

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
APRIL 25, 2017

CALL TO ORDER

Chairman John W. Foley, Jr., called the April 25, 2017 Regular Meeting of the Township of Derry Board of Supervisors to order at 7:00 pm 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 providing accurate notes. He announced the Board of Supervisors met in executive session to discuss land, legal and personnel issues before the meeting. After the Pledge of Allegiance, a roll call was conducted.

IN ATTENDANCE:

SUPERVISORS

John W. Foley, Jr., Chairman
Susan M. Cort, Vice Chairwoman
Justin C. Engle, Secretary
Matthew A. Weir
Marc A. Moyer

ALSO PRESENT:

Jill Henry, Assistant Township Manager
Jon A. Yost, Township Solicitor
Chuck Emerick, Director of Community Development
Thomas Clark, Director of Public Works
Chief Garth Warner, Police Department
Dave Sassman, Hershey Fire Company
Matthew Mandia, Director of Parks and Recreation
Cheryl L. Lontz, Manager of Payroll and Employee
Lauren Zumbrun, Economic Development Manager
Matt Bonanno, HRG Engineer
Chris Brown, Derck & Edsom
Julie Echterling, Recorder

Public in Attendance:

The following were in attendance: Charles Huth, Rich Gamble, Steve Kurtz, Marlene Kanuck, Marybeth Lavery, Kerri Carpenter, James Guntrum, Michael Guntrum, and Rick Zmuda.

VISITOR/PUBLIC COMMENTS:

Mrs. Marlene Kanuck, 1156 Galway Court, spoke about proposed Resolution 1510. She encouraged the Board to pass the resolution. She spoke about being free of discrimination and that all people make an investment in Hershey.

APPROVAL OF MEETING MINUTES:

Supervisor Weir made a motion to approve the minutes from the April 11, 2017 Board of Supervisors Public Meeting. Supervisor Engle seconded the motion. **Motion carried 5-0.**

NEW BUSINESS

INTRODUCTION OF NEW POLICE OFFICER, WILLIAM LEADBETTER, JR.

Chief Warner introduced Officer William Leadbetter to the Board. He spoke about his background including serving as a Marine with two tours of duty in Afghanistan. He spoke of his educational background including a Bachelor of Science. He was employed as a Deputy Sheriff with the Clarion County Sheriff's Office until joining Derry Township. Chairman Foley gave Officer Leadbetter the oath of office.

SECURITY RELEASE: PLAT NO. 1153 PARK AVENUE RESTAURANT COURT:

Vice Chairman Cort made a motion to approve the release of the remaining balance (\$661.00) of the performance security held as cash for the Preliminary/Final Land Development Plan for Park Avenue Restaurant Court (Dunkin Donuts), Plat #1153. Supervisor Weir seconded the motion. **Motion carried 5-0.**

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
APRIL 25, 2017

SECURITY RELEASE: PLAT #1261 – TRIMBLE PROPERTY:

Chairman Foley made a motion to approve the release of \$7,409.11 from the performance security provided as First National Bank of Pennsylvania Letter of Credit No. 2921 for the Preliminary/Final Subdivision Plan for the Trimble Property, Plat #1261, resulting in a new balance of \$16,068.03. Supervisor Engle seconded the motion. **Motion carried 5-0.**

POST OFFICE TRACT – EXTENSION OF TIME FOR CONDITIONAL APPROVAL:

Supervisor Weir made a motion to grant a 1-year extension of the deadline to remove the temporary structure or obtain approval for a land development plan for the retention of the structure on the "post office tract." Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.**

DAUPHIN COUNTY - MEMORANDUM OF UNDERSTANDING (MOU)-SOFTWARE:

Chief Warner discussed the current MOU with Dauphin County and the history of the agreement dating back to 2013. On April 11th, 2017, the County offered a lease program to the Township to maintain efficient computer hardware and software over the next few years. By leasing the computer hardware and software over a three-year period, the Township will defray outright total cost replacement(s) of this equipment over time. Vice Chairwoman Cort made a motion to approve the amended Memorandum of Understanding, to continue and improve upon the terms and conditions of the existing "Computer Software and Hardware" agreement between the Township of Derry and the County of Dauphin. Supervisor Engle seconded the motion. **Motion carried 5-0.**

AWARD- WEST CARACAS AVENUE PARKING LOT STORMWATER BMP PROJECT:

Mrs. Zumbrun stated the bids for the construction project were received on March 13, 2017. HRG has reviewed the bids and they were all in order. The lowest bid of \$309,268.50 was less than the estimated construction costs, resulting in an anticipated Township match to the DEP grant of \$109,268.50. Supervisor Weir made a motion to award the West Caracas Avenue Parking Lot Stormwater BMP project to Ebersole Excavating, Inc. for a unit price bid amount of \$309,268.50 subject to receipt of acceptable Performance and Payment Bonds, and that the Board authorize the Township Manager to execute the documents. Supervisor Engle seconded the motion. **Motion carried 5-0.**

ANNUAL MEMORIAL DAY PARADE - MONDAY, MAY 29, 2017:

Supervisor Engle made a motion to approve the 2017 Memorial Day Parade with road closures for the event. Chairman Foley seconded the motion. **Motion carried 5-0.**

RESOLUTION 1510, A RESOLUTION PROCLAIMING NON-DISCRIMINATION AND A COMMITMENT TO EQUITY:

Vice Chairwoman Cort read the resolution to the Board and spoke about working on this resolution with the community. Supervisor Engle made a motion to adopt Resolution Number 1510, a resolution proclaiming Non-Discrimination and a commitment to equity and inclusion to everyone in the Township of Derry is hereby approved. Supervisor Weir seconded the motion. **Motion carried 5-0.**

PENNSYLVANIA EQUAL PAY DAY -APRIL 11, 2018:

Vice Chairwoman Cort made a motion to support Pennsylvania Equal Pay Day Proclamation and proclaims April 11, 2018 as Equal Pay Day in Derry Township. Chairman Foley seconded the motion. **Motion carried 5-0.**

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
APRIL 25, 2017

ARBOR DAY – APRIL 28, 2017:

Supervisor Engle made a motion to proclaim the last Friday in April, that being April 28, 2017, the official day for observance of Arbor Day in Derry Township. Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.**

Supervisor Weir thanked Mr. Clark and his staff (Public Works) for all their help with planting of trees recently. He thanked the volunteers and the Hershey Lacrosse team for their assistance. They planted 1,000 trees at Hershey Medical Center.

HERSHEYPARK FIREWORKS ON JULY 4, 2017:

Vice Chairwoman Cort made a motion that Hersheypark is authorized to display fireworks on July 4, 2017; Rain date July 5, 2017. Supervisor Engle seconded the motion. **Motion carried 5-0.**

AGREEMENT -SUNOCO PIPELINE:

Solicitor Yost spoke about meeting with Sunoco and working with the Mariner 2 proposal. He spoke about a financial agreement whereby Derry Township would be reimbursed for any damage/wear of the roads from their large equipment using it. He recommends the Board approve the agreement.

Chairman Foley made a motion to approve the financial agreement with Sunoco dealing with potential road repairs. Supervisor Weir seconded the motion. **Motion carried 5-0.**

CORRESPONDANCE BOARD/COMMITTEE INFORMATION:

Supervisor Weir spoke about attending the Library's luncheon for volunteers, Vista School's open house, and PSAT's stormwater discussion. Vice Chairwoman Cort stated she attended the same events as Supervisor Weir and the Joint meeting between the Board and the School District, Tax Association, and the first Downtown Core meeting. She spoke about Kiss Hershey Back event coming up in May. Chairman Foley stated he attended the same events as Supervisor Weir and was at the Mohler Center when the Governor visited.

Chairman Foley spoke about the M&H Railroad and how the Board is opposed and how they are working with surrounding municipalities and stakeholders to try and stop it to protect the residents. He stated M&H applied to increase their traffic including crossing 322. He spoke about the hazardous materials they would be handling, the speed of them and the potential backups from traffic. He spoke about the concern with a derailment and how it could cause issues not only with traffic but with patients getting to Hershey Medical Center and School District students. He stated they just found out about the approval form the Governor's office from The Sun Newspaper article. Vice Chairwoman Cort stated there would be a public meeting in the future to discuss this issue.

Chairman Foley asked about the bus shelter. Mr. Brown spoke about where it would be located and how HRG will be designing it and will be closer to the entrance of the Towers.

REPORTS:

Police

Chief Warner attended a Community meeting with Dr. Hollis, HMC, speaking about diversity.

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
APRIL 25, 2017

Public Works

Mr. Clark spoke about getting ready for spring. He spoke about attending a PSATS meeting where the Township's model for stormwater seemed to be the model.

Accounting

Mrs. Lontz stated she is working on the 5-year Capital plan.

Parks and Recreation

Mr. Mandia stated they passed the final DCNR inspection of Cocoa Castle and opening day is April 29th. They will be stocking Bullfrog Valley pond this week for the May 6th Derby.

Engineer

Mr. Bonanno thanked the Board for the kind words. He stated HRG had a booth at PSATS and had others asking about the Derry model. He stated Oakmont project is out to bid and the work on Walton should start May 8th.

Community Development

Mr. Emerick stated Mary Sauders was hired as a part-time secretary. He spoke about the reduced number of Zoning Hearing Board meetings since the zoning ordinance was passed. He sent a letter to the owners for the Church of Latter Day Saints. He stated \$2,000 has been received for foreclosed homes in the Township with Community Champions. He stated they have other services and software and will be looking into it.

Economic Development

Mrs. Zumbrun attended the Dauphin County Infrastructure Advisory Board hearing to present the Township projects. The advisory board is recommending approval of the projects to not exceed \$3,500,000. She stated they need to tighten numbers with HRG and hopes the County Commissioners will act in the next few months. Next week she will be at Conference in Pittsburgh.

ACCOUNTS PAYABLE and PAYROLL:

Supervisor Engle made a motion to approve accounts payable in the amount of \$843,999.26 and a Payroll of \$312,822.00. Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.**

VISITOR/PUBLIC COMMENTS:

Mr. Gamble spoke about his concerns about the risks with the increased train traffic. He spoke about the thousands of cars that pass through now. Ms. Carrie Carpenter, 551 Indian Run Drive, thanked the Board for passing Resolution 1510. She spoke about how it is legal today to discriminate and is working to see the laws in Pennsylvania change. James Guntrum from troop 200 was in the audience working on his Citizen Badge.

ADJOURNMENT:

Supervisor Weir made a motion to adjourn the meeting at 8:00 pm. Supervisor Engle seconded the motion. **Motion carried 4-0.**

SUBMITTED BY:

Justin C. Engle
Township Secretary

Julie Echterling
Recorder