

**TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING**

Tuesday, July 8, 2014
600 Clearwater Road, Hershey, Pennsylvania 17033

CALL TO ORDER

The July 8, 2014 Township of Derry Board of Supervisors meeting was called to order at 7:05 p.m. by John Foley, Jr., Chairman.

ROLL CALL

Supervisors Present:

Sandy A. Ballard
Justin C. Engle, Secretary
John W. Foley, Jr., Chairman
Marc A. Moyer, Vice-Chairman
Matthew A. Weir

Also Present:

Matt Bonanno, HRG Engineer
Thomas R. Clark, Director of Public Works
Barbara Ellis, Director of Hershey Public Library
Charles W. Emerick, Director of Community Development
Jill E. Henry, Assistant Township Manager
Matt J. Mandia, Director of Parks and Recreation
James N. Negley, Township Manager/Township Treasurer
Terry M. Weinhold, Manager of Accounts Payable & Receivable
Lt. Garth Warner, Police Department
Jon A. Yost, Township Solicitor
Brenda Van Deursen, Recorder

Public Present: Kathleen Rudisill, Elvira Ebling, Carol Gisselquist, Amy Clemson, Anne Newman, Amy Allen, GS Troop 11040, Richard Suminski, Scott Stein, Ryan Zimmerman

Press: Charles Huth, The Sun

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

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

IN REMEMBRANCE OF RICHARD ZIMMERMAN

Chairman Foley shared that Richard Zimmerman, past president and chairman of the Hershey Foods, passed away on June 29. He asked for a moment of silence to remember Mr. Zimmerman and his family.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Richard Suminski, 764 Pine Tree Road – Mr. Suminski provided the Board with a handout regarding a proposal to extend the bike path to Gelder Park. He will pledge \$5,000 of his own money

and \$5,000 from his company, T-Connectivity in Middletown. He understands there is an issue with Middletown Road safety. His company recently put sensors in the road for a company crossing at the company campus. If someone is crossing the roadway, the sensors will flash as will the signs.

Supervisor Engle asked Mr. Suminski what he would propose on Middletown Road. Mr. Suminski suggested adding sensors in the road like he has at his company. Supervisor Engle asked if his road compares at all in terms of counts and speed to Middletown Road. Mr. Suminski said it is a straight road and people go very fast.

Supervisor Engle asked who would do the study. Mr. Mandia said we would have to refer to PennDOT for approval since it is a state road.

Supervisor Ballard asked if there is a cost to the Township to have a study done from PennDOT. Manager Negley said he didn't think it would cost anything. He will have Mr. Mandia meet with the police and have the police determine if it a study can be done. Manager Negley said he believes it will be difficult to get a path across the highway that is not at an intersection.

Mr. Mandia referred to Waltonville Road. They had an onsite visit with PennDOT and talked about the various options that might be available. They basically make a determination of whether they will approve it or not. If they would, they would let us know what we need to do.

Vice-Chairman Moyer said another option would be to cross at an existing traffic light. Mr. Mandia said they have been waiting for the 52-acre property to be developed. If that happened, he would anticipate that we would work with that developer to continue the bike path up on the same side of Middletown Road.

Mr. Suminski mentioned the abandon road and said it is a nice piece of property and could be made into a fire lane. He also mentioned the Conewago Trail crossing at 743, a busy road and no crosswalk.

Supervisor Engle thanked Mr. Suminski for his very generous offer.

Mr. Suminski reported an issue with the bike bath at Shank Park. Two places are badly eroded and he is fearful it is a safety hazard for small kids on bikes. Those two spots have collapsed before and should be fixed before they collapse again and cost the Township more money.

Mr. Suminski distributed a copy of a letter to the Board. He has communicated with the police department and the supervisors about Derry Township police. The letter will be published in The Sun this week. He wrote this letter reluctantly, but he feels very strongly about it. He has two issues. One is he questions the traffic safety enforcement of Derry Township as a priority focus and he asked the Board to consider that. Secondly, there is a legal issue how juveniles are being cited in this town. The police need to comply with the law also. If there is an extended problem, then we need to fix it.

APPROVAL OF MINUTES

Chairman Foley called for a motion to approve the Minutes of the June 24, 2014 Public Hearing. Supervisor Ballard requested a change to page 5 under Carl Ortenzio's comments, second sentence should read: Mr. Heigel said "under the schematic shown" it will remain green open space and they will be dedicating it so it will remain such and reforest some of those areas. Supervisor Engle made a motion to approve the Minutes with the correction. Supervisor Ballard seconded. ***The motion carried, 5-yes 0-no***

Chairman Foley called for a motion to approve the Minutes of the June 24, 2014 Board of Supervisors meeting. Supervisor Ballard made a motion to approve the Minutes as written. Supervisor Weir seconded. *The motion carried, 5-yes 0-no*

NEW BUSINESS

Presentation by Girl Scout Daisy Troop 11040 "Between Earth and Sky" Journey Project

The Daisy Scouts presented to the Board what they learned about riparian buffers. Their display board was titled, "Gotta creek, don't mow, let it grow." After they complete Daisies they will move on to Brownies.

Employee Performance Awards

Richard Rudisill, Hershey Volunteer Fire Company – Mr. Rudisill was named "firefighter of the year." He passed away in August 2013. He was nominated in the past for this award, but declined it as he felt there were others that were more deserving. Mr. Rudisill was a 45 year veteran of the HVFC and a master planner who kept the department running smooth. He was a constant fixture who would take the back road and allow somebody else to shine.

Rebecca Kessler, Police Department – Officer Kessler is in her 15th year with the police department. She is currently in the community service section. Officer Rebecca Kessler was commended for her initiative in running drug take back initiatives over the past three years and for organizing the local National Night Out. She does foot patrols at the school and knows each child by name and they know her.

David Ceresini, Public Works - Mr. Ceresini is a mechanic in the department. He is very proactive in getting things done and is a real asset to the equipment service division. Chairman Foley presented Mr. Ceresini with a certificate of appreciation.

Amy Clemson, Parks and Recreation – Ms. Clemson was recognized as employee of the year. She was hired in 1997 and has worked at the front desk at the Rec Center since that time. Her work ethic, personality, and customer service skills are outstanding. Chairman Foley presented Ms. Clemson with a certificate of appreciation.

Heather Mahraj, Library – Ms. Mahraj is a library assistant in the electronic resources and reference section. In the four short years that she has been at the library she has shown tremendous skill and ability to learn. She is an unparalleled team player and takes on the challenges. Chairman Foley presented Ms. Mahraj with a certificate of appreciation.

Chairman Foley and the Board recognized the following for their years of service and dedication to the Township:

5 Years of Service

Thomas Smith, Parks and Recreation
Zachary Jackson, Parks and Recreation
Danielle Brandt, Parks and Recreation
Ashley Kienzle, Police Department
Rebecca Sweigart, Parks and Recreation

10 Years of Service

Kevin Smith, Public Works

15 Years of Service

Matthew Dotts, Police Department
Tom Pavone, Police Department
Mary Ellen Fry, Parks and Recreation

20 Years of Service

Michael Brazell, Public Works
Steven Kienzle, Public Works
David Rosensteel, Parks and Recreation
Matthew Mandia, Parks and Recreation
Steven Beard, Police Department
Timothy Keister, Police Department

35 Years of Service

Gary Wagner, Public Works

RETIREMENT RECOGNITION OF DARYL EISENHOUR, PUBLIC WORKS DEPARTMENT

Chairman Foley and Tom Clark presented Mr. Eisenhower with a plaque in recognition of his retirement. Mr. Eisenhower gave 38 years of hard work and dedication to Derry Township.

A1-3 Consideration of the release of the maintenance security provided for the Preliminary/Final Subdivision and Land Development Plan for the Hershey Center for Applied Research, Plat No. 1091

Motion: A motion made Supervisor Engle and seconded by Supervisor Ballard that the Board of Supervisors authorizes the release of PNC Bank Letter of Credit No. 18118490-00-000 in the amount of \$80,715.00, provided as maintenance security for the Preliminary/Final Subdivision and Land Development Plan for the Hershey Center for Applied Research, Plat No. 1091, is hereby approved. *The motion carried, 5-yes 0-no.*

B1-6 Permission to hold a small fireworks display at 1250 Shopes Church Road on July 12, 2014.

James Negley, Township Manager/Secretary – Mr. Ryan Zimmerman requested permission to hold a small 15 minute fire work display at his residence on July 12. He took out the required insurance policy in the amount of \$1 million dollars naming Derry Township as an additional insured.

Ryan Zimmerman – Mr. Zimmerman shared that he spoke to Mr. Stein from the Hershey Volunteer Fire Company regarding an adequate water source on his property and the necessary insurance. If there are high/extreme winds, the fireworks display will not occur.

Manager Negley added that there is a pond on Mr. Zimmerman's property consisting of 1/3 to 1/2 acre. The display will occur either to the right or left of the pond.

Supervisor Foley asked about the height of the fireworks and if Mr. Zimmerman had ever done this before. Mr. Zimmerman said he was not sure of the height, but he has done a few displays before. Supervisor Engle commented that Mr. Zimmerman is a man of good character.

Motion: A motion made by Supervisor Engle and seconded by Supervisor Ballard that Ryan Zimmerman, 1250 Shopes Church Road, Township of Derry, is authorized to display fireworks on July 12th at his residence at approximately 9:00 PM, is hereby approved. *The motion carried, 5-yes 0-no.*

C1-4 Authorization to advertise an ordinance amending the code of the Township of Derry (Ordinance No. 553) Chapter 210, Section 210-38. Parking prohibited at all times in certain locations by establishing parking restrictions on the first block of East Caracas Avenue at various intersections as listed in the attached ordinance.

Lt Garth Warner – A complaint was received about parking vehicles along the first block of E. Caracas Avenue and sight distance issues created by these vehicles. A traffic study was done and determined to restrict parking to the west side of the intersection to give enough stopping distance. This should not greatly impact parking on East Caracas, maybe 10-12 parking spots.

Motion: A motion made by Vice-Chairman Moyer and seconded by Supervisor Weir that the authorization to advertise an ordinance amending the code of the Township of Derry (Ordinance No. 553) Chapter 210, Section 210-38. Parking prohibited at all times in certain locations by establishing parking restrictions on the first block of East Caracas Avenue at various intersections as listed in the attached ordinance, is hereby approved. *The motion carried, 5-yes 0-no.*

CORRESPONDENCE/BOARD/COMMITTEE INFORMATION

Supervisor Ballard shared that she received a letter from the Vista School thanking the Public Works Department for delivering mulch to various areas of their campus.

Chairman Foley referred to the public hearing on June 24 regarding the Sand Hill Road property. It was to be brought before the Board in July for consideration. There is additional information to review; therefore, it will be before the Board at the August 12 meeting.

The Recyclebank made a presentation at the June 24, 2014 meeting. At that time, the Board requested additional information. The information was just recently received and this item will be placed on the agenda for the August 12th meeting.

REPORTS

Barbara Ellis, Director of Public Library – The Friends of the Library has started a presale for their book sale in August.

Matt Mandia, Director of Parks and Recreation – This Friday will be the second of the three drive-in movies with a rain date for Saturday. The selected movie is *Frozen*.

Charles W. Emerick, Director of Community Development – **Charles W. Emerick, Director of Community Development** – Mr. Emerick reported on the stormwater reporting project. We contracted with HRG for a GIS mapping system to log our stormwater basins. The base mapping is complete. The next step is to compile the locations of stormwater basins. To do so, the mapping was broken down into four quadrants. So far, within the first studied quadrant, from Middletown Road over to Walton Spring Hills he has determined there are 42 stormwater basins located in 18 developments. Once all quadrants are mapped, he will need to compile historic data on the specifics of each basin; ownership, maintenance rights, easements, size, and the like. He offered the following as an indication of what time may be necessary to complete this portion of the project. Last week, he and

two Supervisors met with some of the residents to discuss stormwater issues. This led to the visual inspection of a stormwater basin of the Walton Spring Hills development. To compile historic data on this one basin in Walton Spring Hills took 6 to 8 hours, although this particular one was very convoluted. He estimated that compiling historic data for each of the individual basins in this quadrant could take 11 weeks if 8 hours per week is dedicated to the effort. The next step then would be to perform field inspections of each of the facilities. He estimated that will likely take 10.5 weeks if 8 hours per week is dedicated to the effort.

Jill E. Henry, Assistant Township Manager – An employee wellness kick-off meeting will be held on Friday. The kick-off will include a presentation on nutrition, and healthy snacks.

APPROVAL OF ACCOUNTS PAYABLE (\$284,954.12) AND PAYROLL (\$338,911.77).

Supervisor Ballard moved to approve accounts payable in the amount of \$284,954.12 and payroll in the amount of \$338,911.77 Supervisor Engle seconded. *The motion carried, 5-yes 0-no.*

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Anne Newman - 531 Elm Avenue - After hearing the presentation by Recyclebank. Ms. Newman said she is concerned about the cost and urged the Board to make sure there weren't going to be charges passed on to the customers. She was on Recyclebank's website to look at their privacy policy. They have a six page privacy policy and a 14 page membership policy. If you become a member, as an individual you have an opportunity to get benefits by logging onto other marketing sites. She encouraged the Board to look at the website before making a decision.

ADJOURNMENT

Supervisor Ballard moved to adjourn the meeting at 8:00 PM. Chairman Foley seconded. *The motion carried, 5-yes 0-no.*

SUBMITTED BY:

Justin C. Engle
Township Secretary

Brenda Van Deursen
Recording Secretary