

**TOWNSHIP OF DERRY  
BOARD OF SUPERVISORS MEETING**

**Tuesday, June 24, 2014**

600 Clearwater Road, Hershey, Pennsylvania 17033

**CALL TO ORDER**

The June 24, 2014 Township of Derry Board of Supervisors meeting was called to order at 7:30 p.m. by John W. 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  
Bob DiLello, Fire Company  
Barbara S. Ellis, Director of Hershey Public Library  
Jill E. Henry, Assistant Township Manager  
Cheryl L. Lontz, Manager of Payroll and Employee Benefits  
Matt J. Mandia, Director of Parks and Recreation  
James N. Negley, Township Manager/Township Treasurer  
Patrick O'Rourke, Chief of Police  
Robert Piccolo, Assistant Director of Public Works  
Brandon Williams, Assistant Director of Community Development  
Jon Yost, Solicitor  
Brenda Van Deursen, Recorder

***Public Present:*** Anne Newman, Sue Kellner, Philip Juris, Patricia Boyle, Elvira Ebling, Tom Stand, Denise Diorio McVeigh

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.

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

**Chief Patrick O'Rourke** – The Pennsylvania Aggressive Driving Enforcement Education project is a statewide initiative that utilizes crash data to identify aggressive driving locations. In Derry Township, SR 322 and Hersheypark Drive have been identified as highways with a high number of aggressive driving crashes. Each year PennDOT recognizes police officers from departments participating in this project whose enforcement efforts show a dedication to help reduce the number of aggressive drivers on our highways. For the 2013 project year, Officer Jason Rode was selected to receive the award for the Derry Township police department. Officer Rode has shown a career long dedication to the reduction of

aggressive drivers on the highways through his enforcement efforts and he is very deserving of this recognition. Officer Rode had a total of 741 traffic contacts, 110 criminal arrests, many of which resulted from those traffic contacts, and 14 DUI arrests. Chief O'Rourke presented Officer Rode with a certificate of appreciation for his valuable contributions to the 2013 Aggressive Driving Enforcement program.

**Patricia Boyle, daughter of Sue Kellner** – Ms. Boyle read a statement that her mother Sue Kellner prepared regarding stormwater issues that her mother sustained at her property located at 1236 Sand Hill Road. In October of 2013, the hillside property began to undergo construction activity with the removal of all the standing trees and now has little or no ground covering. The water from the hillside property now comes across the road to and across Sue Kellner's property with significantly greater volume and velocity since last October. Her property has sustained significant damage resulting in the expenditure of over \$5,000 to try to protect her property from further damage. These efforts have not worked. Recently storms have resulted in her property sustaining additional erosion, actual flooding of one building, and leaving sediment within and around the damaged building. Mrs. Kellner provided pictures to the Board and asked them to review her issues to see what can be done to help her.

Manager Negley will have Community Development copy the pictures and provide them to the Board. Chairman Foley shared that he met with Mrs. Kellner and saw that there is a problem.

### **APPROVAL OF MINUTES**

Chairman Foley called for a motion to approve the Minutes of the June 10, 2014 Board of Supervisors meeting. Supervisor Engle made a motion to approve the Minutes. Supervisor Ballard seconded. *The motion carried, 5-yes 0-no*

### **NEW BUSINESS**

**A1 Presentation by Recyclebank to introduce this opportunity to serve the Township of Derry. (J. Negley)**

#### **Tom Stang, Waste Management**

The Recyclebank has been in the business for over 10 years. Ms. McVeigh will talk about how an incentive based recycling program can benefit the residents within Derry Township through increased recycling and greater numbers of recyclables being collected curbside and incentive base rewards programs that residents will be able to see. Recyclebank will partner with local businesses where they will have incentives for residents who accumulate points to cash in those points. There are partnerships with schools, both public and private, in which schools will be eligible for grant money through the Recyclebank program.

#### **Denise Diorio McVeigh, Account Manager with Recyclebank**

The Recyclebank program is a community enrichment program that has economic, environmental as well as social impact and benefits. It rewards residents for recycling through incentive points to cash in at local businesses or surrounding areas. Recyclebank partners with communities to find out how much material was collected. They work with over 300 communities across the United States to enhance engagement with the residents, promote and the support local economy, support waste diversion goals, and grow environmental leadership. It is all about changing the residents' behavior through an incentive based program and providing awareness and education and also providing data.

Recyclebank would just build upon the Township's current infrastructure with Waste Management. The points are based on the amount of recycles collected. Residents within the Township are eligible to sign up for the program and the recyclables are collected along a route just like they are now with Waste

Management. The truck is weighed and that weight data would be sent from Waste Management to Recyclebank. The points are credited to those who signed up for the program based on the amount of weight of those recyclables each week along those routes. She explained their website and the process to sign up. When the resident signs up for the first time, they get 300 points. She explained other ways to get points.

On an average, a member could realize a savings of \$165/year, dependent on how many points they received that year and how many rewards they order. Some members accumulate their points and some donate them to the schools to promote environmental education in schools. The schools can apply for grant funding up to \$2,500. If it is accepted, it is put on the Recyclebank's website and they work with the school to promote their school and project. If a resident donates their points to the project, the Recyclebank will fund those points in actual dollars.

### **Tom Stang, Waste Management**

Mr. Stang shared that in the Township 81% of residents are utilizing the cart service, 11% utilize the pay as you throw program, and 8% utilize the three bag program. This program will be able to help grow the pay as you throw program. Recyclebank charges Waste Management for this service and then Waste Management would charge the Township or the residents.

The Township's current contract with Waste Management is a 3-year contract with two 1-year options. The contract started April 1, 2012 and expires, March 31, 2015. The two 1-year options can bring the contract through to March 2017. Instead of the Township having a large buy in at the start of the contract, Waste Management would like to extend the initial cost over the duration of the contract with the extension years. Mr. Stang would like to implement Recyclebank in October of this year, which will give 30 months remaining on the contract. The initial startup cost will be rolled over those 30 months.

There is a cost, but the impact overall to the residents is a cost saving opportunity. The biggest factor that benefits the Township is their future opportunity of cost savings. The trash is now taken to the Harrisburg incinerator. The cost is \$80/ton. For every pound that you move from your trash cart to your recycle cart, you will benefit the next time your trash contract goes out to bid. The cost will only increase for the Harrisburg Incinerator.

Right now the Township is at around 38 pounds per home per week for the weight of the trash. The recycling is 11.25 pounds. If you move that number from trash to recycle 2.8 – 3 pounds you will be at the breakeven point of costs. If after 2 1/2 years you went with this program and you are at a 5 pound change, you will save close to \$600,000 to \$700,000/year.

Supervisor Ballard asked for a list of municipalities in Pennsylvania that is participating with Recyclebank. Mr. Stang will send a list to the Board.

Manager Negley asked about the cost. Mr. Stang said it is \$.63 per home per month. 6,700 units in Derry Township x .63 per year. After the 30 months, it will be .52 cent per home and \$86 per ton disposal waste rate for trash. Recyclebank typically needs a 90 day ramp up period and the Township would need to move forward as soon as possible.

Ms. McVeigh added that part of the set up costs include exchanging of the data, getting it set up, a customize page on the website, and a commit to three mailings to residents. Derry Township would be the first municipality in Central PA.

Supervisor Engle asked what the increase for recycling tonnage is. Ms. McVeigh said it would be 5 to 15% depending on your current number, which should be between 3 to 5 pounds.

Chairman Foley asked if other municipalities of like size achieved the 3 pounds. Mr. Stang will check and get back to the Board.

Chairman Foley said once the Board receives the literature and requested information, they will add this to the agenda for the next Board meeting.

**B1-3 Authorization to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553) Chapter 210 Section 210-12. Maximum speed limits established on certain streets, by establishing a 25mph speed limit on Southpoint Drive between Middletown Road and Carter Cove. (T. Ferree/P. O'Rourke)**

**Patrick O'Rourke, Chief of Police** – It was discovered that there was no speed limit established or posted on Southpoint Drive between Middletown Road and Carter Cove. This section of Southpoint Drive meets the standards for a resident district and a 25 mph may be established without a traffic and engineering study. Costs would be for six new signs and sign posts.

**Motion:** A motion made by Supervisor Moyer and seconded by Supervisor Engle that authorization to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553) Chapter 210 Section 210-12. Maximum speed limits established on certain streets, by establishing a 25mph speed limit on Southpoint Drive between Middletown Road and Carter Cove, is hereby approved. *The motion carried, 5-yes 0-no.*

**C1-5 Authorization to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553) Chapter 210 Section 210-41. Parking time limited in certain locations, certain days and hours and Section 210-42. Special purpose parking zones established; parking otherwise prohibited by rescinding the restrictions as listed in the attached ordinance. (T. Ferree/P. O'Rourke)**

**Patrick O'Rourke, Chief of Police** – A review of the current parking restrictions was brought on by the addition of the downtown parking garage, 422/743 road improvement project, and changes at the Hershey Company at 19 E. Chocolate Avenue. The recommended deletions are areas where parking is no longer an option or where it is felt that the restrictions are no longer warranted thus creating more parking areas for residents in the Village area. There is no impact to the budget.

**Motion:** A motion made by Supervisor Ballard and seconded by Supervisor Weir that Authorization to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553) Chapter 210 Section 210-41. Parking time limited in certain locations, certain days and hours and Section 210-42. Special purpose parking zones established; parking otherwise prohibited by rescinding the restrictions as listed in the attached ordinance, is hereby approved. *The motion carried, 5-yes 0-no.*

**D1-4 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 amending the regulation for Chocolate Ave., East – North side – Beginning northwest corner of Homestead Rd. west to a point 660 feet thereof to Beginning northwest corner of Homestead Rd. west to a point 1,085 feet thereof and Section 410-41. Parking time limited in certain locations, certain days and hours by adding Chocolate Ave, East – North side – from a point 125 feet east**

**of the northeast corner of N. Cocoa Avenue and E. Chocolate Avenue east to a point 150 feet thereof – all days – all times – 15 minute parking. (T. Ferree/P. O’Rourke)**

**Patrick O’Rourke, Chief of Police** – The 2-hour parking restriction was removed from in front of 19 East and it will now be a 15 minute parking zone. The basic concern was when cars are permitted to park on the berm of the roadway as they currently are and traffic is backed up and emergency vehicles are trying to get through and they can’t. The other concern is if there would be a fire at 19 East and you had to put a tower ladder in service you couldn’t do that.

Parking is currently restricted on the north side of E. Chocolate Avenue from Homestead Road west for 660 feet. This restriction is being extended 425 feet further west to the area where E. Chocolate Avenue widens and multiples lanes are available. Approximately 7-8 signs and sign posts will result in costs to the Township.

**Motion:** A motion made by Supervisor Moyer and seconded by Supervisor Engle that 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 amending the regulation for Chocolate Ave., East – North side – Beginning northwest corner of Homestead Rd. west to a point 660 feet thereof to Beginning northwest corner of Homestead Rd. west to a point 1,085 feet thereof and Section 410-41. Parking time limited in certain locations, certain days and hours by adding Chocolate Ave, East – North side – from a point 125 feet east of the northeast corner of N. Cocoa Ave and E. Chocolate Ave east to a point 150 feet thereof – all days – all times – 15 minute parking, is hereby approved. *The motion carried, 5-yes 0-no.*

## **CORRESPONDENCE/BOARD/COMMITTEE INFORMATION**

**Supervisor Ballard** received an email from Julie Issacson thanking the Township for paving an entire crosswalk across Waltonville Road at the bike path drop off. George Haverstraw recognized and thanked Matt Mandia for his efforts on this item.

Chairman Foley reported that the Board continues to work with HVFD through the ICDA on their proposed new station. It is progressing. There were numerous accolades for the police department as a result of the individual shooting from his home. He thanked the Chief and his department.

## **REPORTS**

**Patrick O’Rourke, Chief of Police** – This week we partner with the Milton Hershey School to conduct a junior police academy with the students on campus.

**Bob DiLello, Hershey Fire Company** – Things are progressing along with building a new fire station. The HVFD is working on a strategy to keep our current station in service while the construction is going on. Mr. DiLello shared that he attended the Hershey Symphony’s Big Bands Attribute to the Greatest Generation this past week and said it was phenomenal.

**Robert Piccolo, Assistant Director of Public Works** – The micro surfacing of Fiddlers Elbow Road is completed. The Sand Hill “S” turns are done and the section that was washed out on Bullfrog Valley Road has been fixed.

**Barbara S. Ellis, Director of Hershey Public Library** – The summer reading program is going well with over 500 children registered and close to 200 adults.

On June 20, 2014, the Library, Parks and Rec and the Township lost a wonderful volunteer and a person who was involved throughout the Township, Dave Warner who passed away. He did an incredible amount of work for the Township in many ways.

**Matt Mandia, Director of Parks & Recreation** – Davis Landscape was on site at the Rec Center and completed clearing the stream swale around the parking lot.

**Matt Bonanno, HRG Engineer**

The survey and face mapping have been completed for the Locust and Java project and they are now beginning the design of the storm sewer system.

**Brandon Williams, Director of Community Development** – Mr. Emerick was asked last meeting to get a status report together on the project for inventorying stormwater facilities. He will have that report at the next meeting.

**James N. Negley, Township Manager/Township Treasurer** – A few months ago, Mr. Richard Hancock, real estate specialist for the U.S. Post Office approached the Board and advised that the U.S. Postal Service is looking for a new facility in the event they have to vacate their present facility. Manager Negley received correspondence today from Mr. Hancock. It referenced previous communications to the Township office advising us that the postal service planned to review existing buildings and sites that could serve as the site for the relocated Hershey Post Office. The correspondence contained a list of properties that are being reviewed by their Site Review Committee as a possible location. Site location currently under review is 204 Hillcrest Road. There are no other subsequent properties under consideration. In compliance with postal regulations, any member of the community or from our office may offer written comments on any of these properties within the next 30 days. Letters should be directed to the vice president facilities and addressed to Mr. Hancock's attention. A response will be provided within 15 days. Please note that a copy of this letter is being posted in the lobby of the Hershey Main Post Office for 30 days. It will also be posted in the Township's lobby for 30 days and date stamped. Upon completion of the 30-days, that copy will be mailed to Mr. Hancock to show the compliance with the U.S. Postal Regulations. Asst. Manager Henry will also post a copy on the website.

**APPROVAL OF ACCOUNTS PAYABLE (\$458,252.67) AND PAYROLL (\$311,441.94).**

Supervisor Engle moved to approve accounts payable in the amount of \$458,252.67 and payroll in the amount of \$311,441.94. Supervisor Ballard seconded. ***The motion carried, 5-yes 0-no.***

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

No one came forward.

**ADJOURNMENT**

Supervisor Moyer moved to adjourn the meeting at 8:30 p.m. 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