

TOWNSHIP OF DERRY BOARD OF SUPERVISORS MEETING

Tuesday, April 10, 2012
600 Clearwater Road, Hershey, Pennsylvania 17033

CALL TO ORDER

The April 10, 2012 Township of Derry Board of Supervisors meeting was called to order at 7:10 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 Engineer
Thomas Clark, Director of Public Works
Barbara S. Ellis, Director of Hershey Public Library
Chuck Emerick, Director of Community Development
Jill Horner, Assistant Township Manager
Matthew J. Mandia, Director of Parks and Recreation
James N. Negley, Township Manager/Township Treasurer
Lt. Timothy Roche, Police Department
Jon A. Yost, Township Solicitor
Brenda Van Deursen, Recorder

Public Present: Jack Easterwood, Matt Svibely, Alan Spicer, Justin Walker, Tim Zeiber, Eric Nahm, Stephen Warden, Thomas Herr, Nate Pfeifer, Harry Greer, Samuel Hilshberg, Seth Lucas, Dillon Gruver, Ed S., Ron Gruver, Jim Pfeifer, Kendra Pfeifer, Gary Cole, Jill Troutman, Tracy Troutman, Miles Wagler, Liam Wagler, Pierce Wagler, Kevin S., Elvira Ebling, Charleton Zimmerman, Bill Warden, Matt Weir, Tristan Johnson, Meghan Johnson, Tom Stang

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

Matt Weir, Church Road – Mr. Weir thanked the supervisors for their support of the Tree Vitalize program. He also acknowledged Jill Horner, Tom Clark and the Lions Club for their input and help. They are about half finished with planting the trees.

Chairman Abruzzo asked Mr. Weir for a list of volunteers so they can be recognized in the newsletter. Mr. Weir said he can get the list from the Lions Club.

APPROVAL OF MINUTES

Chairman Abruzzo called for a motion to approve the Minutes of the March 27, 2012, Board of Supervisors Meeting. Vice-Chairman Fedeli made a motion to approve the Minutes as written. Supervisor Ballard seconded. *The motion carried, 5-yes 0-no.*

NEW BUSINESS

A1-4 Approval for Contract Administration/Consultation and Construction Observation services by HRG for the Mansion Road culvert repair.

Thomas Clark, Director of Public Works –The Board recently approved a contract for repair work on Mansion Road; however, he just found out within the last two weeks that because it is a project that is reimbursable through Federal aid funds it will require full time inspection and construction administration. We are requesting HRG to provide those services in the amount of \$45,000 for the duration of the contract.

Supervisor Ballard wanted to know if these costs are reimbursable. Mr. Clark stated that any cost associated with the repair is reimbursable.

Motion: A motion made by Supervisor Foley and seconded by Supervisor Ballard that the Board accept the proposal from HRG in the amount of \$45,000 for Administrative/Consultation and Construction Observation services for the Mansion Road culvert repair, is hereby approved. *The motion carried, 5-yes 0-no.*

B1-4 Authorization to enter into an agreement with HRG for professional services related to required DEP permitting.

Matthew J. Mandia, Director of Parks and Recreation – Mr. Mandia said the proposal for professional services is related to required DEP permitting for repairs that are needed within Bullfrog Valley as a result of Tropical Storm Lee. Repairs include restoration of the bicycle and pedestrian trail, several sections of the stream bank restoration as well as the pedestrian replacement at Bullfrog Valley Park. The cost is \$7,500 and it is fully reimbursable through FEMA.

Motion: A motion made by Vice-Chairman Fedeli and seconded by Supervisor Moyer that authorization to enter into an agreement with HRG for professional services related to required DEP permitting in the amount of \$7,500, is hereby approved. *The motion carried, 5-yes 0-no.*

Supervisor Ballard asked when these repairs might happen. Mr. Mandia said he does not know yet because he is still working with FEMA for authorization to assure the funding is there. They began working on bids and permits so that they are ready to go when it has been approved.

C1-4 Authorization to accept voluntary sidewalk and curb reconstruction project bid letting, and construction and installation of accessible ramps.

Thomas Clark, Director of Public Works –Public Works is offering again the voluntary sidewalk and curb reconstruction program. It is an opportunity for residents to replace damaged curb and sidewalks. Currently, there are 85 property owners that are interested. The opportunity to participate goes until April 14. Included this year are 49 handicapped accessible ramps at various locations. Five bid packages were sent out and received for this project with the low bidder being Red Rock Construction, Mifflintown, PA. Mr. Clark explained that Washington & Dowling submitted a bid on 4,159 square feet (number given when packets were sent out) which appears to be the

low bid, but Red Rock Construction's bid on 6,504 square feet ended up being the low bidder. Red Rock Construction has done work for the Township before. He mentioned that \$8.75/square foot is a good price compared to last year's price at \$11.50. Mr. Clark also mentioned the curb and sidewalk portion of this is a pass through because residents will be billed. The handicap ramps are payable out of liquid fuels funds.

Motion: A motion made by Supervisor Ballard and seconded by Supervisor Foley that the contract for the replacement of curbs and sidewalks throughout the Township as well as the installation of accessible ramps be awarded to Red Rock Construction in the amount of \$154,882.00, is hereby approved. *The motion carried, 5-yes 0-no.*

D1-2 Request by the Hershey Entertainment & Resorts Company to hold the 3rd Annual Hershey Half Marathon Sunday, October 21, 2012 at 7:00 a.m.

Lt. Timothy Roche, Police Department – The Third Annual Half Marathon will take participants on a 13.1 mile tour of Hershey. Revenue from this race will ultimately benefit the Children's Miracle Network at the Penn State Children's Hospital. The event will start and end at the Hersheypark Stadium. The USA Track and Field Association will certify this course. The route is identical to last year's course. The roadways affected will be Park Avenue, Park Blvd., East Derry Road, the majority of East Chocolate Avenue, Homestead Road and Mansion Road.

Supervisor Moyer wanted to make sure we are sensitive once again to the church services. Lt. Roche mentioned that they received correspondence from Jay Robertson at HE&R. Mr. Robertson already met with the Ministerial group as well as other business leaders and extended an invitation for them to attend the planning meetings.

Supervisor Ballard heard that some ministers are not pleased with the Sunday morning event and she wondered if they gave any consideration of an afternoon start. Lt. Roche was not aware of any discussion related to this. Supervisor Ballard suggested tabling this item until the consideration of an afternoon start is discussed. They decided to proceed with a motion after discussion related to the time of the race having the least impact on traffic as well as no one present tonight presenting concerns.

Motion: A motion made by Supervisor Foley and seconded by Vice-Chairman Fedeli that the request by the Hershey Entertainment & Resorts Company to hold the 3rd Annual Hershey Half Marathon Sunday, October 21, 2012 at 7:00 a.m., is hereby approved. *The motion carried, 5-yes 0-no.*

E1 Authorization to conduct the Annual Memorial Day Parade on Monday, May 28, 2012 at 10:00 a.m.

Matthew J. Mandia, Director of Parks and Recreation – Mr. Mandia said the proposed route is the same as the past two years for the Memorial Day Parade. Supervisor Moyer asked if the Derry Township High School band would be present. Mr. Mandia said he heard they would be participating.

Motion: A motion made by Chairman Abruzzo and seconded by Supervisor Moyer that authorization to conduct the 2012 Memorial Day Parade on Monday, May 28, 2012 at 10:00 a.m., is hereby approved. *The motion carried, 5-yes 0-no.*

F1-2 Approval of proclamation for observance of Arbor Day in Derry Township on April 27, 2012.

Thomas Clark, Director of Public Works – Mr. Clark said Arbor Day is recognized as the last Friday in April. This is part of our annual requirement that needs to happen to obtain Tree City status as we have for the last 18 years. This will also coincide with some planting activities by the Kiss Hershey Back which will happen on April 28th.

Motion: A motion made by Vice-Chairman Fedeli and seconded by Supervisor Moyer that the Board of Supervisors of Derry Township proclaim the last Friday in April, that being April 27, 2012, the official day for observance of Arbor Day in Derry Township, is hereby approved. ***The motion carried, 5-yes 0-no.***

CORRESPONDENCE – No correspondence to report.

BOARD/COMMITTEE INFORMATION

Supervisor Ballard gave an update on the Comprehensive Plan Working Group. They have completed almost all of the public presentations regarding the survey and discussion of the vision. They met with over 350 people by going out to community groups. In the fall, an attorney/expert of Smart Growth will look at our ordinances and help us adjust them to be more consistent with Smart Growth Principles. Supervisor Ballard also mentioned that the Tri-County Regional Planning Commission is having a speaker on May 3rd regarding Smart Growth. She thanked all the staff and volunteers for their hours of service.

REPORTS

LT. Roche, Police Department – Lt. Roche reported that the Police Department has made significant strides in restoring much of their pre-flood operational capabilities on both the first floor and the basement floor to include restoration of their emergency operation center. It should be fully operational within the month.

Thomas Clark, Director of Public Works – Mr. Clark reported that the changeover has started to occur between York Waste and Waste Management. Containers have started to be removed yesterday and new ones spotted in their location. This will continue through the rest of the week. He has heard very few problems.

Tom Stang, Waste Management – Mr. Stang updated the Board on the cart delivery. Since their letters were sent out, over 400 residents have signed up for the Pay as You Throw program. There are another 600 customers that do not want the large trash carts to be delivered. He reported they have delivered carts to 97% of Monday's route and 30% of Tuesday's route. They will finish the Tuesday route tomorrow and then begin on the Wednesday route. His concern is that York Waste may pick up their carts before the new ones are delivered. In order to prevent that, beginning Thursday through Saturday, their plan is to go with just trash carts being delivered because everybody already has recycling bins. Then the following Monday, Tuesday, and Wednesday of next week, they will deliver the rest of the recycle carts. Mr. Stang will do an automated dial out to residents letting them now carts will be delivered this week and recycling carts next week.

Barbara Ellis, Hershey Public Library – Ms. Ellis announced that the week of April 8th – 14th is National Library Week. They are asking people to respond to a request to tell us their stories

which may be used this year and next year during the 100 year anniversary. Judith Vorst, a nationally awarded author will be at the Library this Sunday.

Matthew J. Mandia, Director of Parks and Recreation – Mr. Mandia reported on another successful Easter Egg Hunt held on March 31. He thanked the Hershey Volunteer Fire Department for delivering the Easter bunny.

Matt Bonanno, HRG Township Engineer – Mr. Bonanno gave the following update:

- Church Road – The general permit to DEP went in yesterday.
- Stormwater Management Project – The contractor is going to finish up on “I” Street and then move over to “H” Street starting tomorrow for sanitary sewer installations.
- Mansion Road – All of the easements were recorded today. Tomorrow, they are having a preconstruction meeting with the contractor and will issue the Notice to Proceed.

Supervisor Ballard asked if they are digging out the stream across from Giant to make it deeper. Mr. Bonanno said that was correct. She asked when it would be dug up and he answered this summer. She asked if people will still be able to use the bike path and Mr. Bonanno said they would.

Supervisor Ballard also inquired about the area in front of the Library. Mr. Bonanno said there will be wetlands around the stream bank.

James N. Negley, Township Manager/Township Treasurer – Manager Negley announced the next meeting will be on Wednesday, April 25 due to voting on April 24.

APPROVAL OF ACCOUNTS PAYABLE (\$521,606.02) AND PAYROLL (\$274,410.18).

Supervisor Foley moved to approve accounts payable in the amount of \$521,606.02 and payroll in the amount of \$274,410.18. Supervisor Ballard seconded. ***The motion carried, 5-yes 0-no.***

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Chairman Abruzzo recognized the Boy Scouts from Troops 203, 108 and 223. One meeting a year is designated as Boy Scout night.

Charleton Zimmerman, Palmdale – Mr. Zimmerman suggested when the gentleman comes in to look at our ordinances that he focus on zoning definitions and wording. Mr. Zimmerman also asked why the temporary signs on 422 and N. Lingle Avenue were removed. Mr. Clark explained that PennDOT requested they be removed.

ADJOURNMENT

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

SUBMITTED BY:

Marc A. Moyer
Township Secretary

Brenda Van Deursen
Recording Secretary