

TOWNSHIP OF DERRY

BOARD OF SUPERVISORS MEETING

Tuesday, February 8, 2011
600 Clearwater Road, Hershey, Pennsylvania 17033

CALL TO ORDER

The February 8, 2011 Township of Derry Board of Supervisors meeting was called to order at 7:05 p.m. by Vice-Chairman Kelly C. Fedeli.

ROLL CALL - All present. (Chairman Abruzzo arrived at 7:15.)

E. Christopher Abruzzo, Chairman
Sandy A. Ballard
Kelly C. Fedeli, Vice-Chairman
Marc A. Moyer, Secretary
Todd Pagliarulo

Also Present:

Matt Bonanno – HRG, Township Engineer
Thomas Clark – Director of Public Works
Matthew J. Mandia – Director of Parks and Recreation
James N. Negley - Township Manager/Township Treasurer
Donna Small – Hershey Public Library
Edward L. Small – Director of Community Development
William D. Smith – Chief of Police
Terry M. Weinhold – Manager of Accounts Payable & Accounts Receivable
Jon A. Yost - Township Solicitor
Brenda Van Deursen - Recorder

Public Present: Sid Simon, Leslie Simon, Dean Hooper, Elvira Ebling, Karyn Hooper, Elizabeth Kotz, Steven E., Emily Kissinger, Matt Weir, Rich Gamble

Press Present: Drew Weidman, The Sun

Vice-Chairman Fedeli advised that all public meetings are recorded for providing accurate minutes.

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

VISITOR/PUBLIC COMMENT:

No one came forward.

APPROVAL OF MINUTES:

Vice-Chairman Fedeli called for a motion to approve the Minutes of the January 25, 2011, Board of Supervisors Meeting. Supervisor Pagliarulo made a motion to approve the Minutes as written. Supervisor Moyer seconded. ***The motion carried, 4-0.***

NEW BUSINESS:

Employee Service Awards

Vice-Chairman Fedeli acknowledged the following individuals for their years of service and generous contributions to the Township.

5-Years of Service: Robert Bennett-Police, Krista Hughes-Library, Brian Kreider-Granada Gym, David Rode-Police, Todd Harrer-Police

10-Years of Service: Jason Rode-Police, Paula Fastrich-Parks & Recreation

Officers Bennett and Rode were present.

A1 Consideration to appoint a new Chief of Police.

James N. Negley - Township Manager/Township Treasurer

Mr. Negley announced on March 29, 2011 Chief Smith will retire after nearly 36 ½ years of service. During the 45-year history of the Police Department, four police officers have held the Chief of Police position: Joseph Sheranko (1966-1972), Donald J. Hack (1973-1991), James Negley (1991-2001), and William Smith (2001-2011).

Motion: A motion made by Chairman Abruzzo and seconded by Supervisor Ballard that Patrick M. O'Rourke be appointed as the fifth Chief of Police for the Township of Derry Police Department effective March 30, 2011, is hereby approved. ***The motion carried, 5-0.***

Lt. O'Rourke was very thankful and humble for the opportunity to serve as Derry's next Chief of Police.

B1 The presentation of a Letter of Appreciation to the Penn State Hershey Heart and Vascular Institute.

William D. Smith – Chief of Police

Chief Smith recognized Dr. Steven Ettinger, Dr. Christopher LaCoe, Patti Wengert, and Cynthia Liddick of the Heart and Vascular Institute for their generous contribution of four Automatic External Defibrillators (AED) to be used by members of the Police Department. He also recognized Sgt. Singiser who collaborated with them on a project to enhance response capabilities, as first responders, for quick and immediate intervention during cardiac emergencies.

C1-2 Consideration of the extension of the term of the performance security for the Third Revised Preliminary/Final Land Development Plan for Deer Run Commons, Plat No. 1202.

Edward L. Small – Director of Community Development

This is a routine item regarding an insurance bond that is being held for performance security. Of the 173 units approved for the development, there are only 20 completed. This is due primarily to the economy. There have been no partial releases granted to-date.

Motion: A motion made by Supervisor Moyer and seconded by Vice-Chairman Fedeli that the Township hereby accepts an additional term of one year of the performance security of \$337,877.05 in the form of Insurance Bond No. 6603339 supplied by SAFECO Insurance Company of America for the Third Revised Preliminary/Final Land Development Plan for Deer Run Commons, Plat #1201, or in the alternative, if the extension is not received by February 15, 2011, that staff is authorized to draw the balance pending the completion of required improvements, is hereby approved. *The motion carried, 5-0.*

D1-3 Adoption of Resolution No. 1296 designating the Township of Derry's intent to suspend banners across SR 0422 announcing various events.

Motion: A motion made by Supervisor Pagliarulo and seconded by Vice-Chairman Fedeli that adoption of Resolution No. 1296 designating the Township of Derry's intent to suspend banners across SR 0422 announcing various events, is hereby approved and adopted. *The motion carried, 5-0.*

CORRESPONDENCE

Supervisor Pagliarulo referred to a letter written to Tucker Ferguson concerning brake prohibition on Cocoa Avenue. Chief Smith said the request has been made and once it is approved, they will enact an ordinance establishing the prohibition.

BOARD/COMMITTEE INFORMATION

Supervisor Ballard gave an update on the Tree Vitalize Grant. The grant received was for 42 trees. The matching money required was raised. There is no cost to the Township. Some of the trees will be planted at the Kiss Hershey Back event.

REPORTS

William D. Smith, Chief of Police – Chief Smith announced on February 5th, the Police Department participated in the Annual Polar Bear Plunge held on City Island. This is a fund raiser benefiting Special Olympics. Our team took 1st Place in the amount of money raised in the Law Enforcement category with over \$4,000 in donations.

Thomas Clark, Assistant Director of Public Works – Mr. Clark reported they are getting salt deliveries slowly. They had enough to get through the last storm as long as they mixed it half and half with anti-skid.

Chairman Abruzzo asked for an update on the Tree/Sidewalk Ad Hoc Committee. Mr. Clark said they met the beginning of January, but due to a storm only a few people attended. Another meeting is scheduled tomorrow at 8:30. Chairman Abruzzo explained the Committee will look at the issues of our sidewalks co-existing with trees and look for solutions.

Donna Small, Hershey Public Library – Ms. Small reported the compressor that opens the front door has been repaired.

Supervisor Ballard asked about the redesign project. Ms. Small said they are waiting for pricing from two vendors.

Supervisor Moyer recently found out our Library was not an approved center for passport applications. He asked Barb to look into that. It would be another avenue for revenue. Ms. Small said they did make an inquiry and were told by the State Department they were not accepting or creating any more locations at this time.

Terry M. Weinhold – Manager of Accounts Payable & Accounts Receivable – Ms. Weinhold reported as of the end of January all monies have been transferred to Susquehanna Bank and all accounts are closed at Sovereign. They will continue posting back revenues through February 28th.

Matthew J. Mandia – Director of Parks and Recreation – Mr. Mandia has been invited to a meeting on February 23rd at the Hummelstown Borough Building with the Swatara Creek Partnership Group. Representatives from local municipalities as well as a representative from DC&R will be in attendance. They are going to begin talking about any current/future plans the municipalities may have in terms of creating a cooperative greenway along Swatara Creek.

Matt Bonanno, Township Engineer

Mr. Bonanno gave the following update on the Stormwater Management Project:

- Spoke to DEP about the Cocoa Avenue project– it will be published on a PA Bulletin this Saturday which will start the 30 day comment period.
- Heard from the engineers and the permit associated with the Cocoa project has been reviewed and should receive it in the next few days.
- Currently working with DTMA and PA American Water to finalize their utility relocations. This should be done within 3 or 4 weeks.
- Comments were received back from the Trust’s attorney. Once the Trust signs off on it, the easements will be submitted to DEP.
- DTMA has four of their nine easements acquired.

Edward L. Small – Director of Community Development

Mr. Small referred to the correspondence regarding Country Meadow’s response to us on the stormwater coordination.

Supervisor Ballard referred to the article in the newsletter about the new Blight Law that has been passed and will go into effect the end of April. She wanted to make sure we have the necessary ordinances to take advantage of this new law which protects our tax dollars from blighted properties. Mr. Small will meet with the County’s representative on identifying blighted areas. Mgr. Negley said our Code Enforcement Officer has attended a school regarding this and has provided Mr. Small with ordinance regulations and what needs to be adopted. Supervisor Fedeli said this will help municipalities in dealing with absentee landlords.

APPROVAL OF ACCOUNTS PAYABLE (\$358,904.54) AND PAYROLL (\$307,062.22).

Supervisor Ballard moved to approve accounts payable in the amount of \$358,904.54 and payroll in the amount of \$307,062.22. Vice-Chairman Fedeli seconded. ***The motion carried, 5-0.***

VISITOR/PUBLIC COMMENTS

Rich Gamble – Mr. Gamble referred to the issue on blight and the property on Hockersville Road that is in shambles. He noted the limestone foundation is crumbling, the front porch is suspended, an abandon lawn mower is in the back yard, and several large plate glass windows are leaning against the house. With the high winds, the windows can be a risk. He wondered how much longer we are going to put up with the property in this condition. Every year we deal with the same property, but there is no action taken. Chairman Abruzzo mentioned the due process rights the Homeowners have. Community Development has been pursuing matters, but there are processes to follow. Mr. Gamble said he would like to look at the history of this property and the actions taken. Chairman Abruzzo asked Mr. Small to look at the records and provide an update at the next meeting.

ADJOURNMENT

Supervisor Moyer moved to adjourn the meeting at 7:50 p.m. Vice-Chairman Fedeli seconded. ***The motion carried, 5-0.***

SUBMITTED BY:

Marc A. Moyer
Township Secretary

Brenda Van Deursen
Recording Secretary