

TOWNSHIP OF DERRY

BOARD OF SUPERVISORS MEETING

Tuesday, May 13, 2008
600 Clearwater Road, Hershey, Pennsylvania 17033

CALL TO ORDER

The May 13, 2008 Township of Derry Board of Supervisors Meeting was called to order at 7:05 p.m. by Chairman, Michael H. W. Pries.

PLEDGE OF ALLEGIANCE

All present stood for the Pledge of Allegiance.

ROLL CALL

Supervisors Present:

E. Christopher Abruzzo, Township Secretary
Kelly C. Fedeli
August (Skip) T. Memmi, Jr.
Michael H. W. Pries, Chairman

Supervisors Absent:

George W. Porter, Vice-Chairman

Chairman Pries noted for record that Vice-Chairman Porter was excused due to awaiting a verdict for a trial he is involved in at the Lebanon County Courthouse.

Also Present:

Thomas R. Clark - Director of Public Works
Barbara S. Ellis – Director of Hershey Public Library
Jill E. Horner – Assistant Township Manager
Matthew J. Mandia – Director of Parks and Recreation
James N. Negley - Township Manager/Township Treasurer
Edward L. Small – Director of Community Development
William D. Smith – Chief of Police
Scott Stein – President, Hershey Fire Company
Terry Weinhold – Manager of Accounts Payable and Receivable
Jon A. Yost - Township Solicitor

Public Present: Dennis Trout, Elvira Ebling, Al Brulo, Ed Kaylor, Steve Todd

Press Present:

Jeff Werner - Hershey Chronicle
Drew Weidman – The Sun

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

EXECUTIVE SESSION

Chairman Pries announced 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:

Chairman Pries called for a motion to approve the Minutes of the April 21, 2008 Board of Supervisors Meeting. Supervisor Memmi made a motion to approve the Minutes as written. Supervisor Fedeli seconded. *The motion carried 4-0.*

NEW BUSINESS:

A1-10 The Preliminary/Final Subdivision Plan for Robert D. Fox for 1615-1617 East Derry Road, Plat No. 1146.

Edward L. Small – Director of Community Development - Mr. Small explained this is a subdivision plan of an unusual nature involving a subdivision of a duplex that actually has a common wall with no penetrations therefore; it would allow a separation using that common wall that connects the two properties. This duplex is located at 1615 and 1617 East Derry Road owned by Robert Fox. The waivers that were requested were all granted.

Discussion: Supervisor Memmi asked if all the utilities would be run separately. Mr. Small said there are actually common sewer and water lines, which were done, in the original design. The DTMA allowed that to be done as long as certain agreements were signed. There will be agreements which will allow access from one side to the other as would be necessary. Mr. Small noted that the electric services are two separate services. Supervisor Memmi received assurance from Mr. Small that all fire codes/separations are met with the common wall.

Supervisor Memmi made a motion to approve the Preliminary/Final Subdivision Plan for Robert D. Fox for 1615-1617 East Derry Road, Plat No. 1146 subject to the applicant reimbursing the Township for costs incurred in reviewing the plan and required documents for the shared sewer lateral be executed and returned to DTMA no later than June 13, 2008. The motion was seconded by Supervisor Abruzzo. *The motion carried 4-0.*

B1-3 Consideration of the replacement of performance security for the Revised Preliminary/Final Land Development Plan for the Pennsylvania State University Milton S. Hershey Medical Center Cancer Institute, Plat No. 1138.

Edward L. Small – Director of Community Development - Mr. Small explained that the Township approved the first version of the plan for the Cancer Institute

and received a performance security in the amount of \$935,597.80. The University decided to make a number of design revisions to warrant the filing of a new Land Development Plan reflecting all the design revisions. This resulted in a reduced performance security in the amount of \$712,813.59.

Supervisor Fedeli made a motion to accept PNC Bank Letter of Credit No. 18109022-00-000 in the amount of \$712,813.59 as the performance security for the Revised Preliminary/Final Land Development Plan for the Pennsylvania State University Milton S. Hershey Medical Center Cancer Institute, Plat #1138, and allows the release of the current security, PNC Bank Letter of Credit No. 18103408-00-000 in the amount of \$935,597.80, supplied for the Preliminary/Final Land Development Plan for the Pennsylvania State University Milton S. Hershey Medical Center Cancer Institute, Plat #1100. The motion was seconded by Chairman Pries. ***The motion carried 4-0.***

C1-13 Authorization to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553), Chapter 210 (Vehicles and Traffic), Article II (Traffic Regulations), Section 210-12, (Maximum Speed Limits Established on Certain Streets), by establishing a 25 mile per hour speed limit.

William D. Smith – Chief of Police – Chief Smith stated that all streets in the Southpoint Meadows development have been accepted by the Township. He reported that RGS Associates did studies supporting the proposed ordinance amendments.

Supervisor Abruzzo made a motion to advertise an ordinance amending the Code of the Township of Derry (Ordinance No. 553), Chapter 210 (Vehicles and Traffic), Article II (Traffic Regulations), Section 210-12, (Maximum Speed Limits Established on Certain Streets), by establishing a 25 mile per hour speed limit. Supervisor Fedeli seconded. ***The motion carried, 4-0.***

D1-2 The award of Uniform Rental for Public Works Employees.

Thomas R. Clark - Director of Public Works – Mr. Clark shared that three bids were received and opened for the uniform rental for Public Works employees. Aramark Uniform Services' bid was in the amount of \$7,511.40 per year for a total of \$22,534.20 for the three-year contract period. He commented this is a savings of \$1,088.60 per year from the budgeted amount of \$8,600.

Supervisor Abruzzo moved to approve that Aramark Uniforms be awarded the three-year contract for uniform rental for the Public Works Department in the amount of \$22,534.20, which is \$7,511.40 per year, resulting in a savings of \$1,088.60 per year. Chairman Pries seconded. ***The motion carried, 4-0.***

E1 Easement for Parking Spaces located at the southeast intersection of Chocolate and Ridge Road

Jon A. Yost - Township Solicitor – Solicitor Yost shared that the Township entered into an option agreement with Justin Engle to allow him to acquire some parking spaces on a small triangular piece of land located at the southeast intersection of Chocolate and Ridge Roads. He said this was subject to Mr. Engle making improvements such as sidewalk, shrubbery and landscaping as well as the responsibility to pay any taxes that are imposed in that parcel in the future, plus maintain the area, mow, remove snow from sidewalk, etc. Solicitor Yost stated that Mr. Engle has completed his improvements, met the requirements of the Option Agreement, and now wishes to exercise that option.

Supervisor Memmi moved to approve the easement for the parking spaces at the small triangle land. Supervisor Fedeli seconded. ***The motion carried, 4-0.***

CORRESPONDENCE

Supervisor Abruzzo thanked Tom Clark and Public Works staff for their quick response in re-installing a “Children at Play” sign, which was vandalized. He commented this was done within 18 hours.

Supervisor Abruzzo thanked Jill Horner for her work on the latest issue of the Township’s newsletter. He received feedback from residents and concurred their remarks that this last issue of the newsletter embodied what the Board has been trying to do for the last five months...to get information out to people. It was full of information and exactly what the Township is trying to promote.

BOARD/COMMITTEE INFORMATION

Supervisor Fedeli reported there is a meeting scheduled this week on the SAMI system. This meeting is with Representative Payne and a representative from PennDot and hopefully this project can be moved forward.

REPORTS

Chairman Pries thanked Chief Smith and his staff on behalf of the Board and the community for getting the perpetrators off the street.

Matthew J. Mandia – Director of Parks and Recreation – Mr. Mandia stated that all three fishing events were outstanding and well attended. He said the Dome at the Rec Center is almost two-thirds done. They are working in cooperation with the weather. He also said repairs will begin tomorrow on the basketball and tennis courts. Mr. Mandia noted a kick-off meeting for the next phase of the Bicycle/Pedestrian Trail is scheduled for next Wednesday with PennDOT and with the contractors to plan for construction.

Supervisor Memmi asked Matt for an update of the Memorial Day events. Matt said the Memorial Day services at the Rec Center will begin at 10:00. There will be a band, Memorial Day essays, and speakers all honoring our veterans. He also shared that the American Legion and VFW will host an event at the War Memorial on Chocolate Avenue beginning at 8:30.

Supervisor Abruzzo asked for an update on the shade structure that Dr. Iafreda had asked us to apply for. Matt explained that he was just notified there were 629 applicants. The funding is limited and it was extremely competitive. He said the Township was not awarded funding for this year.

James N. Negley - Township Manager/Township Treasurer – Manager Negley announced the Code RED training will begin Thursday morning at 9:00.

Chairman Pries thanked the local papers for their excellent coverage of our goals and objectives as we begin to implement them for the Township

APPROVAL OF ACCOUNTS PAYABLE (\$913,298.13) AND PAYROLL (\$273,192.73).

Supervisor Memmi moved to approve accounts payable in the amount of \$913,298.13 and payroll in the amount of \$273,192.73. The motion was seconded by Supervisor Fedeli. ***The motion carried, 4-0.***

VISTOR/PUBLIC COMMENT

No one came forward.

ADJOURNMENT

Supervisor Abruzzo moved to adjourn the meeting at 7:25 p.m. Supervisor Memmi seconded. ***The motion carried, 4-0.***

Respectfully submitted by:

E. Christopher Abruzzo
Township Secretary

Brenda Van Deursen
Recording Secretary