

November 12, 2007

Derry Borough Council met in regular session Monday, November 12, 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, Steve Kozar, Kristine Snyder, and Allen Skopp. Chuck Adams and Mayor Susan Bortz were absent. Solicitor Rachel Riedel was present. Marie McCandless reporter of the Latrobe Bulletin and Jared Stout from the Blairsville Dispatch were present.

President Krehlik mentioned that council went into executive session at worksession on Monday, November 5, 2007 at 7:03p.m. to 7:26p.m. for personnel reasons.

MOTION by Steve Kozar to approve the minutes for regular meeting of October 8, 2007. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Kristine Snyder to approve the Treasurer’s report for October 31, 2007. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

RECOGNITION OF VISITORS

1. Jim Clark – Requested a reason for the sewage rate increase. Curt Robbins and Edward Schmitt explained that the two projects ongoing were why the increase was needed to pay for the separation of lines and new lines to be installed. He also asked about cable competition such as Verizon offering cable to residents.

2. Edward Schmitt - Gibson-Thomas Engineering – He reviewed the requisition presented and discussed ongoing projects in summary. He assured the Borough that the contractors will be sensitive to road clean up during snow removal. 4th Ward project is in the beginning phase as well as the Pump Station.

ZONING OFFICER’S REPORT

Presented no report for October 2007

SOLICITOR REPORT

Sol. Rachel Riedel reviewed the Hoffman’s Contract further and her opinion has changed based on more information. There are two separate contracts for cats and dogs. The cat contract does not require a monthly fee. The Borough will continue to use Hoffmans throughout 2007. Randy is to review other options for 2008.

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MAYOR'S REPORT

Secretary presented the Mayors Report for October 2007 with receipts of \$2,825.80, which included traffic receipts of \$1175.42 and non-traffic receipts of \$737.27. There were 98 complaint calls, 46 traffic citations, and 8 non-traffic citations.

COMMITTEE REPORTS

Eric Tepper reports his attendance to the COG meeting. November 19th there will be an election of officers meeting held for the COG.

Mr. Tepper attended a wage tax board meeting as well which they discussed retirement of population and the impact of the wage taxes collected. The next meeting will be held on February 5th at 4p.m. at the Derry School District Administration Building.

Steve Kozar mentions the crosswalks at the 217 intersection seem to have a problem with synchronization. He is concerned that the lights and signs are not programmed properly and could create a safety issue for residents who are walking. President Krehlik mentioned that he would speak with Pat, Crew Leader of the public works department to investigate the problem.

Kristine Snyder mentions that residents complained that public works trucks and or police cars should not be parked in front of the garage door of the fire department in case of an emergency.

REPRESENTATIVE REPORTS

DABPA will be hosting a Christmas event at Mossback Park on Wednesday, December 12, 2007 at 6:30pm. Derry Area High School Band will have Sleigh rides with Santa available for donations, proceeds benefiting the high school band. There will be musical entertainment as well as refreshments available. **MOTION** by Curt Robbins to give \$100 to DABPA to benefit the event. Motion **SECONDED** by Kristine Snyder. All members present voiced "aye" in favor of the motion. Motion passed.

COMMUNICATIONS

- Railroad Days Committee sent a Thank You for the contribution towards the event. It was a successful day and they hope to make it a bigger event next year.
- DEP issued the Borough a letter approving the McGee Run Flood Protection Emergency Action Plan.
- Secretary had a meeting with a Penn Prime representative regarding a certified safety committee. Derry Borough would receive a 5% discount on our workers compensation policy if they develop a certified safety committee.
- A quote was received on the street name signs that are required to be posted by December of 2010. The cost is \$29.74 per sign and brackets are \$15.47. Approximately \$45 per sign.

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UNFINISHED BUSINESS

1. Porcelain Park Clean-Up– The condemned signs are still not up. Allen spoke with Merle Musick to discuss the sign posting so that the signs can not be removed. Rachel said she would discuss with Merle following day. Solicitor Riedel stated that April Kopas stated that the property owners are not in compliance with the KOZ regulations. DCED informed the county that the property owners were not in compliance with issues regarding the Department of Revenue as well. They will not be receiving their 2007 KOZ benefit unless all issues are resolved by February 5th. Derry Borough Tax Collector has no records of the property and will need to receive an assessment of the property to bill for such taxes for 2007 and 2008. Sol. Riedel confirmed this property is not a superfund site. It was recommended in 1985, but never put on a national priority list.

2. **MOTION** by Curt Robbins to advertise the General Fund Budget with a 3.5 mill increase. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

3. **MOTION** by Kristine Snyder to advertise the Sewer Fund Budget. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Curt Robbins to advertise tax increase of 3.5 mills. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

4. Police Contract Agreement – In review

5. Occupancy Permits - President Krehlik mentioned this will be looked into further after recodification.

6. **MOTION** by Curt Robbins to approve vacating of alleys on property lines of James & Stephanie Nace, Donald & Cheryl Reinard, and Frank Martin as listed on petition. Allen Skopp mentions that new mapping will be needed for the Borough residents involved and a reassessment of their properties should take place.

The meeting went to executive session at 7:59 for personnel reasons.

Executive session ended at 8:31.

NEW BUSINESS

1. **MOTION** by Eric Tepper to advertise the Tax Anticipation Loan. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

2. **MOTION** by Curt Robbins to approve Resolution 474-07 Allocation of excess interest for the PMRS Non-Uniform Pension Plan to be distributed as earned. Motion **SECONDED** by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

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3. **MOTION** by Eric Tepper approving Ordinance #719-07 Prohibiting Disorderly Conduct, Loitering and Prowling within the Borough of Derry. Motion **SECONDED** by Krisitine Snyder. Five members present voiced “aye” in favor of the motion. Curt Robbins is against motion. Motion passed.

4. Derry Station Pilot Program - Tabled.

5. **MOTION** by Curt Robbins to approve Fourth Ward Requisition #3 in the amount of \$53,906.89. Motion **SECONDED** by Kristine Snyder. All members present voiced “aye” in favor of the motion. Motion passed.

6. **MOTION** by Eric Tepper to approve Third Street Culvert Requisition #9 (including change order #3 for \$16,563.91) Total requisition in the amount of \$218,343.98. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

Allen Skopp discusses with council that Rt. 217 bridge repairs need to be reviewed next year for safety reasons. President Krehlik mentions that several years ago this issue had been reviewed by Norfolk Southern and State Representatives but at that time no funding was available.

PAYMENT OF BILLS

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

ADJOURNMENT

MOTION by Kristine Snyder to adjourn meeting at 8:40p.m. Motion **SECONDED** by Allen Skopp. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary