had submitted something to Lee Miller directly and he is working with the architect currently to provide the proper drawings. It has been over six months since Mr. Seevers has been working on the building. Council would like to inquire with BIU representatives to understand their side of this concern and to request BIU to give the applicants more information in writing so we can have better communication.

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4. David Seevers III and Ashlyn Cosentine – Knuckle Buster Car Service - Observing

SOLICITOR'S REPORT

The Solicitor provided a written report to Borough Council relating to public and attorney client privileged issues. Due to the moratorium Borough Council enacted to reduce expenses, the Solicitor was directed to not appear at the public meeting.

MAYOR'S REPORT

Mayor Kevin Gross submitted the Mayor's report for March 2017 with receipts of \$831.13 which included traffic receipts of \$535.32 and non-traffic receipts of \$11.32. There were 113 complaint calls, 38 traffic citations, no non-traffic citations, and no parking tickets.

BUILDING INSPECTIONS UNDERWRITERS, INC. MONTHLY REPORT

BIU reported for the month of March 2017.

COMMITTEE REPORTS

Municipal Authority Review Committee – Chad Fabian and Al Checca

Jim Ritenour – Public Works.

Al Checca- Police Department

Lori Latta – Appeals Board Property Maintenance – Central Westmoreland COG

Bridge Inventory/Inspections – Preparation for the TIP

Chad Fabian – Update Committee List, Dump Truck Repair (Ins), Street Sweeper

The City of Latrobe is willing to share services of their street sweeper manned by their employee for a fee of \$75 per hour. Council agreed that putting more money into our street sweeper at this point would not be beneficial. Our street sweeper is approximately 50 years old. A new street sweeper is very expensive and not considered in our current budget. President of Council requested a motion to share services with the City of Latrobe. **MOTION** by Al Checca to share services with the City of Latrobe for street sweeping at \$75 per hour with an approximate usage of 30-40 hours per cleaning. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed. Mr. Checca mentioned he would like to see this completed as soon as we can get them scheduled.

REPRESENTATIVE REPORTS

- DARCee Meeting will be held on April 26, 2017 at 7pm Derry Borough Building
- RR Days Committee meets 2nd Thursday, monthly at Derry Station Community Room at 6:30pm

PLANNING COMMISSION

The planning commission prepared a summary for amendment to the sign section in the Zoning Ordinance to allow for Zip Change Letters and provided to council. The secretary will submit to Lee Demosky for an official Ordinance amendment to be advertised. A **MOTION** by David Jones was made to advertise the amendment to add Zip Change letters for signs. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

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COMMUNICATIONS

- Derry Railroad Days has a fundraiser upcoming to be held on Thursday, April 27, 2017 dining out for Railroad Days at Valley Derry in Latrobe from 4pm-9pm. Dining there will donate 20% of you meal cost to benefit our 2017 Derry Railroad Days community event.
- Letter of request for annual donation from Friends of Caldwell Memorial Library at DASD- Budgeted amount is \$400. **MOTION** by David Jones to approve a \$400 donation to the Caldwell Memorial Library. Motion **SECONDED** by David Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.
- PSAB Annual Conference May 7-10, 2017 at Hershey Lodge this year. No one will be attending.
- Norfolk Southern mainline area Municipal Officials Letter of support for increased passenger rail service Council approve a letter in support of avocation of an increase in passenger rail service between the cities of Pittsburgh and Harrisburg. **MOTION** by Jim Ritenour to send a letter of support. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.
- Letter from Westmoreland County Planning regarding 2019-2022 TIP Program Pat Byers will be communicating with Gibson Thomas to see specifically if one of our bridges which needs maintenance would qualify under this program. Pat Byers had mentioned that there is length requirement for such bridge projects.

UNFINISHED BUSINESS

1. Board and Commission terms expiring in the Borough:
 - a. Two (2) vacancies and (1) alternate vacancy for the Zoning Hearing Board
 - b. Three (3) Civil Service Commission Vacancies three (6) year-terms expiring every two years
 - c. Vacancy Board Chairman
2. N. Ligonier Street Bridge and Owens Avenue Extension Project
3. Vacancy for the Solicitor of the Zoning Hearing Board
4. Community Park Project – Council is waiting for updated plan from Ken Orie, Gibson-Thomas.
5. Occupancy Permits/Zoning Certificates/ Rental Properties
6. Intersection Lights Bids – Municibid will accept bids until Friday, April 28, 2017.
7. Public Works Crew Leader Position

Public Hearing – Request Public Comment

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Approve **Ordinance 775-17** for Real Estate Tax Exemptions for the Construction of New Dwelling Units.

No public comment received

MOTION by David Jones to approve Ordinance 775-17 for Real Estate Tax Exemptions for the construction of New Dwelling Units. Motion **SECONDED** by Daniel Chaney. Five members voiced “aye”. Al Checca voted “nay”. Motion passed.

Public Hearing – Request Public Comment

Approve **Ordinance 776-17** Authorizing Tax Exemptions from Property Tax for Certain Deteriorated Industrial, Commercial, and other Business Property, and for providing a procedure for implementation of such exemption.

No Public comment received.

MOTION by David Jones to approve Ordinance 776-17 Authorizing Tax Exemptions from Property Tax for Certain Deteriorated Industrial, Commercial, and other Business Property, and for providing a procedure for implementation of such exemption. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.

NEW BUSINESS

1. **MOTION** by Al Checca to supply extra police coverage including 4 shifts for Derry Railroad Days with no monetary donation for the community event. Motion **SECONDED** by Jim Ritenour. Five members voiced “aye” in favor of the motion. Chad Fabian voted “nay”. Motion passed.
2. **MOTION** by Dave Fletcher to approve traffic route application for DASD 5K run to be held on May 6th, 2017 and provide a letter of support to Penn Dot. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
3. **MOTION** by Jim Ritenour to approve **Resolution 614-17** Disposition of Records according the Pennsylvania Historical and Museum Commission Municipal Records Manual. Motion **SECONDED** by Dave Fletcher. All members present voiced “aye” in favor of the motion. Motion passed.
4. Community Pool Opening Date – Council agreed they would assist Jesse Patterson in order to open for Memorial Day Weekend (May 27, 2017) since they will be shortening the season to August 20, 2017 this year due to lack of availability in past years with student’s schedules. They may need some volunteers for concessions that weekend. Council had discussion regarding helping Jesse Patterson to get the pool open. Once Jesse communicates when she needs help, members will try to help.

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Dave Fletcher mentioned that there is an excessive muddy area on Presbyterian Way that some of the mud may be going into the catch basin and it is a concern. Chad Fabian or Jim Ritenour will discuss with Patrick Byers regarding the concern and someone will communicate with the bridge construction crew regarding the concern.

David Jones inquired when pool passes would be available at the school. Al Checca said he would follow up with Hope Fannie to see if she needed anything.

Derry Borough Council went into executive session at 7:52pm for personnel matters. Executive session ended at 7:59pm.

MOTION by Dave Fletcher to approve payment of bills totaling \$30,755.71 and all outstanding legitimate bills through the end of the month. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

MOTION by Jim Ritenour to adjourn at 8:02p.m. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary