

FEBRUARY 9, 2009

Derry Borough Council met in regular session Monday, February 9, 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, Curtis Robbins, Todd Krehlik, Kristine Snyder, Chris Holnaider, and Barry Smith. Mayor Susan Bortz and Solicitor Rachel Riedel were present. Marie McCandless of the Latrobe Bulletin was reporting.

MOTION by Barry Smith to approve the minutes for regular council meeting of January 12, 2009. Motion **SECONDED** by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

MOTION by Curt Robbins to approve the minutes for the special meeting held February 2, 2009. Motion **SECONDED** by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.

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

VISITORS

1. Ed Schmitt, Gibson Thomas Engineer – Reports on 4th Ward & Storm Sewer Projects They are reviewing the culvert on the higher end searching for the water sources creating the overflow. Piping in the area by the treatment plant a line was found to be restricted and will be replaced. They also found a broken line in the Ukranian Club’s Parking lot. There will be some revisions made for the project.

The Third Street project has some cracking on the paving which they are going to seal and then watch closely to see if the contractor will need to replace.

The West 2nd Avenue culvert will be bid for next months meeting.

2. Jim Clark – Concerned about the burn ordinance and wanted to know more about why our recycling bins have been removed. The secretary explained the recycling programs have been eliminated due to the economy with hopes it will be reinstated in the future. Council President and Todd Krehlik explained council can’t include paper and cardboard in the burn ordinance due to DEP regulations.

SOLICITOR’S REPORT

Sol. Riedel is still waiting for response from Marlboro Holdings regarding a plan of clean up. She will contact Jim Meade this week to see if a response has been received.

MAYOR’S REPORT

Mayor’s Report for January 2009 with receipts of \$2,487.46 which included traffic receipts of \$1,939.49 and non-traffic receipts of \$0. There were 102 complaint calls, 30 traffic citations, and 4 non-traffic citations.

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- Susan discussed the possibility of an art mural supplied by grant funding on Mastrococco's building with Bob Sieminkewicz the Zoning Officer. He explained some of the current zoning applicable to her idea.
- Mr. Richardson has his property for sale that was discussed in the previous meeting. He has recently reduced the price of sale of such real estate. He has sold some of the property to an adjoining property owner. The Mayor will be in further contact with Jack Brown regarding the possibilities of developing this land.

In discussing the possibilities of Mr. Richardson's development with the county program, an error on the new Zoning Map regarding zoning of an area by the old ICI property that Bob Sieminkewicz has reported was specifically discussed in the planning meetings of such Ordinance. It will need changed in the future, however, council agreed it would be best to wait and see if any other changes are needed upcoming and include all in one amendment for any changes needed.

COMMITTEE REPORTS

Eric Tepper reports the Wage Tax Board meeting was held on 2-3-09 and Eric was elected president of the board. EIT Tax Collections will be taken over by the county in 2012.

A discussion took place regarding the property concerns on the corner on E. 2nd Avenue and S. Chestnut Street. Allen requested that the secretary contact Merle and request the building to be condemned.

Barry Smith reports that salt was replenished for upcoming snows.

ZONING OFFICER'S REPORT

Bob Sieminkewicz. submitted a report to council for January 2009 with two zoning permits issued for demolition and an addition totaling the amount of \$72.40.

REPRESENTATIVE REPORTS

DABPA next meeting will be held Tuesday, February 10, 2009 at Pizza Barn at 6p.m.

COMMUNICATIONS

- Westmoreland County Boroughs Association Banquet will be held on April 24, 2009 at Youngwood Fire Hall. Enrollment forms have been distributed in council and mayor's mail.
- The Borough received a letter from Westmoreland County Planning and Development to notify us that the Brown Way Culvert replacement will not be funded due to top priorities and decrease in estimated funding available.
- Two of the public works employees would like to attend the Flood Protection Workshop March 17, 18, and 19th sponsored by DEP. The Borough will only have to pay for wages and travel expenses.

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UNFINISHED BUSINESS

1. Porcelain Park – Tabled.
2. Ordinance #724 Establishing the Licensing and Inspection of all rental units – Tabled
3. Recodification - Tabled
4. **MOTION** by Curt Robbins to approve Chuck DeNunzio as the Vacancy Board Chairman for 2009. Motion SECONDED by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed
5. **MOTION** by Kristine Snyder to approve Ordinance #728 Waste Roll Off Permits w/bond. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed
6. **MOTION** by Curt Robbins to approve Ordinance #726 Planning Commission Appointments. Motion SECONDED by Barry Smith. Six (6) members present voiced “aye” in favor of the motion. Kristine Melville abstained from the vote. Motion passed.
7. **MOTION** by Curt Robbins to approve Ordinance #727 Open Burning Regulations. Motion SECONDED by Todd Krehlik. Six (6) members present voiced “aye” in favor of the motion. Kristine Melville opposed. Motion passed.

NEW BUSINESS

1. **MOTION** by Barry Smith to approve Requisition #18 for the 4th Ward Project in the amount of \$51,760.55. Motion SECONDED by Eric Tepper. All members present voiced “aye” in favor of the motion. Motion passed.
2. **MOTION** by Barry Smith to approve Requisition #21 for the Third St. Culvert Project (Storm Sewer Separation Project) in the amount of \$9,701.35. Motion SECONDED by Curt Robbins. All members present voiced “aye” in favor of the motion. Motion passed.

PAYMENT OF BILLS

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

ADJOURNMENT

MOTION by Eric Tepper to adjourn at 8:00 p.m. Motion SECONDED by Kristine Melville. All members present voiced “aye” in favor of the motion. Motion passed.

Respectfully submitted,

Lori L. Latta
Secretary