

DERRY TOWNSHIP MID-MONTH MEETING

The Derry Township Board of Supervisors held its Mid-Month Meeting, Monday, April 17, 2023 at 5:30 p.m., Municipal Building, 73 Reserve Lane, Lewistown.

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| 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, April 3, 2023 Regular Township Meeting. D. Warntz seconded the motion. Motion carried 3 - 0.

SOLICITOR:

Atty. Searer noted that the Decision from the Ufema UCC Appeal Hearing was distributed today. The decision gave Mr. Ufema/Shy Bear Brewing sixty days from approval of the Bureau Veritas building permits to complete the work necessary to bring his building into compliance with the UCC Code. The also gave Shy Bear Brewing approval to keep the covered patio addition open for business as long three conditions are met: “(1) it submits a floor plan to Bureau Veritas showing the seating arrangements for the Covered Patio to be used in conjunction with the existing restaurant and bar, and (2) the Covered Patio space shall be subject to the same 99 person occupancy limit currently applicable to the restaurant and brewery; and (3) Bureau Veritas issues written approval of the floor plan. The right to occupy and use the Covered Patio area shall terminate 60 days after the Bureau Veritas’ comments are issued, or earlier than that if Bureau Veritas determines at any time that the Appellant is violating the 99-person occupancy limit of the combined restaurant/brewery/Covered Patio space.” The Township Zoning Officer has the zoning permits ready to issue after he gets direction from Atty. O’Connor on how to handle the issuance of a zoning permit prior to land development being approved.

Atty. Searer is working with Zoning and the Township Manager to get a timeline on a list of Notices of Violation and Citations that have been served on the Cody Hunter property on Greenwood Ave.

VISITORS:

William Wright, Wright Surveying, submitted the Lonnie Griffith Subdivision Plan for approval. The majority of the subdivision will occur in the Borough of Lewistown. A very small part of the parcel is in Derry Township. Approvals from Derry Sewer and the Municipal Authority have been received. J. Sipe made a motion to approve the L. Griffith Subdivision Plan. 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. There has finally been some progress on the Pond Project. Josh will be meeting with Scott Russell and John Segursky of Buchar Horn on site to get direction on some outstanding questions the contractor has. Josh is doubtful the project will be completed prior to the May 1st deadline. The Board asked that the Township and ProLawn, LLC. will come to an amicable agreement so no penalties are charged to either party prior to completion. Atty. Searer will look at the contract.

Josh also reported that the Mifflin Co. Conservation District has grant funds that can be used to do plantings on the bank at Kish Park along Electric Ave. This will reduce the need for mowing on the steep bank. They will also look at the dike wall and do some planting there as well.

He reported that the new pavilion is completed. He is getting estimates on paving the parking area, will be connecting the electricity soon and the water has already been turned on. It should be ready to open in June.

PUBLIC COMMENT: None

OLD BUSINESS:

The Burnham Bulldogs Football League submitted a lease for approval. D. Warntz made a motion to execute the new lease. J. Sipe seconded the motion. Motion carried 3 - 0. The Board asked that the Burnham Bulldogs submit a letter to the Township that says they approve the use of the football field by the Mifflin County Tomahawks.

The property at 545 Woodland Ave., Tax Map # 16 ,20-0623--, 000 is currently in the Repository for Unsold Properties. This is a property that the Township has been considering demolishing along with the other half of the house owned by another party. Both have been posted as unsafe structures. J. Sipe made a motion to place a bid on the property in the amount of \$501.00. D. Warntz seconded the motion. Motion carried 3 - 0. J. Sipe made a motion to table the application to Mifflin County for demolition out of the Act 152 funds until the owner of the other half of the property can be contacted.

NEW BUSINESS:

A request was made for a new flagpole at the Derry Township Senior Center by Carol Merchlinski. The Board directed the Township Manager to have a new flag and pole installed in the spring after the renovations to the Senior Center building are completed.

J. Sipe made a motion to add the review of bank reconciliations to the agenda. D. Warntz seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion made a motion to accept the bank reconciliations as presented. J. Sipe seconded the motion. Motion carried 3 - 0.

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

D. Warntz made a motion to approve the CDBG bills as follows:

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|---------------------------|--|----------------|-------------|
| NuVisions Center | CV Funds Fair Share-NuVision Sr Net | Inv # 04062023 | \$ 1,023.69 |
| A to Z Builders | Housing Rehab-Pay # 3-LNG | Inv # 04052023 | \$19,840.00 |
| Mifflin Co. Commissioners | 1 st Qtr Salary Reimbursement | 03312023 | \$ 5,666.22 |
| Buchart Horn | Derry Twp Senior Ctr-Engineering | 119972 | \$ 81.50 |

J. Sipe seconded the motion. Motion carried 3 - 0.

The meeting was adjourned at 6:00 p.m. on a motion by J. Sipe and seconded by D. Warntz.

DERRY TOWNSHIP BOARD OF SUPERVISORS

Kelly J. Shutes
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Township Manager