

## September 21, 2009

Derry Borough Council met in regular session Monday, September 21, 2009 at 7:00 P.M. in the Derry Station Community Room, 200 West Second Avenue, Derry, PA with the following members present: Allen Skopp presiding, Eric Tepper, Todd Krehlik, Curtis Robbins, Barry Smith, Kristine Snyder, and Chris Holnaider. Mayor Susan Bortz and Solicitor Rachel Riedel were present. Marie McCandless, Latrobe Bulletin and Jeff Himler, Dispatch Tribune Review were reporting.

**MOTION** by Barry Smith to approve the minutes for regular council meeting of August 10, 2009. Motion SECONDED by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Curt Robbins to approve the minutes for special council meeting of September 3, 2009. Motion SECONDED by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

**MOTION** by Barry Smith to approve the treasurer’s report for August 31, 2009. Motion SECONDED by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

### VISITORS

1. Rod White a subcontractor for Dawson Geophysical is requesting council to approve testing for natural gas wells in Derry Borough. Council is concerned about the benefit for borough residents. Most mineral rights are known to be owned by one individual, and how much inconvenience will residents endure with no benefit. Council would like to research the matter further. Another question from council was can this testing damage any water, sewage, and any utility lines?

Mr. White explained that his company is working on 42 square miles in our area. They are currently drilling in the township. Rex Energy has a large mineral lease hold in Westmoreland County within Dawson’s Geophysical testing project.

Allen Skopp explained that council needs more time to discuss and have the solicitor review.

### MAYOR’S REPORT

Mayor’s Report for August 2009 with receipts of \$1530.07 which included traffic receipts of \$867.13 and non-traffic receipts of \$366.59. There were 118 complaint calls, 43 traffic citations, and 4 non-traffic citations.

2. Ray Kist and Angel Wedow regarding their alley way intersecting South Chestnut Street.

**MOTION** by Curt Robbins to approve Resolution 495-09 approve vacation alley between parcels 06-01-14-0-164 owned by Timothy Wedow and 06-01-14-0-233 owned by Ray Kist. Motion SECONDED by Todd Krehlik. All members present voiced “aye” in favor of the motion. Motion passed.

## September 21, 2009

Mayor Bortz requested borrowing an 8ft ladder from the public works department for the Art Show in the Battaglia building for railroad days. Barry Smith, Chairman of the Street Department will make the request with Pat Byers.

Another issue she wanted to discuss is on the corner of West Third Street and Utopia Street there are many children skate boarding and she is concerned about their safety. She wondered if they could block the street off a certain time in the day allowing them to use the street.

**MOTION** by Eric Tepper to advertise adding two stop signs at the intersection of Utopia and West 3<sup>rd</sup> Street. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

### ZONING OFFICER’S REPORT

Bob Sieminkewicz reported \$124.70 in zoning fees were collected for August 2009 including 3 permits for construction of a garage, deck, and fence. He reported the Keeling Avenue issue court date has been postponed to October 6, 2009.

Bob requested a purchase of a printer/fax/scanner machine to use for zoning at the cost of \$150.

### REPRESENTATIVE’S REPORT

Eric Tepper reported a meeting is to be held with the Blairsville/Indiana COG on September 28, 2009 at 10A.M.

Public Works Barry Smith reported that the public works will be working on some overgrown lawns prior to colder weather and they should begin working on the upstairs office in the municipal building in the next few weeks.

Secretary The next Westmoreland County Borough’s Association meeting will be held on Thursday, September 24, 2009 at the Barn on Donohoe Road behind Donohoe Center at 7p.m. They will have a speaker from PSAB meeting.

### COMMUNICATIONS

- Brian McDowell submitted a letter for the civil service vacancy.
- Alfred Young submitted a letter for the planning commission vacancy.
- Westmoreland County has revised their county Hazard Mitigation Plan and is requesting municipalities to review the plan and adopt it by resolution. Steve Kozar is to receive the new plan and bring to the Borough office and copy the Mayor so I can forward to council for approval by Resolution.
- The first county TCC meeting for County Collections of Earned Income Tax is to be held on October 21, 2009 at 7:00p.m.

The art mural is almost complete at Mastrocco’s, and the Mayor would like to present checks to the student artists who participated with acknowledgement of their talent at the next work session in October.

Council President Allen Skopp addressed an email received from Chuck DeRito regarding the safety of the train tracks and pedestrian crossing.

## September 21, 2009

### UNFINISHED BUSINESS

1. Porcelain Park – Bob Sieminkewicz is going to send a violation letter out to Marlboro Holdings regarding property.
2. Recodification – General Code is processing.
3. Housing Redevelopment -Tabled
4. Ordinance Officer/Temporary Enforcement – Positions were advertised.
5. Approve Ordinance #729 Amending Grass, Weeds and Certain Other Vegetation Prohibited as Nuisances and Constituting a Fire Hazard Under Certain Conditions – Advertised for next months meeting.
6. **MOTION** by Curt Robbins to appoint Brian McDowell to the civil service commission term expiring December 31, 2010. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.
7. Planning Commission Vacancy – To be re-advertised.
8. **MOTION** by Curt Robbins to approve Resolution 494-09 vacating paper alley between parcels 06-01-10-01-338 and 06-01-10-01-340 owned by Lee and Betty Handy. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

### NEW BUSINESS

1. **MOTION** by Curt Robbins to establish copy fees at .25 cents per page for the Derry Borough office and a fax fee of \$2.00 for the first page and .25 cents per additional pages. Motion **SECONDED** by Barry Smith. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Curt Robbins to approve Resolution 493-09 appointing one voting delegate being Eric Tepper and one alternate Lori L. Latta to be their Tax Collection Committee (TCC) representatives required by Act 32. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
3. **MOTION** by Eric Tepper to approve Westmoreland County Transit Agreement for 2009-2010 with a local share assessment of \$600. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
4. Kist and Wedow alley vacate request approved earlier in the meeting.
5. **MOTION** by Chris Holnaider to approve Railroad Days Parade Route for Saturday, September 26, 2009 at 10a.m. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.
6. **MOTION** by Barry Smith to approve Year 2010 Minimum Municipal Obligations for Uniformed and Non-Uniformed Pension Plans. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.
7. Local Union No. 1451 1<sup>st</sup> negotiating meeting will be scheduled first full week of October on 7<sup>th</sup>-9<sup>th</sup>.
8. **MOTION** by Chris Holnaider to advertise Ordinance or Resolution if necessary to place no parking signs and/or painting curb line yellow on North Chestnut Street from Rt. 217 to West Second Street. Motion **SECONDED** by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

**September 21, 2009**

PAYMENT OF BILLS

**MOTION** by Curt Robbins to pay the bills. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

ADJOURNMENT

**MOTION** by Kristine Melville to adjourn at 8:42 p.m. Motion **SECONDED** by Chris Holnaider. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta  
Secretary