

## **October 8, 2007**

Derry Borough Council met in regular session Monday, October 8, 2007 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Todd Krehlik presiding, Eric Tepper, Curtis Robbins, Kristine Snyder, and Allen Skopp. Steve Kozar and Chuck Adams were absent. Solicitor Rachel Riedel and Mayor Susan Bortz were present. Marie McCandless reporter of the Latrobe Bulletin was present.

**MOTION** by Curt Robbins to approve the minutes for regular meeting of September 17, 2007. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Kristine Snyder to approve the Treasurer’s report for September 30, 2007. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

### **RECOGNITION OF VISITORS**

1. Edward Schmitt – Gibson-Thomas Engineering – Twenty more sections of culvert still need to be completed. Water line relocation cost estimate will be given to council next month. Bill from the Municipal Authority was submitted into the project, which is included in the requisition for this meeting.

4<sup>th</sup> Ward Project should be starting soon. Answering President Krehliks question, Mr. Schmitt states that temporary paving will be utilized for 4<sup>th</sup> Ward project to get through winter.

2. Kathy Robbins -216 South Chestnut St., Derry- Reports that the planning commission will review the vacating of alley petition at their next meeting which is October 17, 2007.

### **ZONING OFFICER’S REPORT**

The Zoning Officer presented report for September 2007 including three permits including \$356.00 in receipts.

He received an inquiry regarding the sale of fireworks at Rite Aide. He did not find anything in our Ordinance regarding the sale of fireworks.

The Dwire Zoning Public Hearing is to be scheduled for next week.

### **MAYOR’S REPORT**

Mayor Susan Bortz presented the Mayor’s Report for September with receipts of \$1887.83, which included traffic receipts of \$1,285.75 and non-traffic receipts of \$162.12. There were 90 complaint calls, 49 traffic citations, and 8 non-traffic citations.

### **SOLICITOR REPORT**

Sol. Rachel Riedel reviewed the Hoffman’s Contract and in her opinion found violations of the contract. She will submit a letter of termination to them with the authority from council.

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**MOTION** by Curt Robbins was made to terminate Hoffman's Boarding Kennels Contract. Motion **SECONDED** by Kristine Snyder. All members present voiced "aye" in favor of the motion. Motion passed.

Chief Glick asked who his department can call for dog control. Curt Robbins suggested to contact the animal shelter to seek other options. President Krehlik mentioned there are situations with vicious animals and Chief Glick mentioned that Hoffman's writes the violations for dog law. President Krehlik asked for volunteers to find an alternative. Chief Glick said he would call some departments outside the county. Curt mentioned checking with Blairsville. President Krehlik instructed the Chief to utilize a service on an on call basis until an alternative is found.

### COMMITTEE REPORTS

Safety Committee - Eric Tepper reports there will be a Zoning Planning Committee meeting upcoming.

The Public Safety Committee met to discuss the safety equipment, no loss time accidents, equipment purchased with Grant received by Penn Prime. He asks that the community be aware of our Public Works Department while working on roads keeping them safe.

The end of October there will be another COG meeting to discuss Salt Bids and Winter Maintenance.

Allen Skopp and Kristine Snyder are planning a Derry Heritage Festival for Derry next June on the 7<sup>th</sup> and 8<sup>th</sup>. Setting up on the evening of June 6<sup>th</sup>. Times planned are for 9am-9pm on Saturday and 9am-7pm on Sunday. All proceeds will go for under privileged children to participate in outside school activities.

Public Safety - President Krehlik stated the Derry Borough Police Department received a \$10,000 grant from Congressman Murtha's office. They will be utilizing the money for new police vests, new digital camera, and taser cartridges.

### REPRESENTATIVE REPORTS

DABPA sent a letter requesting permission to hold the Halloween Parade at 3PM on October 27, 2007 with the DAHS Band leading the parade. **MOTION** made by Curt Robbins to permit the DABPA to hold the Halloween Parade downtown in Derry Borough encircling Mossback Park at 3PM on October 27, 2007. Motion **SECONDED** by Eric Tepper. All members present voiced "aye" in favor of the motion. Motion passed. **MOTION** by Eric Tepper to permit Trick or Treating in Derry Borough from 4pm-7pm on Saturday, October 27, 2007. Motion **SECONDED** by Kristine Snyder. All members present voiced "aye" in favor of the motion. Motion passed.

**MOTION** by Curt Robbins to contribute \$75 to the DABPA for the Halloween Parade Treat Bags. Motion **SECONDED** by Kristine Snyder. All members present voiced "aye" in favor of the motion. Motion passed.

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### COMMUNICATIONS

- DARB 2<sup>nd</sup> Ward Playground Committee will cancel the Halloween Bash due to lack of community participation and sale of tickets. There will be other fundraising events to take place of this event.
- A sample reflective street sign was sent to show council what was required by law by 2011.
- Secretary, Lori Latta thanked council for allowing her to attend the Penn Prime Risk Management Seminar in Penn State. She has an upcoming meeting scheduled with them on Wednesday, October 10, 2007 to discuss having a certified safety committee which would help with a discount for the Borough's Workers Compensation Insurance.

### UNFINISHED BUSINESS

1. Porcelain Park Clean-Up– Allen Skopp reports gates are wide open , windows are broken, condemned signs are not up at the site. Kids are still getting in and activity is taking place on site. There is a new dumpster on the property, which looks like someone is trying to haul out material again. The street department was to chain and lock the gates. The citations are to be written for Porcelain Park. The Zoning Officer is in the process of creating a violation letter for Marlboro Holdings. It is felt that this site is not in compliance with the KOZ regulations. Sol. Riedel will schedule a meeting with Bob Sieminkewicz to further discuss his violations and talk with Merle regarding the situation as well. The Borough's goal is not to own the property, it is to have the site cleaned up and decontaminated.

2. Abandoned Properties – Curt requested the Solicitor to please review our options. The County has resources that are available to us and council wants to make sure of the process. The Slaughterback House is supposed to be demolished by the owners, which was to be second on the list.

3. Recodification – Sutter and Associates will address the questions of the manuscript once the Zoning Ordinance is complete states Eric Tepper.

4. **MOTION** by Curt Robbins to advertise Ordinance #719 for Loitering. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Curt Robbins to approve waiver for Flood Insurance Protection from EMC Insurance. Motion **SECONDED** by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

6. The General Fund and Sewer Fund budgets will be reviewed during weekly meetings for Budget Review by the Budget and Administration Committee on the following Tuesdays, October 16<sup>th</sup>, 23<sup>rd</sup>, and 30<sup>th</sup> at the Borough office.

7. Occupancy Permits – Tabled. There are many discussions that need to take place to create a process for this Ordinance.

The meeting went to executive session at 8:15 for personnel matters.  
Executive session ended at 8:44.

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NEW BUSINESS

1. Motion made earlier in meeting for Halloween Parade and Trick or Treat schedule.

2. **MOTION** by Curt Robbins to approve membership for 12<sup>th</sup> Congressional Region Equipment Center Membership for 2008 - \$300. Motion SECONDED by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by Eric Tepper to approve Requisition No. 8 for Third Street Culvert Project in the amount of \$169,034.87. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

4. **MOTION** by Curt Robbins to approve change order #2 for Third Street Culvert Project increasing contract price \$8,122.50. Motion SECONDED by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

5. **MOTION** by Kristine Snyder to approve Resolution #473-07 Disbursement of \$13,717.03 for Pension State Aid to reimburse the General Fund for Uniform and Non-Uniform Pension 2007 MMO payments. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Curt Robbins to accept resignation of Dave Loughner, full-time patrolman effective October 1, 2007. Motion SECONDED by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

7. Approval of reimbursement of ½ expenses paid by Mayor Bortz to attend the Brownfield Conference in Harrisburg in the amount of \$282.00 died for lack of motion.

PAYMENT OF BILLS

**MOTION** by Kristine Snyder to pay bills for October 2007. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of motion. Motion passed.

ADJOURNMENT

**MOTION** by Eric Tepper to adjourn meeting at 8:54p.m. Motion SECONDED by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary