

DERRY TOWNSHIP MID-MONTH MEETING

The Derry Township Board of Supervisors held its Mid-Month Meeting, Monday, August 16, 2021, at 5:30 p.m., Municipal Building, 73 Reserve Lane, Lewistown.

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

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

J. Sipe made a motion to approve the Minutes of the Monday, August 2, 2021, Regular Meeting. D. Warntz seconded the motion. Motion carried 3 - 0.

SOLICITOR:

Atty. Searer submitted his August 16, 2021 report. He reported that Kate has finished drafting the developer's agreement as well as the stormwater agreement for the Mifflin Co. High School Solar Panel Project. He noted that the developer's agreement will include wording that allows the developer to pay as Township legal and engineering bills are incurred as opposed to the traditional developer's deposit. The agreements will be distributed to the Mifflin Co. School District and the McClure Co. for signatures along with a request for the necessary copies of the Land Development plans for recording.

Atty. Searer also reported that an engineer has notified the Township Zoning Officer that he will be preparing the necessary plans for review for the additional structures and uses that have been added to the Shy Bear Brewery business without the proper permitting. Their engineer asked for an extension of time to October 1, 2021 to get the documents prepared and submitted, to bring the business into compliance with the zoning and building codes. A letter was sent to Jason Ufema, the property manager outlining the expectations and the township's intent to take legal action if these items are not completed by October 1, 2021.

The Blossom Hill easement is being drafted so the stormwater work can be started.

Brad Remig, PFM Financial attended the meeting via teleconference. Discussion was held on the timing of the Bond refinance. Brad said he spoke with C & N Bank regarding the settlement date, and they are willing to hold the rate they proposed until the Township's regular meeting on September 7 to avoid scheduling a special Township meeting for closing. The proper advertisements and DCED approval must be completed to issue the new bond.

The Ninth Ave. Deed of Dedication has been drawn up. The Township Manager will contact the nine property owners to sign for easements. After that a Resolution will be needed to accept the alley.

VISITORS: None present

PUBLIC COMMENT: No comments

OLD BUSINESS:

A punch list has been made of items to be completed in Blossom Hill before the Township takes ownership of the streets. A suggestion for "No Parking" on one side of streets, televising of sewer lines to make sure they are still in good condition, conveyance of the necessary stormwater easements and addressing Mr. Lynn Mitchell's letter of complaint regarding stormwater issues in front of his property should be added to the list that was provided by the Township Engineer.

The Board favorably reviewed the Kish Park Riparian Buffer signage that will be placed at the park.

NEW BUSINESS:

J. Sipe made a motion to authorize the Township Manager to execute the renewal of the Geisinger Funding Alternative Healthcare Plan for 2021-2022. D. Warntz seconded the motion. Motion carried 3 - 0.

J. Sipe made a motion to authorize the Township Manager to execute the renewal of the HRA and FSA renewals continuing in the same amounts for 2021-2022. D. Warntz seconded the motion. Motion carried 3 - 0.

Discussion was held regarding a stormwater issue complaint by Kelli Brownsberger, 210 Clover Ave., Yeagertown. Ms. Brownsberger contends that her basement sustained water damage due to how the recent paving project on her street was done. She stated that she has never had water in her basement until after the street was paved this past spring. She has asked the Township to pay for damages to her finished basement. The Roadmaster and Township Engineer have both looked at the situation and do not see any new problems caused by the paving. They both said that the rain event that occurred when her basement was flooded was an unusually heavy rain in a short period of time. The Roadmaster did add some curbing and built up the end of her driveway to help divert stormwater. The matter will be referred to the Township insurance carrier.

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

Lewistown Sentinel	Bid Notice/E. Walnut St.	Inv # 702	\$389.52
--------------------	--------------------------	-----------	----------

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

D. Warntz made a motion to approve the July bills. J. Sipe seconded the motion. Motion carried 3 - 0.

There being no further business D. Warntz made a motion to adjourn at 5:55 p.m.

DERRY TOWNSHIP BOARD OF SUPERVISORS

Kelly J Shutes
Kelly J Shutes
Township Manager

DERRY TOWNSHIP REGULAR MONTHLY MEETING

The Derry Township Board of Supervisors held its Regular Monthly Meeting, Tuesday, September 7, 2021, at 5:30 p.m., Township Municipal Building, 73 Reserve Lane, Lewistown.

Present:	Chairman	Ronald E. Napikoski, Jr.
	Vice-Chairman	Donald E. Warntz, II
	Supervisor	John T. Sipe
	Manager	Kelly J. Shutes
	Roadmaster	Justin T. Allen
	Attorney	Timothy Searer

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

J. Sipe made a motion to approve the Minutes of the Monday, August 16, 2021, Mid-Month Township Meeting. D. Warntz seconded the motion. Motion carried 3 - 0.

SOLICITOR:

Atty. Searer submitted his September 7th report.

He reported that he spoke with Kish Bank's Attorney McMinn regarding the Derry Heights Escrow Fund. They asked to hold up on closing out the fund because they are currently marketing the remainder of the property.

A lien was filed in the amount of \$9,100 on the properties at 613 & 615 Woodland Ave. that were demolished as unsafe structures.

D. Warntz made a motion to adopt Ordinance 2021-2 to authorize issue of General Obligation Note 2021 in the principal amount of \$1,519,000.00 at a fixed rate of interest of 1.50% for a term of ten years to be used to refinance prior General Obligation Note 2018. J. Sipe seconded the motion. Roll Call Vote: R. Napikoski, aye, D. Warntz, aye and J. Sipe, aye. Motion carried 3 - 0.

ROAD REPORT:

The Roadmaster gave his report for the month of August. He reported that he was finally able to get pipe to complete a stormwater pipe repair in Yeagertown. The Road Crew has been working to make sure storm drains were kept open during the recent Tropical Storm Ida. He said there was very little damage throughout the Township because of the storm that had about five inches of rainfall. He said that he checked storm drains along Electric Ave. after the Township received a complaint from John Short who lives at 215 Electric Ave. He had contacted Jon Zimmerman about a problem with excessive stormwater running from Electric Ave. onto his property. PennDOT referred the problem to the Township because they said that the stormwater was coming from various businesses along the street. Justin checked the area during the heavy rains of the Tropical Storm and found none of the drains to be clogged and everything to be operating properly.

VISITORS:

Chastity Fultz, CDBG office, presented information regarding the NuVisions Fair Share project to aid visually impaired and senior citizens with education on social media, telehealth uses and many other technical skills involving computers and the internet. She stated that the entire project cost will be \$11,381.00 and Derry Township's portion would be \$1,786.82. The Supervisors said they will support the project. Chastity reported that the second CDBG Public Hearing will be held on September 20, 2021 during the Township Meeting. There are COVID-19 funds that need to be used. Chastity also reported that due to an error in the recent re-bid of the E. Walnut St. Paving Project on PennBid, the bid documents listed that a 100% bond amount is required instead of the correct required amount of 10% of project costs for the bond amount. The Township and County legal counsel agree that the project should be re-bid and the current bids rejected.

Vance Varner, interim Superintendent MCSD, Tome White, Director of Buildings and Grounds, and Kevin O'Donell, Chief Academic Officer, MCSD were present to open discussion for potential upgrades to athletic facilities. Mr. Varner assured the Board that no funds have been procured for any upgrades yet, but the School District has been approached about possible fund-raising to help pay for the upgrades. He mentioned the possibility of constructing facilities for football, la crosse, field hockey and soccer. The fields potentially would be in the area of the track currently in front of the High School and also at the old Highland Elementary School site. Chairman Napikoski stressed the importance of engaging the residents in the area of any proposed changes as well as being cognizant of any parking issues that would be created by new construction. Mr. Varner said that the Board of Supervisors would be invited to the table during discussions about facility improvements.

R. Fitzgerald attended the meeting to voice concerns regarding the newly approved stormwater plan at Blossom Hill. He said there was a misunderstanding about his wishes regarding stormwater work on his property. He does not have any issues with a drain being placed at the rear of his property as long as it is located outside of his fence. The Township Engineer will reach out the Matt Harlow, ELA Group to make him aware of the changes that Mr. Fitzgerald has requested. The plan will need to be revised and recorded when finalized.

PUBLIC COMMENT: None

OLD BUSINESS:

J. Sipe made a motion to reject all bids received for the CDBG-East Walnut St. Extd. Paving Project due to a typographical error in the bid documents and requesting that the project is re-bid in the appropriate manner. D. Warntz seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to accept the Bureau Veritas Fee Schedule setting forth additional fees to be assessed, with approval from the Municipality, at the rate of \$75/hour for processing building permit applications for projects that have been started and/or completed prior to the issuance of a UCC Building Permit. J. Sipe seconded the motion. Motion carried 3 - 0.

Karl Shellenberger, Township Engineer, discussed the punch list items to be completed prior to the release of Performance Bonds and any remaining developer's deposits, and turnover

of the streets to the Township. The list was approved. The parking concerns will be addressed after the Township takes ownership of the streets.

NEW BUSINESS:

J. Sipe made a motion to approve the proposal from Fultz Construction in the amount of \$750 to clean up the properties at 545 & 547 Woodland Ave. D. Warntz seconded the motion. Motion carried 3 - 0. If the properties are eligible for demolition by the Township in the future the clean up costs will be added to a lien.

A request by Harry Stine for "No Parking" signs on Stine Drive was denied at this time. The Roadmaster said that he has not had problems with plowing the street. If it becomes an issue, he will let us know.

Cora Romig, 1968 Glenwood Ave., called to complain that people are parking along Maplewood Ave. and walking to the Dollar General store instead of using the designated parking lot. The Roadmaster will check the area and Mrs. Romig will be asked to notify us when parking is taking place.

A request from the U.S. Board on Geographic Names to approve naming a 1.1-mile-long unnamed tributary to Kish Creek that runs from Derry Township to Burnham Boro. They wish to rename it Creighton Run, which is reflected in an old map of Standard Steel and shows ownership by that name in the area around 1863. The Mifflin Co. GIS office researched the request. They recommended approving as it affords the chance for preserving history of the stream and adds ecological and geographical benefits for monitoring the stream. The County Commissioners also support the name. J. Sipe made a motion to approve the proposed name of "Creighton Run" of the unnamed tributary. D. Warntz seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to permit the American Cancer Society to place memorial luminarias along the walking trail at Kish Park. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve the Park Use Application submitted by Shelter Services, Inc. of Lewistown to hold a fundraiser for the shelter and to raise awareness of homelessness. The event will be held from October 22, 2021 to October 23, 2021.

The Zoning Report for August was presented.

FYI

The 2020 Census results reflected a 1.7% decrease in population from the last census, from 7,339 to 7,212.

The Mifflin Co. Elected Officials Convention will be held on August 14, 2021 at 5:15 p.m. at the Granville United Methodist Education Building.

D. Warntz made a motion to approve consideration of the items on the Addendum to the September 7, 2021 Agenda. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve the CDBG bill, Invoice # 159069 from the Lewistown Sentinel in the amount of \$476.64 for advertisement of the East Walnut St. Extd. Project. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to go into executive session at 6:35 p.m. to discuss personnel matters. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to end the executive session and to adjourn the meeting at 6:50 p.m. Motion seconded by J. Sipe. Motion carried 3 - 0.

DERRY TOWNSHIP BOARD OF SUPERVISORS


Kelly J. Shutes,
Township Manager