

June 8, 2020

Derry Borough Council met in regular session Monday, June 8, 2020 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Grant Nicely, Presiding, Jeremy Stein, Jim Ritenour, Al Checca, Matthew Clever. Allen Hixson and Sara Cowan were absent. Lee Demosky, Solicitor was present. Nick Cammuso was reporting for the Latrobe Bulletin by speaker phone.

MOTION by Matt Clever to approve the minutes for the regular council meeting of May 11, 2020. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Al Checca to approve the minutes for the regular council meeting of May 21, 2020. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed

MOTION by Matt Clever to approve the minutes for the special council meeting of May 26, 2020. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Al Checca to approve the treasurer’s report with a General Fund Balance Sheet totaling \$490,641.88 for May 31, 2020. Motion **SECONDED** by Matt Clever. All members present voiced “aye” in favor of the motion. Motion passed.

RECOGNITION OF VISITORS

1. Ellen Keefe, County Recycling Coordinator – Westmoreland Cleanways Review of Services provided for Recycling in our county and their new recycling center. Discussed E-Waste and Hazardous Waste Collections. Suggested a once a year collection for the Borough that would only cost the Borough the labor of the public works and delivery of the recycled items to Westmoreland Cleanways.
2. Brenda Nicely – 205 Park Street, Derry – Burning Ordinance

SOLICITOR’S REPORT

No report for the public

MAYOR’S REPORT

The Mayor reported for May 2020 with receipts of \$461.29 which included traffic receipts of \$224.90, non-traffic receipts of \$10.22, and \$226.17 in clerk of court and miscellaneous receipts. There were 47 complaint calls, 9 traffic citations, 0 non-traffic citations, and no parking tickets. Lower traffic has constituted minimal traffic stops.

Mayor requested council to officially rescind Resolution 642-20 providing for the Declaration of the COVID- 19 Emergency since PA has moved forward to the Green Phase of reopening our county of Westmoreland.

MOTION by Matt Clever to rescind Resolution 642-20. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Mayor Gaudiello has started a bottled water drive for our local fire department.

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K-9 Report

The Mayor reported \$5,116.63 as balance in K-9 account. A K-9 report was attached. Training included narcotics, room searches, vehicle searches and locker searches. Smoke was imprinted on Narcotics, Heroin, Cocaine, and Marijuana. Training in Narcotics is scheduled to begin on May 12, 2020. A new mat was purchased for the K-9 vehicle. Smoke had his first vehicle stop on 6/3/2020 and gave a positive indication on the stop, and 11 grams of Marijuana were found and a stolen handgun. His training will continue with certifications and maintenance training on Tuesdays with a future training in Patrol to make Smoke a dual purpose Patrol K-9.

Chief Glick discussed high grass issues in the Borough. Particularly 413 S. Ligonier Street and 300 S. Ligonier Street neighbors complaining. Mayor Gaudiello stated she was taking notes on her resident concerns to assist with improving the process of the issues and discuss with Lee Miller the problem properties.

ZONING OFFICER'S REPORT

BIU reported for May 2020 three violation notices.

COMMITTEE REPORTS

Public Works – Adam Hebental reported

Buildings and Grounds- Approve quotes and work for maintenance of front of municipal building replacing canopy roof at door entrance, backside of pool roof, and storage shed at community park for maintenance. **MOTION** by Matt Clever to move forward with all three maintenance projects. Motion **SECONDED** by Al Checca. All member present voiced “aye” in favor of the motion. Motion passed.

Police- Grant Nicely – No report

Finance/Budget – No report

Zoning/UCC/Code – Advertise for internal Zoning and Code Enforcement.

Parks and Recreation – Community Pool (Adam)

2nd Ward Playground Park (Lori) Weeds were sprayed and pulled. Volunteer time re-stoned corner. Grass planted on S. Ligonier side where suggested by Laurel Nursery to assist with minimizing maintenance of weed growth. Still needs stones reset along sides, preen spread, and some myrtle planted. The goal for the community pool to open is at the end of June as long as we are in the green phase of COVID-19. **MOTION** by Al Checca to keep the outdoor community pool rates the same as last year. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Jim Ritenour to only do a daily admission for this year for the pool due to COVID-19. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed. **MOTION** by Al Checca to increase wages for pool employees as follows \$11.00 for manager, \$9.00 for assistant managers, and returning life guards a .10 cent raise. All members present voiced “aye” in favor of the motion. Motion passed.

Community Park Bathrooms (Adam)

Community Park Rentals – Update sheet for rentals adding a \$50 deposit to cost of pavilion rental. If the clean-up is taken care of with no issues, the renter will receive their \$50.

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PLANNING COMMISSION

No report

REPRESENTATIVES

DARCEE Car Show will be held on Sunday, August 2, 2020 tentatively. Next DARCEE meeting will be held on Wednesday, June 24, 2020 at 7pm. **MOTION** by Jim Ritenour to approve plans for DARCEE car show pending any changes of green status. Motion **SECONDED** Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.

COMMUNICATIONS

- Westmoreland County Borough’s Banquet canceled for 2020 due to Corona Pandemic.
- Westmoreland County Land Bank – High Street Property for Sale Hallie Chatfield asked if there may be any interest from a garden club of Derry to have a community garden. There was discussion of maintenance of that type of project. It was thought that we should try to outreach Hope for Homes or Habitat for Humanity to see if there may be interest with this property.

PUBLIC HEARING COMMENT SECTION

Refuse and Recycling Contract – Special meeting will be held on Monday, June 29, 2020 at AV Germano Hall 100 W. Second Street, Derry PA 15627

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1. Board and Commission terms expiring in the Borough:
 - a) Two (2) vacancies and (1) alternate vacancy for the Zoning Hearing Board
 2. **MOTION** by Matthew Clever to approve Pay Estimate #2 as Final Payment for the Derry community Park Bathroom Renovations – per final inspection completed by Gibson Thomas Engineering and Adam Hebenthal. Public Works. Motion **SECONDED** by Al Checca. All members present voiced “aye” in favor of the motion. Motion passed. Mr. Nicely stated that Justin Tresco will be making corrections to the pavilions based on communication by Gibson Thomas Engineering.
 3. Occupancy Permit Ordinance – Improvements (amendments need to be made to assist with better details of process and the Ordinance) of **MOTION** by Al Checca to request planning commission review of updating the ordinance. Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
 4. Porcelain Park – KU Resources Planning – Currently in the response to comments process for the planning phase and NPDES application for permit which should be completed by July 2020 due to COVID-19 there was an extension period.

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5. 2020 Paving Project – Gibson Thomas is preparing a cost estimate for council.
6. McGee Run Wall Collapse
7. Community Park Sign – **MOTION** by Jim Ritenour to move the Derry Community Park sign to Hannastown for better viewing purposes for traffic traveling along Rt. 217 per approval of property owner. Motion **SECONDED** by Jeremy Stein. Four members present voiced “aye” in favor of the motion. Al Checca opposed. Motion passed. Solicitor Lee Demosky will prepare an agreement for the property owner.
(Post meeting – After the review of Public Works Supervisor it was determined that the line of site was not allowing the sign to be completely visible in the location of the residence discussed above. A new location must be selected)

NEW BUSINESS

1. **MOTION** by Matthew Clever to approve Taylor M. Palmer as a part-time lawn maintenance public works employee for the 2020 season effective June 1, 2020. Motion **SECONDED** by Al Checca. . All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Al Checca to approve VFW – Installation Flag/Flagpole Veterans Memorial Bridge with the understanding they will install and maintain all aspects including the pole, flag, and light fixture. The electric will be tied in with one of our street lights on the bridge. Lee Demosky will be creating an agreement for council. Motion **SECONDED** by Jeremy Stein. All members present voiced “aye” in favor of the motion. Motion passed.
3. **MOTION** by Al Checca to advertise for a part-time Zoning and Code Enforcement for Derry Borough. Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
4. **MOTION** by Al Checca to approve truck purchase for public works Ford F250 including Plow, Light Bar, and 2-Way radio totaling \$33,938.97 with Liquid Fuel Funds. (Purchased from a Costars affiliated vendor) Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
5. **MOTION** by Al Checca to approve rates for park rentals \$150 for Derry Community Park which includes \$50 returnable deposit if proper clean-up is provided by the renter and \$50 fee for Mossback Park for the gazebo rental to cover expense of preparation and clean-up. Motion **SECONDED** by Matthew Clever. All members present voiced “aye” in favor of the motion. Motion passed.
6. Amend Burn Ordinance – Council discussed concerns the Mayor brought forth that there are a few months out of the year that have five weeks.

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Solicitor Demosky suggested that council could have language to include the yearly burn calendar as reference to the Ordinance. No motion was made to change the ordinance

Chief Glick brought to council the issue of fireworks in our community, due to the change in the state statute. Fireworks are to be set off at least 150 feet from any structure. Chief Glick explained that policing the use of fireworks is difficult to enforce and just wanted to make council aware of their struggles.

PAYMENT OF BILLS

MOTION by Al Checca to approve payment of bills totaling \$ 26,069.50 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 8:48 p.m. Motion **SECONDED** by Jim Ritenour. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary