

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
JUNE 14, 2016

CALL TO ORDER

Chairman Marc A. Moyer called the June 14, 2016, regular meeting of the Township of Derry Board of Supervisors to order at 7:00 p.m. in the meeting room of the Township of Derry Municipal Complex, 600 Clearwater Road, Hershey, PA. He advised that all public meetings are recorded for the purpose of providing accurate notes. He announced the Board of Supervisors held an executive session on June 6th to discuss personnel issues. He announced the Board of Supervisors met in executive session to discuss legal and land issues before the meeting. After the pledge of Allegiance, a roll call was conducted.

IN ATTENDANCE:

SUPERVISORS

Marc A. Moyer, Chairman
Justin C. Engle, Secretary
Matthew A. Weir
Susan M. Cort

ABSENT:

John W. Foley, Jr., Vice Chairman

ALSO PRESENT:

James Negley, Township Manager
Jill Henry, Assistant Manager
Jon A. Yost, Township Solicitor
Brandon Williams, Assistant Director of Community Development
Garth Warner, Chief of Police
Bob DiLello, Hershey Volunteer Fire Company
Thomas Clark, Director of Public Works
Matthew Mandia, Director of Parks and Recreation
Terry Weinhold, Manager of Accounts Payable & Receivables
Jeff Cothren, Hershey Public Library
Matthew Bonanno, HRG Engineer
Julie Echterling, Recorder

Public in Attendance:

The following were in attendance: Elvira Ebling, Charles Huth, Shannon Mowery, Alice Reitenback, Susan Leitzell, Nicole Vasquez-Rodi, Dave Bowser, Michelle He, Rich Gamble, Al Fricke, Donna Weaver, Ryan Zimmerman, Ashton Zimmerman, Albert Roth, Del Larring, and Bob Fox.

VISITOR/PUBLIC COMMENTS:

Dave Weaver, 1163 Galaway Court, asked for an update on the crosswalk at Wood Road. He expressed concerns about the unfinished landscaping near the Medical Center with the Data Center. Supervisor Engle stated he and the Township Manager were in a meeting about the crosswalk at Wood Road today and he hopes to discuss it at the next meeting. Chairman Moyer asked if everyone is comfortable with the slope and water. Mr. Clark is in contact with the contractors for the landscaping for the Data Center. He stated they seeded and have netted it. Discussion ensued.

APPROVAL OF MEETING MINUTES:

Supervisor Cort made a motion to approve the minutes from the May 24, 2016 Board of Supervisors meeting. Chairman Moyer seconded the motion. **Motion carried 4-0.**

NEW BUSINESS:

AWARD CEREMONY-POLICE DEPARTMENT EMPLOYEES

Chief Warner presented a Distinguished Unit Citation for working with the United States Marshal's Office on April 8, 2016 to apprehend two armed and dangerous suspects. The actions of the Officers and Detectives involved demonstrates the professionalism of the personnel and embodies the sound tactics and decision-

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making needed to effect an arrest of two dangerous subjects while safeguarding the community they serve. The following Officers and Detectives were involved with the arrest of the suspects:

Officer Dennis Eckenrode	Officer Sean Sargen	Detective Matt Dotts
Officer Dennis Shearer	Officer Greg Mowery	Detective David Rode
Officer Mary Kepple	Officer Jason Rode	Detective Keith Ocker
Officer Rebecca Kessler	Officer Kenneth Shank	Sergeant Steven Beard
Officer Michael McCormick		

Chief Warner presented a commendation to Detective Dotts for his work on a case seeking the solicitation of hacking services for electronic access to the Lancaster County Clerk of Courts database to reduce and delete over \$16,000 in fines. He worked with the Lancaster County District Attorney's Office, which led to an arrest and conviction of the suspect. The action of the Detective garnered media attention both locally and on the world wide web in turn promoting a positive image of law enforcement and specifically the Derry Township Police Department.

UPDATE ON COMMUNITY CATS:

Mrs. Debra Farrington, Derry Township Community Cats, thanked the Township and Board, and especially Supervisor Engle, for helping them find a building for their organization. She stated in the last three and half years they have neutered 825 cats. She spoke about how they can help assist residents immediately versus having to wait. She spoke about the volunteers they have and the positive relationship they have with the Police Department. She stated their funding comes from assistance from the Township, donations they receive from the community, and grants they are pursuing. Supervisor Engle stated this organization saves the Township money. He stated the whole Board was behind the effort to help the organization.

CONSIDERATION OF 102 REESE AVENUE:

Mr. Williams stated the Board of Supervisors has sole approval authority for any new construction of a principal building and demolition of an existing building located within the Chocolate Avenue Preservation Overlay District. The applicant is proposing to demolish the existing dwelling at 102 Reese Avenue and construct a mixed-use building consisting of a commercial use (day spa) on the first floor and a residential apartment use on the second floor. On May 23rd, the Derry Township Design Advisory Board made a recommendation of appropriateness with the stipulation that three-tab roofing shingles are used instead of architectural. He stated they have a Zoning Hearing on Wednesday for the proposal. He stated they will go through the normal land development approval process. Discussion ensued.

Supervisor Engle made a motion approving the demolition of the existing dwelling and the design of the new building proposed for 102 Reese Avenue, as presented on the information submitted to the Township on May 9, 2016, with the stipulation that three-tab roofing shingles are used instead of architectural shingles subject to Zoning Hearing Board Approval. Supervisor Cort seconded the motion. **Motion carried 4-0.**

HRG SUPPLEMENT #1 – JAVA AND LOCUST AVENUE STORM SEWER PROJECT:

Mr. Negley stated the Supplemental Scope of Services proposes to complete the project tasks at a lump sum fee of an additional \$90,000.00 for Locust and \$55,500.00 for Java. These amounts are consistent with the Community Development Block Grant Award. The County has approved the transfer of funds within the Grant to cover this supplement. There is no cost to the Township with this supplement.

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Supervisor Cort made a motion authorizing the Township Manager to execute Supplement Number 1, a proposal from Herbert, Rowland & Grubic, Inc., to provide supplemental Engineering and Construction Phase services for the Java Avenue and Locust Avenue Storm Sewer Projects. Chairman Moyer seconded the motion. **Motion carried 4-0.**

ADVERTISE FOR ORDINANCE #553- PROHIBIT PARKING

Chief Warner stated crosswalks were recently installed at the intersection of E. Caracas and Granada Avenues. In order to facilitate additional parking in this area near the Hershey Theatre and other businesses, yet maintain corner sight distance at the intersection, it is proposed to start the parking restriction from the northwest and southwest corners of the intersection, to a point thirty-nine (39) feet west of the intersection along the north and south sides of E Caracas Avenue. This modification will allow for some limited additional parking, but not encroach upon the twenty (20) foot minimum parking regulation in PA Title 75. Supervisor Engle spoke about the concerns about parking downtown. Discussion ensued.

Supervisor Engle made a motion to authorize advertising of the ordinance amending the Code of the Township of Derry (Ordinance No. 553) Chapter 210 § 210-38. Parking prohibited at all times in certain locations by amending parking restrictions on the first block of E Caracas Avenue at the intersection with E Granada Avenue and Ceylon Avenue as listed in the attached ordinance. Supervisor Weir seconded the motion. **Motion carried 4-0.**

AMERICAN CANCER SOCIETY'S – PA HOPE RIDE – JUNE 25TH:

Chief Warner discussed the annual American Cancer Society's PA Hope Ride to be held on June 25th starting at the Hope Lodge at 7:00AM. Officers will be keeping the signals green long enough for the group of riders to safely cross through the intersections.

Chairman Moyer made a motion to approve the request for traffic assistance for the American Cancer Society's PA Hope Ride scheduled for Saturday June 25th 2016 starting from the Hope Lodge at 7:00AM. Supervisor Weir seconded the motion. **Motion carried 4-0.**

DONATION FOR BEAUTIFYING HERSHEY-WILLIAM S. BOWMAN TRUST:

Mrs. Henry discussed the contributions to support the tradition of hanging flower baskets along Chocolate Avenue and for other projects to beautify Hershey. This is a budgeted item. Chairman Moyer made a motion to approve a Township donation \$2,500 to the William S. Bowman Trust. Supervisor Cort seconded the motion. **Motion carried 4-0.**

PERMISSION FOR SMALL FIRE WORKS DISPLAY:

Mr. Negley stated Ryan Zimmerman, 1250 Shopes Church Road requests permission for a small 15 minute fireworks display at his residence on July 9th at approximately 9:00 p.m. The Township of Derry has been named as an additional insured by Erwin Insurance on the Zimmerman Certificate of Liability in the amount of \$1 million dollars.

Supervisor Engle made a motion authorizing Ryan Zimmerman, 1250 Shopes Church Road, Township of Derry, to display fireworks on July 9 at his residence at approximately 9:00 p.m. Chairman Moyer seconded the motion. **Motion carried 4-0.**

CORRESPONDENCE BOARD/COMMITTEE INFORMATION:

Supervisor Cort attended a meeting of the Downtown Association. She is going to be in Allentown tomorrow for a presentation with Mrs. Zumbrun. She spoke about a nice letter the Board received from Kiss Hershey Back. Supervisor Weir stated there wasn't a stormwater meeting but they are pushing the

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project forward. He spoke about a call he received from a concerned resident about beehives with their neighbor. Supervisor Engle stated they had a meeting about the Middletown easement and are making progress.

REPORTS:

- Fire Mr. DiLello stated they are fundraising and still providing tours of the firehouse.
- Public Works Mr. Clark supplied a report on Park Boulevard to the Board.
- Library Mr. Cothren spoke about the summer reading programs.
- Recreation Mr. Mandia stated they have reached the halfway point for fundraising for the Cocoa Castle (\$50,000). He stated HRG is doing a site analysis of the Recreation Center with stormwater and maximum buildout, which will be provided to the consultants. The goal is to have two conceptual plans for the site, which will lead the next phase of the plan for narrowing down a plan and building costs. He thanked Public Works and the Police Department for helping with the Memorial Day Parade.
- Engineer Mr. Bonanno stated the Java and Locust project is on schedule.
- Community Development Mr. Williams spoke about the zoning ordinance which was discussed during the Planning Commission. He stated they have received comments and will make them public in July. He stated they will be making changes based on the comments. The next meeting will be on June 30th at the Library for a panel discussion. The official map has been sent to the surrounding municipalities and will be presented to the Planning Commission in July. He discussed a needed conditional usage hearing for 251 and 253 Chocolate Avenue. The Board agreed to the public hearing at 6:00 p.m. on July 12th.
- Manager Mr. Negley stated they had a kickoff meeting with the financial consultants and they are looking 10 years back and 10 years ahead.

ACCOUNTS PAYABLE and PAYROLL:

Chairman Moyer made a motion to approve accounts payable in the amount of \$1,272,776.78 and Payroll of \$324,718.46. Supervisor Engle seconded the motion. **Motion carried 4-0.**

VISITOR/PUBLIC COMMENTS:

Mr. Richard Gamble, expressed a concern about parking with the proposed changes for 102 Reese Avenue. Mr. Williams spoke about the parking garage and the parking ordinances.

ADJOURNMENT:

Supervisor Engle made a motion to adjourn the meeting at 8:01 pm. Supervisor Weir seconded the motion. **Motion carried 4-0.**

SUBMITTED BY:

Justin C. Engle
Township Secretary

Julie Echterling
Recorder