

DERRY TOWNSHIP MID-MONTH MEETING

The Derry Township Board of Supervisors held its Mid-Month Meeting, Monday, January 16, 2023 at 5:30 p.m., Municipal Building, 73 Reserve Lane, Lewistown.

Present:	Chairman	Ronald E. Napikoski, Jr.
	Vice-Chairman	Don Warntz, II
	Supervisor	John T. Sipe
	Manager	Kelly J. Shutes
	Solicitor	Timothy Searer
	Park Manager	Josh Garver

R. Napikoski called the meeting to order at 5:30 p.m.

J. Sipe made a motion to approve the Minutes of the Monday, January 3, 2023 Re-organizational Meeting. R. Napikoski stepped from the Chair and seconded the motion. Motion carried 3 - 0.

SOLICITOR:

Atty. Searer noted that the meeting with Jason Ufema and Lucas Parkes, concerning building permit violations at Shy Bear Brewing went well. He informed the Board that Brandon O'Connor, Tucker/Arensberg and the attorney representing Bureau Veritas, attended via teleconference. In addition to Atty. Searer, Kristin Fultz and Eric Klingler, of Bureau Veritas, attended in person. Atty. Searer felt that all parties left with a clear understanding of what the next steps are to bring the Shy Bear Brewing facility into compliance to the UCC Code.

Atty. Searer had a draft Tolling Agreement prepared in the case that the Richard Royer property off US Hwy 522 N needed more time to address zoning violations on that lot. Representatives from DEP, Chris Dobson, Zoning Officer and Don Warntz attended a meeting last week on the Royer site, concerning flood zone violations on Mr. Royer's properties. The DEP made a determination that Mr. Royer will need to remove all buildings and fill that he has placed in the existing floodway. Mr. Dobson advised Mr. Royer that if wishes to keep the "hoop" building he would need to move it out of the flood plane and perform compaction testing of the filled area as required by the UCC Code. He would also need to ask for a variance, since moving the building would place it outside the allowed setbacks. Mr. Royer indicated that he prefers to remove the building and fill rather than go to the expense of keeping the building on the same lot. DEP will follow up on the situation.

VISITORS:

Lucas Parkes, representing the Juniata Valley Group, submitted a letter asking for a one hundred eighty-day (180) extension of time to seek approval of their land development plan for Pleasant Acres West-16th Addition. J. Sipe made a motion to grant a 180-day extension of time for plan review, so long as the SALDO is re-submitted to the Mifflin Co. and Derry Township Planning Commissions for review prior to Supervisors approval. D. Warntz seconded the motion. Motion carried 3 - 0.

PARK MANAGER REPORT:

Josh Garver, Park Manager presented a brief report on the Kish Park projects. He continues work on the waterline at the Slow Pitch field. It is now connected to the main and will be completed after the ground dries later in the Spring. The sewer line to the maintenance shed restroom was repaired. The Stone Arch restroom pipes need replaced or cleaned out. Penelec showed up to advise how to get the new pavilion connected to electricity utilizing the old "At Bat" connection. The pavilion should be completed not later than March of this year. Josh has been working with Alan Wrye on options for the retaining walls at the pond. They are working on finalizing cost estimates on either a wood or concrete

block retaining wall. The contractor was given instructions on how to complete the pond outlet. They will be asked to wait to complete the project, so the pond only has to be dredged once.

PUBLIC COMMENT:

Dan Firth, Oak Ridge Road, South Hills, asked the Board to do stormwater work on his street. He reported that there is ice build-up at the end of his and his neighbors' driveways because it does not drain from the street properly. The Township Manager said that she and the Roadmaster were made aware of this problem and others on the street. The Roadmaster and she will develop a stormwater maintenance plan and try to seek grant funding to complete this project.

OLD BUSINESS: none

NEW BUSINESS:

D. Warntz made a motion to approve the Park Use Application for the MCRPD National Night Out to be held August 1, 2023, pending receipt of a Certificate of Insurance. J. Sipe seconded the motion. Motion carried 3 - 0.

J. Sipe made a motion to adopt Resolution 2023-6, providing for supplemental appropriations to the 2023 Budget to reimburse Derry Township for payroll costs for the period of January 1, 2022 through December 31, 2022 in the amount of \$384,511.12 with funds received from the American Rescue Plan in 2022. D. Warntz seconded the motion. Roll Call Vote: R. Napikoski, aye, D. Warntz, aye and J. Sipe, aye. Motion carried 3 - 0.

J. Sipe made a motion to approve the CDBG Bills:

A to Z Builders	Housing Rehab-25% payment	Inv # 1092023-G-25	12,400.00
A to Z Builders	Housing Rehab-40% payment	Inv # 1092023-O-40	13,400.00
A to Z Builders	Housing Rehab-10% payment	Inv # 1092023-O-10	3,350.00
Buchart Horn	D. T. Senior Ctr. Improvements	Inv # 118914	1,304.00

D. Warntz seconded the motion. Motion carried 3 - 0.

J. Sipe made a motion to approve the bills for December as presented. D. Warntz seconded the motion. Motion carried 3 - 0.

R. Napikoski made a motion to call for an executive session to discuss personnel issues at 6 p.m. D. Warntz seconded the motion. Motion carried 3 - 0.

The Board ended the executive session and adjourned the meeting at 6:20 p.m. on a motion by J. Sipe and seconded by D. Warntz.

DERRY TOWNSHIP BOARD OF SUPERVISORS


Kelly J. Shutes
Township Manager