

MEETING MINUTES
BOARD OF SUPERVISORS, TOWNSHIP OF DERRY
Tuesday, August 27, 2013
600 Clearwater Road, Hershey, Pennsylvania 17033

REGULAR MEETING

CALL TO ORDER

The August 27, 2013 Township of Derry Board of Supervisors meeting was called to order at 7:05 p.m. by Chairman E. Christopher Abruzzo.

ROLL CALL

Supervisors Present

E. Christopher Abruzzo, Chairman
Sandy A. Ballard
Kelly C. Fedeli, Vice-Chairman
John Foley, Jr.
Marc A. Moyer, Secretary

Also Present

Matt Bonanno, HRG, Township Engineer
Barbara S. Ellis, Director of Hershey Public Library
Charles W. Emerick, Director of Community Development
Jill E. Henry, Assistant Township Manager
Cheryl L. Lontz, Manager of Payroll & Employee Benefits
Matthew J. Mandia, Director of Parks & Recreation
James N. Negley, Township Manager/Township Treasurer
Patrick O'Rourke, Chief of Police
Robert Piccolo, Assistant Director of Public Works
Jon A. Yost, Township Solicitor
Brenda Van Deursen, Recorder

Public Present: Elvira Ebling, James D. George, Justin Engle, Ken Scardino (Deer Run HOA), Dale H., Ed Uravic, Brian Kreider, Craig Smith, Charleton Zimmerman, Sue Stough, Gary G., Brian Shiflett, Rich Gamble

Chairman Abruzzo advised that all public meetings are recorded for providing accurate minutes.

Chairman Abruzzo announced that the Board of Supervisors met in executive session to discuss land, legal, and personnel issues.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one came forward.

APPROVAL OF MINUTES

Chairman Abruzzo called for a motion to approve the Minutes of the August 12, 2013, Board of Supervisors Meeting. Supervisor Foley made a motion to approve the Minutes as written. Vice-Chairman Fedeli seconded. *The motion carried, 5-Yes 0-No.*

NEW BUSINESS

A1 Presentation by members of a group attempting to form a Downtown Organization.

Ed Uravic, 333 Cedar Avenue and Justin Engle, 430 East Derry Road - Mr. Uravic and Mr. Engle represent the Downtown Hershey Association, a new group of citizen volunteers who want to support government and private efforts to revitalize downtown Hershey. There are 22 stakeholders that include seniors, residents, two members of the Board of Supervisors, two members of the ICDA, business owners, the Hershey Partnership, the Historical Society, churches, the Hershey Entities, a member of the Township Planning Commission, non-profits and economic development professionals. They want to make the downtown an area that people can walk, ride, and bike to and around downtown and to ensure pedestrian safety. They want a streetscape that includes wider sidewalks, benches, bike lanes and racks, bus shelters, shade trees, attractive building facades, public art, and other amenities while being consistent with the Comprehensive Plan.

To facilitate their work, the ICDA has tentatively agreed to allow the Downtown Organization to use their existing non-profit, tax exempt Community Action and Development Corporation as the administrative mechanism for their governance and fundraising. They will seek advice from private sector, third-party community planning consultants to help provide direction through a Request for Information. It is important to note that the creation of a "Chocolate Avenue Organization" and "Downtown Revitalization Plan" are recommended in the current Derry Township Comprehensive Plan of 1991. They look forward to working with the Board.

Mr. Engle thanked the Board for the opportunity to present what the Downtown Organization is doing, but also to get the Board's support for proceeding with the ICDA and the shell entity already in place. Chairman Abruzzo said they are in support of this and if they need assistance to let the Board know. He asked Mr. Engle and Mr. Uravic to extend their thanks to all the volunteers.

B1-21 The Sketch Plan for Stover Farmhouse, Plat No. 1235.

Charles W. Emerick, Director of Community Development – Mr. Doug Gelder from RGS & Associates is present to address this item. Chairman Abruzzo said the Board has reviewed the information over the past week and has come to the conclusion that it is premature to make a decision. There is information that the Board needs to have to make a decision and would like that information presented to the Planning Commission and/or Mr. Emerick.

Motion: A motion made by Vice-Chairman Fedeli and seconded by Supervisor Moyer to table agenda item B1-21, the Sketch Plan for Stover Farmhouse, Plat No. 1235, is hereby approved.

Motion carried, 5-Yes 0-No.

C1-5 Approval of Ordinance No. 640, adopting a schedule for attorney fees and costs to be added to the amount collected as part of Municipal claims for failure to pay fines, costs, and/or expenses incurred by the Township for enforcing violations of Township Codes or Ordinances.

Jon A. Yost, Township Solicitor - Solicitor Yost said in order for the Township to collect the attorney fees for filing liens against individual property owners that are not willing to pay for the cost of the services they receive or failing to comply with codes, then the Township will need to adopt an ordinance. This ordinance establishes a schedule for various stages of the process of collecting.

Motion: A motion made by Supervisor Ballard and seconded by Supervisor Foley that Ordinance No. 640, an Ordinance of the Township of Derry, adopting a schedule for attorney fees and costs to be added to the amount collected as part of the Municipal claims for failure to pay fines, costs, and/or expenses incurred by the Township for enforcing violations of Township Codes or Ordinances, is hereby adopted and approved. ***Motion carried, 5-Yes 0-No.***

D1-2 Approval of Resolution No. 1370, a request by the People Movers New Van Replacement Project for the Township to support and/or submit on behalf of the People Movers requesting funding from the Local Gaming Share revenues.

James N. Negley, Township Manager/Township Treasurer - At the last meeting, the Board heard the People Movers' presentation asking for the Board's support and/or submission on their behalf for a new van. This resolution provides a legal document that can be attached to the gaming application. This is the Township's number two priority behind the Fire Department's request for funds for payment of their fire apparatus.

Motion: A motion made by Supervisor Foley and seconded by Supervisor Ballard that Resolution No. 1370, a request by the People Movers' New Van Replacement Project for the Township to support and/or submit on behalf of the People Movers and establishing this request as the Township's Number Two Priority for funding from the Local Gaming Share Revenues, is hereby approved. ***Motion carried, 5-Yes 0-No.***

E1-2 Approval of Resolution No. 1371, a request by the Hershey Derry Township Historical Society for the Township to support and/or submit on behalf of the Hershey Derry Township Historical Society for their First Floor Museum Renovation Project requesting funding from the Local Gaming Share Revenues.

James N. Negley, Township Manager/Township Treasurer – At the last meeting, the Board also heard a presentation from the Derry Township Historical Society to support and submit on their behalf a gaming application for their first floor renovation project. The Board agreed to submit and support this project.

Motion: A motion made by Vice-Chairman Fedeli and seconded by Supervisor Foley that Resolution No. 1371, a request by the Hershey Derry Township Historical Society for the Township to support and/or submit on behalf of the Hershey Derry Township Historical Society

for their First Floor Museum Renovation Project and establishing this request as the Township's Number Three Priority for funding from the Local Gaming Share Revenues, is hereby approved.
Motion carried, 5-Yes 0-No.

F1 Recognition of Mr. and Mrs. Joe Judge – Chairman Abruzzo, on behalf of the Board of Supervisors, recognized Mr. and Mrs. Judge for their diligence in writing a report on their assessment of the Township's taxes. The report was well done and very professional. The report will be posted on the website and will be made available to anyone who wants to see it. Chairman Abruzzo thanked them for their work and the many hours they spent. He presented Mr. Judge with a Certificate of Appreciation, a small token of the Township's gratitude. Mr. Judge humbly accepted the Township's award.

CORRESPONDENCE – No correspondence to report

BOARD/COMMITTEE INFORMATION – No information to report.

REPORTS

Patrick O'Rourke, Chief of Police – Chief O'Rourke stated that school started yesterday and asked that the motorists slow down and beware of the crosswalks. Chairman Abruzzo expressed concern about a bus stop by the Methodist Church on Fishburn Road where children are standing on the shoulder of the road and it does not appear to be a safe place. Chief O'Rourke said he will contact the school's transportation director tomorrow for a safe location.

Robert Piccolo, Assistant Director of Public Works – Mr. Piccolo reported they are finishing up their paving and crosswalk projects. They will continue to Memorial Field to do the alley that runs by the field. The company is supposed to microsurface Fiddler's Elbow Road tomorrow. The residents in that area were notified that they will still be able to get in and out of their properties.

Barbara Ellis, Hershey Public Library – Mrs. Ellis reported the Friend's Book Sale brought in \$54,500. The Library Board updated and edited the Child Safety Policy: The age for an unattended child in the library must be 12 and over. If they are under the age of 12, they need to have a parent or guardian or someone appointed by a parent/guardian that is 14 years old or older. This is being publicized at the library and they are also sending flyers to the schools to assure the information gets out. For their 100 Campaign, they received 100 pints of blood as of last Monday, but actually have 105 pints total to-date and still have 4 months to go. Fall programming and registrations are opened. Mrs. Ellis shared that she was elected to the Pennsylvania Library Association Board of Directors for a Directorship at Large for a three-year term.

Cheryl L. Lontz, Manager of Payroll & Employee Benefits – Mrs. Lontz reported the budget files went out to the departments requesting them back the beginning of September. She is hoping to meet with the Board in October and pass the budget in November.

Matthew J. Mandia, Director of Parks and Recreation – Mr. Mandia reported that the indoor pool regrouting and diving board replacement project is completed. There is still some work to do on the deck. He thanked the Board for their continued support in upgrading their facilities.

Matt Bonanno, Township Engineer – Mr. Bonanno reported:

- Hillcrest area – Most of the curb and sidewalks have been restored and there is a base paving down.
- Mill St in front of Staples – A lot of the curb and sidewalk is installed due mainly to them bringing in another subcontractor to do this work.
- One crew started on the wall at Peach Street next to Hockersville Road.
- The main crew is still on Cherry Drive installing storm sewer heading towards 322.

Chuck Emerick, Director of Community Development – Mr. Emerick reported last night they had a community gathering to look at a recorded Webinar from Ed McMahan, a planner from the Midwest. The Webinar talked about how to rejuvenate and regenerate cities. There were about 22 people in attendance.

Supervisor Ballard said they talked about the need to move forward with finishing up the comprehensive plan and updating and revising our zoning ordinances in accordance with the community vision and the comprehensive plan. Mr. Emerick is working on getting an RFP out. Mr. Emerick said the draft RFP is written and should be ready for release by the next meeting.

James Negley, Township Manager – Manager Negley reported the Auditor General’s Office will be here next week to do our police and non-police pension audits.

APPROVAL OF ACCOUNTS PAYABLE (\$522,862.18) AND PAYROLL (\$339,985.53).

Motion: Supervisor Foley moved to approve accounts payable in the amount of \$522,862.18 and payroll in the amount of \$339,985.53. Supervisor Ballard seconded. ***The motion carried, 5-Yes 0-No.***

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Joe Judge, 257 East Granada – Mr. Judge thanked Jim Negley and Chuck Emerick for answering his many questions in order to prepare his report.

ADJOURNMENT

Vice-Chairman Fedeli moved to adjourn the meeting at 7:40 p.m. Supervisor Ballard seconded. ***The motion carried, 5-Yes 0-No.***

SUBMITTED BY:

Marc A. Moyer
Township Secretary

Brenda Van Deursen
Recording Secretary