

DERRY TOWNSHIP REGULAR MONTHLY MEETING

The Derry Township Board of Supervisors held its Regular Monthly Meeting, Monday, October 4, 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, September 20, 2021, Conditional Use Hearing and the September 20, 2021, Mid-Month Township Meeting. D. Warntz seconded the motion. Motion carried 3 - 0.

SOLICITOR:

Atty. Searer submitted his October 4th report.

He reported that the tentative closing date for the loan refinance for General Obligation Note of 2021 will be on October 7, 2021.

ROAD REPORT:

The Roadmaster gave his report for the month of September. Justin said that the road dept. has been doing storm cleanup from the storms, including Tropical Storm Ida, that occurred this month. He will try to begin the Ninth Ave. project time and weather permitting.

VISITORS:

Mr. Fitzgerald, Cambridge Lane, Blossom Hill Development, attended the meeting to voice his concerns regarding the stalemate between Berks Homes, the developer, and Derry Township. He requested help from the Township to get the stormwater system completed as he continues to have large pooling of stormwater on his property. The Board explained that if Berks would not comply with the last plans that were submitted and agreed upon verbally, including an addition of a drain at the bottom of Mr. Fitzgerald's property, the Township could require Berks to comply with the original recorded stormwater plan. It was noted that this approach would be very disruptive to the homes already built and very costly. D. Warntz made a motion to direct the Solicitor to prepare a letter to Berks Homes that makes clear the Township Engineer's position on the matter. J. Sipe seconded the motion. Motion carried 3 - 0.

Jason Ufema, Shy Bear Brewing, was present to request a two-week extension to come into compliance with current zoning and building code violations at his business. Attorney Searer did make note that Mr. Ufema must comply not only with the Derry Township Zoning Ordinance but also with the current UCC requirements. J. Sipe made a motion to grant a two-week extension to Mr. Ufema for time to bring his business, Shy Bear Brewing into compliance with all Zoning and UCC requirements. D. Warntz seconded the motion. Motion carried 3 - 0.

Kim and David Rowe, 42 S. Main St., Yeagertown, attended the meeting to ask the Township to not require them to move or tear down the privacy fence that they erected around their property and swimming pool. Although the Rowe's did obtain a zoning permit and are in compliance with the zoning ordinance, the fence is now causing a sight distance problem for motorists pulling out from the alley and onto First Street. Possible solutions were discussed, including moving the fence back and building it at an angle on the corner to improve sight distance, making the alley One-Way so motorists would no longer be able to enter First Street from the alley or to install a traffic mirror. The Board asked the Manager to get the Township Engineer's opinion on the matter.

PUBLIC COMMENT: None

OLD BUSINESS:

Bids for the CDBG/E. Walnut St. Paving Project were received as follows:

JFS Inc.	HRI, Inc.	Glenn O Hawbaker, Inc.
\$43,384.45	\$48,775.00	\$49,925.00

D. Warntz made a motion to award the E. Walnut St. CDBG Project to JFS, Inc. in the amount of \$43,384.45 at the recommendation of the Township Engineer. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to accept Change Order # 1 on the Kish Park Security Camera Electrical Requirements Project decreasing the contract sum by \$439.92 reducing the total contract price to \$9,445.08. J. Sipe seconded the motion. Motion carried 3 - 0. The change order was made because the conduit used on the project, although up to code, was not the type in the bid specifications resulting in a lower price for the item.

The Mifflin Co. Soccer League has indicated they still wish to have a new chain link fence installed along Ferguson Valley Road to replace the old, damaged fence. The Township will find out if the County may have funds available for such a project. The estimated cost is \$22,000.00.

The Board suggested to reach out to the municipalities in Mifflin County to find out if there is any interest in re-convening the Mifflin County COG for the purpose of establishing a UCC Appeals Board. Derry Township does not presently have any members serving on its Appeals Board.

NEW BUSINESS:

D. Warntz made a motion to approve a Park Use Application submitted by the MCHS Ecology Club to use the Park to conduct various ecology lessons throughout the park on October 12, 2021, pending receipt of a Certificate of Insurance. The Board agreed to waive the fees but does require a Certificate of Insurance. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve a Park Use Application submitted by Breanna Bodtorf, a student at Penn College, to do an Oral Cancer Awareness Walk-a-Thon on October 30, 2021, pending receipt of a current Certificate of Insurance and documentation showing who the benefactor of the fundraiser will be. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to approve a Park Use Application submitted by Darla Ricker, for the Shining Lights through the Darkness event at Kish Park between 12/4/21 to 1/7/21, pending receipt of a Certificate of Insurance. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to donate \$100 requested by Home Nursing Agency in 2022. J. Sipe seconded the motion. Motion carried 3 - 0.

D. Warntz made a motion to increase the Township credit card limits held by the Zoning Officer and the Clerk from \$300 to \$1000, citing increased postage costs. J. Sipe seconded the motion. Motion carried 3 - 0.

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

Lewistown Sentinel	3 rd Bid Notice/E. Walnut St.	Inv # 159398	505.68
--------------------	------------------------------------------	--------------	--------

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

No zoning report was submitted.

FYI

The 2021 State Pension Aid was received in the amount of \$37,259.88.

The Estimated Liquid Fuels allocation for 2022 will be \$277,994.52, decreased from 2021 due to lower census count and COVID-19 factors.

J. Sipe made a motion to adjourn the meeting at 6:15 p.m. D. Warntz seconded the motion. Motion carried 3 - 0.

DERRY TOWNSHIP BOARD OF SUPERVISORS

Kelly J. Shutes
Township Manager