

DERRY TOWNSHIP MID-MONTH MEETING

The Derry Township Board of Supervisors held its Mid-Month Meeting, Monday, February 20, 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
	Zoning Officer	Chris Dobson
	Engineer	Karl Shellenberger

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

J. Sipe made a motion to approve the Minutes of the Monday, February 6, 2023 Regular Township Meeting. D. Warntz seconded the motion. Motion carried 3 - 0.

BID OPENING:

Road Materials: Bids were received from Glenn O. Hawbaker, Inc. and Woodland Equipment & Supply Co.

Pipe: Bids were received from Chemung Supply Corp.

Fuel Oil/Gasoline: Bids were received from Snedeker Energy and Nittany Energy.

D. Warntz made a motion to table a decision on the bids for road material, pipe and fuel oil and gasoline pending review by the Township Manager and Roadmaster. J. Sipe seconded the motion. Motion carried 3 -0.

SOLICITOR: No new comments.

VISITORS:

Courtney Musser, PHN Charitable Foundation, asked for permission to place a "Little Free Library" at Kish Park. The library is a small box similar to a birdhouse that is open to the public for children to borrow and return books. J. Sipe made a motion to give permission to place the Library Box at Kish Park. D. Warntz seconded the motion. Motion carried 3 - 0.

Vance Varner, MCSD Superintendent, Tom White, Director of Maintenance and Todd Smith, ELA Group, presented information on the recently approved Multi-Sports Facility at the MCHS. The School Board approved starting the design and bid process. The project has an estimated pre-bid estimate of \$15,050,000. This does not include engineering and design fees. Todd Smith, ELA Group, gave a brief description of the proposed construction and renovation of existing fields. The new football stadium will hold 3,500 occupants. The plan also proposes to add an additional 150 parking spaces at the facility. Mr. Varner assured the Township Supervisors that no other fields will be in use while the Football Stadium is in use to alleviate traffic and parking problems during games. He stated that there may be practices going on at some of the other facilities. He added that a Land Development plan will be submitted in April 2023. The tentative dates for construction start is January 2024 with completion anticipated in October 2024. He said that grant funds for the project must be expended by the end of 2024 and all construction completed.

PARK MANAGER REPORT:

Josh Garver, Park Manager presented a brief report on the Kish Park projects. He said that the new pavilion has been built and is awaiting pouring of the concrete floor. The electricity has been run to the pavilion. Josh said that work continues at the pond. The contractor wanted to keep moving on his work, so he dredged the pond again at his own expense. However, while doing excavation for the new spillway, a large spring was found and began re-filling the pond. We are now awaiting the advice of a Geotechnical Engineer on how to fill the spring to continue work. Josh had concerns that ProLawn will not construct the spill way as it was before. Karl will make sure that it is done per plan.

PUBLIC COMMENT:

Chief French reported that MCRPD has started a hiring process for a new officer. There were 11 respondents but only one has tested.

An executive session was called at 5:45 p.m. on a motion by D. Warntz and seconded by J. Sipe to discuss legal issues surrounding zoning permit violations at the Shy Bear Brewing Restaurant. Executive session ended at 6:30 p.m. on a motion by D. Warntz and seconded by J. Sipe. Motion carried 3 - 0. Meeting re-convened at 6:30 p.m.

J. Sipe made a motion to add "approval to send a letter to Shy Bear Brewing/Jason Ufema regarding the zoning permit violations at the facility" to the Agenda. D. Warntz seconded the motion. Motion carried 3 - 0.

J. Sipe made a motion to direct the Township Solicitor to prepare a letter outlining the various non-compliance and violations of the Derry Township Zoning Ordinance that have occurred at the Shy Bear Brewing facility owned by Jason and Lance Ufema and noting that he must come into compliance or citations will be served. D. Warntz seconded the motion. Motion carried 3 - 0.

OLD BUSINESS:

D. Warntz made a motion to authorize the Chairman to execute the Excess Maintenance Agreement with Penn Lumber Co. for logging operations for bonding of Old Park Road and Alexander Lane in Derry Township and accept a Letter of Credit in the amount of \$16,250.00 as security. J. Sipe seconded the motion. Motion carried 3 - 0.

NEW BUSINESS:

J. Sipe made a motion to acknowledge receipt of a proposal for modification to the Derry Township Agricultural Security Area submitted by Harry G. D. Fultz and Melissa K. Fultz of 75 Gentle Hills Lane. D. Warntz seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve the Park Use Application for the Mifflin Co. High School Ecology Class Stream Study on May 4, 2023 noting that the fees will be waived. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve signing of the DEP Sewage Facilities Planning Module & Checklist for the Pleasant Acres West - 16th Addition Land Development. J. Sipe seconded the motion. Motion carried 3 - 0.

J. Sipe made a motion to adopt Resolution 2023-7, for Plan Revision to the "Official Sewage Facilities Plan" of Derry Township for New Land Development submitted by Juniata Valley Group for

the Pleasant Acres West-16th Addition. D. Warntz seconded the motion. Roll Call Vote: R. Napikoski, aye, D. Warntz, aye and J. Sipe, aye. Motion carried 3 - 0.

D. Warntz made a motion to authorize R. Napikoski and J. Sipe to sign the signature cards for the Mifflin Co. Elected Officials Checking Account. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to donate 8 Mini Golf passes to the National Night Out Event to be held at Kish Park. J. Sipe seconded the motion. Motion carried 3 - 0.

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

The meeting was adjourned at 6:40 p.m. on a motion by J. Sipe and seconded by D. Warntz.

DERRY TOWNSHIP BOARD OF SUPERVISORS


Kelly J. Shutes
Township Manager