

**TOWNSHIP OF DERRY  
BOARD OF SUPERVISORS MEETING**

Tuesday, June 10, 2014  
600 Clearwater Road, Hershey, Pennsylvania 17033

**CALL TO ORDER**

The June 10, 2014 Township of Derry Board of Supervisors meeting was called to order at 7:10 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  
Bob DiLello, Fire Company  
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  
Patrick O'Rourke, Chief of Police  
Terry M. Weinhold, Manager of Accounts Payable & Receivable  
Jon A. Yost, Township Solicitor  
Brenda Van Deursen, Recorder

***Public Present:*** Elvira Ebling, Rich Gamble, Jason Umberger   ***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 issues.***

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

**Chief Jason Umberger, Swatara Township** – Chief Umberger recognized four Derry Township police officers for their assistance in apprehending a juvenile who could have been involved in some shootings. The Chief gave Sgt. Brian Grubb and Officers Brian Henise, Andrew Herr, and Tony Bernardo each a letter of commendation.

**APPROVAL OF MINUTES**

Chairman Foley called for a motion to approve the Minutes of the May 27, 2014 Board of Supervisors meeting. Supervisor Engle made a motion to approve the Minutes as written. Supervisor Ballard seconded. ***The motion carried, 5-yes 0-no.***

## **NEW BUSINESS**

### **A1-3 Consideration of the release of the site improvements maintenance security provided for the Preliminary/Final Land Development Plan for West Chocolate Avenue Medical Park, Plat No. 1168.**

**Motion:** A motion made by Chairman Foley and seconded by Vice-Chairman Moyer that the Board of Supervisors authorize the release of cash maintenance security in the amount of \$8,516.55, which had been provided for site improvements associated with the Preliminary/Final Land Development Plan for West Chocolate Avenue Medical Park, Plat #1168, is hereby approved. *The motion carried, 5-yes 0-no.*

### **B1-2 Consideration of the replacement of the performance security instrument provided for the Preliminary/Final Subdivision Plan for Hill Church Glen, Plat No. 1175.**

**Charles W. Emerick, Director of Community Development** – The developer proposed a change of bank for the letter of credit.

**Motion:** A motion made by Chairman Foley and seconded by Vice-Chairman Moyer that the Board of Supervisors accepts Metro Bank Letter of Credit No. 2128, in the amount of \$60,745.30, as performance security for the Preliminary/Final Subdivision Plan for Hill Church Glen, Plat #1175; and that the Board authorizes the release of Susquehanna Bank Letter of Credit #10009310961, in the amount of \$60,745.30, is hereby approved. *The motion carried, 5-yes 0-no.*

### **C1 Authorization to award a bid for the painting of the Shank Park Barn.**

**Matt Mandia, Director of Parks and Recreation** – Three bids were received for painting the Shank Park Barn. The lowest bidder was Stoltzfoos Painting in the amount of \$7,300. The other two bids were over three times that amount. Mr. Mandia was pleased with Stoltzfoos Painting's work when they first painted the barn in 2001.

**Motion:** A motion made by Supervisor Ballard and seconded by Supervisor Weir that the contract for painting of the Shank Park Barn be awarded to Stoltzfoos Painting in the amount of \$7,300, is hereby approved. *The motion carried, 5-yes 0-no.*

### **D1 Authorization to award a bid for Landfill Well and Groundwater Testing.**

**Thomas Clark, Director of Public Works** – The Department of Environmental Protection has strict parameters relative to ground water testing at the landfills. Sampling and analysis must be done on a quarterly basis and the appropriate paperwork submitted. Three bids packages were sent out. One bid was received from QC Inc. in the amount of \$21,842 for a two year period. Money is budgeted for this each year in the Recycling Center's budget.

**Motion:** A motion made by Supervisor Ballard and seconded by Vice-Chairman Moyer that QC, Inc. be awarded the bid for the Township's Landfill Well and Groundwater Monitoring for the amount of \$21,842.00 for the two-year contract period, is hereby approved. *The motion carried, 5-yes 0-no.*

## **CORRESPONDENCE/BOARD INFORMATION**

### **Supervisor Engle**

The Recycle Bank who works with Waste Management would like to give a presentation to the Board of Supervisors.

## **Supervisor Ballard**

Supervisor Ballard was very impressed with the young people who donated their time to the community on Saturday, Park Pride Day. Derry Environmental Action Committee had a recycling presentation at the Library. They commented on the great job Derry Township does. We receive a grant from the state for recycling and this year the amount increased. Supervisor Ballard would like to invite the Girl Scout Daisies to do a presentation to the Board about their efforts.

## **REPORTS**

### **Patrick O'Rourke, Chief of Police**

Chief O'Rourke shared two instances that occurred last week and one involved a shooting. He is very proud of his force for their response in maintaining the perimeter until the swat team arrived.

### **Bob DiLello, Fire Company**

The HVFD's ladder truck was out of service for a period of time with some major issues. They were able to have the insurance carrier take care of the cost to get the truck repaired.

### **Thomas Clark, Director of Public Works**

Public Works continue with road work including the "S" turns on Sand Hill Road. They also have a large sink hole under control at St. Joan of Arc school.

### **Barbara Ellis, Director of Hershey Public Library**

Another Eagle Scout completed a project at the Library. The project involved changing a few items in the picture book room to look more childlike. Tomorrow is the kickoff for the summer reading program. On August 30, the Library is sponsoring a bus trip to the Congress Library in Washington DC.

### **Matt Mandia, Director of Parks and Recreation**

Mr. Mandia thanked the Chairman and Board for their continued support of the Memorial Day program. He also thanked Zach Jackson, assistant director, Chief O'Rourke and Tom Clark and their departments for their assistance to help make this event happen.

On May 31, the annual track & field meet was held with 75 athletes participating. On June 6, about 70% of the Hershey High School students attended the All Night Graduation Party. The movie in the park series for the summer began on June 6 showing *Turbo* at ShankPark. The next movie is *Frozen* on July 11. The Dome opened this past Saturday.

### **Matt Bonanno, HRG Township Engineer**

Stormwater – The permit forms are all submitted. The budget numbers for the Wood Road project were given to Manager Negley. The site surveys of Java and Locust are complete. Performed field investigation on stream and wetland monitoring of Cocoa Avenue.

Chairman Foley asked about the stormwater retention basin project. Mr. Emerick said it involves not only identifying the basins, but researching who is responsible for the maintenance. Some mapping has been done, but we have only touched the surface of the project. Mr. Emerick said he will prepare a report for the next meeting.

Supervisor Ballard asked Mr. Emerick if we have a list of all the basins and infrastructures and if we have inspected any yet. Mr. Emerick said they are working on a list, but have not done any inspections other than when they receive a complaint or know of a problem.

**Charles W. Emerick, Director of Community Development**

Mr. Emerick said the Dauphin County Conservation District will hold a soil erosion workshop on September 16 in this meeting room.

Palmyra Borough is holding a zoning hearing on a proposed cell tower at 422 and Lingle Avenue. Chairman Foley said he heard from a number of residents in opposition to this even residents in Palmyra Borough. Mr. Emerick said he would attend the meeting if that is the Board's desire. Supervisor Engle said he also has heard from residents in opposition as well. Chairman Foley asked the Board if they would like for Mr. Emerick to attend the meeting in opposition.

**MOTION:** A motion made by Chairman Foley and seconded by Supervisor Engle that the Board appoints Mr. Emerick to attend the Palmyra Borough zoning hearing on a proposed cell tower, is hereby approved. *The motion carried, 5-0.*

Solicitor Yost asked Mr. Emerick to make sure the resident who live near the proposed site for the cell tower receive a copy of the hearing notice.

Chairman Foley asked about the directional sign at Dukes and if we can change it. It should be directing to Lingle Avenue. There was discussion about a "Welcome" sign on the property that the neighbors are trying to buy. The Township does not want to maintain the lot, but they could negotiate into an agreement that they can put a sign on the lot, but the interested party can have the parcel. Chairman Foley asked Chief O'Rourke to reach out to HE&R regarding the directional sign.

Mr. Emerick reminded the Board of the public hearing regarding a zoning change on Sand Hill Road. The hearing is scheduled on June 24 at 6:15 prior to the Board of Supervisors meeting.

**Jill E. Henry, Assistant Township Manager** – The employee wellness committee is in place and education and activities will be offered to the employees.

**APPROVAL OF ACCOUNTS PAYABLE (\$237,240.11) AND PAYROLL (\$337,974.34).**

**Supervisor Ballard** moved to approve accounts payable in the amount of \$237,240.11 and payroll in the amount of \$337,974.34. Vice-Chairman Moyer seconded. *The motion carried, 5-yes 0-no.*

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

No one came forward.

**ADJOURNMENT**

Vice-Chairman Moyer moved to adjourn the meeting at 7:50. Supervisor Ballard seconded. *The motion carried, 5-yes 0-no.*

SUBMITTED BY:

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Justin C. Engle  
Township Secretary

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Brenda Van Deursen  
Recording Secretary