

## June 11, 2018

Derry Borough Council met in regular session Monday, June 11, 2018 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Chad Fabian, Presiding, Al Checca, David Jones, Mary Landis, Grant Nicely, and Jim Ritenour. Daniel Chaney was absent. Mayor Kevin Gross was present and Nick Cammuso, Latrobe Bulletin was reporting.

**MOTION** by Grant Nicely to approve regular meeting minutes of May 7, 2018. Motion **SECONDED** by Mary Landis. 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 \$360,018.68 for May 31, 2018. Motion **SECONDED** by Grant Nicely. All members present voiced “aye” in favor of the motion. Motion passed.

### RECOGNITION OF VISITORS

1. Mark Mendler – 210 N. Chestnut St. – Inquired about the letter he received regarding occupancy, 911 address for the rear property, and postal address requirements. Mr. Mendler stated the property had an apartment prior to purchasing and the use was already existing.
2. Brandon Zemba – 210 N. Chestnut St. – Observing
3. Fawn Miller – 120 Hays Street, Apt 102 – Observing
4. Sharon Shearer – 214 N. Chestnut St. – Provided a letter from the previous owner of 210 N. Chestnut Street stating the area above the garage was not an apartment but it was a workshop. Ms. Shearer feels that Mr. Mendler needs to go through the zoning process to have a rear apartment on the property of 210 N. Chestnut. Ms. Shearer inquired about the many violations throughout the Borough that need to be addressed. Derry Councilmembers and the Secretary explained the process of processing resident concerns and forwarding them to BIU for review.
5. Debbie Matteo – 138 E. Third Street – Inquired about gravel in the alleys behind N. Chestnut and between 2<sup>nd</sup> Street and 3<sup>rd</sup> Street on Ramsey Way. Inquired about a property on 2<sup>nd</sup> Avenue with high grass issues. Ms. Matteo stated the Ordinance was written so the police department can cite residents for grass and other non-traffic violations, and that would assist with the enforcement of our Ordinances. Council and the Chief of Police both responded with there is not enough time in the day to be effective with follow-up for non-traffic violations, with one officer on duty. They have other important matters that must be priority.
6. Pat and Jim Clark - 119 Park Street – Commended police department for handling a drug overdose on their street recently. They are also concerned about how high our tax millage is currently. Council explained our taxes and the school tax is the bulk of each residents annual property taxes.
7. Jason Reed – 219 N. Chestnut Street – Trash and Code Compliance at 210 N. Chestnut Street
8. Christina Shearer – 219 N. Chestnut Street – Trash Grass, and Code Compliance at 210 N. Chestnut Street NO Parking areas along streets need repainted and she hopes that the public works department will be maintaining those curblines soon.

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9. Kirk Shaffer – 259 W. Owens Avenue – Noticed some activity at Burd’s crossing and on Porcelain Park property.

#### 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 Counsel enacted to reduce expenses and the Solicitor was directed to not appear at the public meeting.

#### MAYOR’S REPORT

Mayor Kevin Gross submitted the Mayor’s report for May 2018 with receipts of \$683.81 which included traffic receipts of \$460.52 and non-traffic receipts of \$21.83. There were 108 complaint calls, 21 traffic citations, 1 non-traffic citations, and one parking tickets.

#### ZONING OFFICER’S REPORT

BIU reported 2 occupancy inspections, 2 violation notices, and 2 court appearances for the monthly statement of May 2018.

#### COMMITTEE REPORTS

*Municipal Authority Review Committee – Al Checca - Stormwater Agreement*

*Jim Ritenour – Public Works - Salt Shed, Municipal Building, New Lift Truck for PW, 2A for Alleys, No Parking Curbs need painted yellow.*

*Al Checca-Police, Municipal Authority*

*Chad Fabian – Pool*

*Lori Latta – No report*

*Mary Landis – Grants*

#### ANNOUNCEMENTS

**Derry Borough Council went into executive session at the Derry Borough worksession held on June 4, 2018 at 8:15pm for personnel reasons. Executive session ended at 8:30pm.**

#### PLANNING COMMISSION

#### REPRESENTATIVES

DARCee Meeting June 27, 2018 at New Alexandria Borough Building - DARCee members are asking council to assist with the Car Show in a joint effort which has been scheduled for August 5, 2018. The committee needs help with attaining Chinese Auction Baskets and help with the registration booth and voting booth.

#### COMMUNICATIONS

- Relay for Life Saturday, June 16<sup>th</sup>, 2018 Latrobe Memorial Stadium – Invitation
- Luminaria Registration for Relay for Life Of Latrobe

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- Westmoreland Conservation District is applying to the Act 13 Marcellus Legacy Fund administered by PA DCED for a Baseline Water Quality data Grant on May 31, 2018 to assist with creating baseline data and enhancing understanding of the groundwater quality through analysis of a comprehensive suite of chemical parameters, including those on the Pennsylvania Department of Environmental Protection Basic Oil and Gas Pre-Drill Parameters list.
  - Homeowners Guide to Stormwater available online at derryborough.org and the Westmoreland Conservation District
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#### UNFINISHED BUSINESS

1. Board and Commission terms expiring in the Borough:
  - a) Three (3) 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
2. **MOTION** by Al Checca to move forward with Owens Avenue Extension Project and the Utility Pole Relocations of four (4) at a cost of \$13,200. The expense will be paid out of the general fund. Motion **SECONDED** by Grant Nicely. All members present voice
3. Derry Community Park Project Review
4. Stormwater Management Ordinance
5. Inter-Municipal Stormwater Agreement (Res 618-17 Tabled) and MS-4 Reduction Plan (Res 619-17 Tabled) Submitted by Doug Siler, GTE

#### NEW BUSINESS

1. **MOTION** by Grant Nicely to approve Pay Estimates Req #5 for Derry Community Park Project \$146,853.04 for Ligonier Construction Co., Inc. \$126,547.48, JT Masonry \$16,110.00, and \$4,195.56 for Gibson Thomas Engineering and submit to DCED for Reimbursement. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.
2. Sinkhole on Third Street – GTE reviewed sinkhole, inspected the culvert and does not feel it is a culvert issue.
3. **MOTION** by David Jones to approve acceptance of Westmoreland County Community Development Block Grant (CDBG) Program Fund - \$55,000 Letter award. The grant is to fund the ADA improvements of the bathrooms at the Derry Community Park. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.
4. Wage increase part-time public works laborer – Council decided to keep the wage the same.

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5. **MOTION** by Mary Landis to increase returning pool employees .15 cents and increase Hope Fannies wage by .50 cents for the pool season 2018. Motion SECONDED by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Al Checca to advertise Ordinance 779-18 Operation of a Dog Park within Derry Community Park. Motion SECONDED by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

Al Checca presented that he would like to move forward with the dog signage at the dog park and receive three quotes for rule signage at each entrance gate and two park signs for Route 217 to direct people to the community park.

**Derry Borough Council went into executive session at 8:19 pm for personnel matters and potential litigation. Executive session ended at 9:00 pm.**

Residence at 734 E. 1<sup>st</sup> Avenue is a major concern for the neighborhood. Council needs BIU to review again and take to next step as necessary. Last violation notice was given 10-17-17 Violation Notice #202

David Jones brought to discussion some concerns regarding the community pool. One concern was if the pool is closed due to weather or water temperature, it is important to post those reasons to the public on the entrance door so they know the reason why. Second concern was that the pool employees should review the rules at the pool and enforce them when necessary. It has been noticed that rules are being broken with no review by pool staff. The rules are there for the safety of all attendees and it is important they are enforced.

#### PAYMENT OF BILLS

**MOTION** by David Jones to approve payment of bills totaling \$53,727.55 and all outstanding legitimate bills through the end of the month. Motion SECONDED by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

#### ADJOURNMENT

**MOTION** by Jim Ritenour to adjourn at 9:11 p.m. Motion SECONDED by Mary Landis. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary