

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 14, 2017**

**CALL TO ORDER**

Chairman John W. Foley called the November 14, 2017 Regular Meeting of the Township of Derry Board of Supervisors to order at 7:06 p.m. in the meeting room of the Township of Derry Municipal Complex, 600 Clearwater Road, Hershey, PA. He stated there was an executive session where land, legal and personnel issues were discussed. He advised that all public meetings are recorded for providing accurate notes. After the Pledge of Allegiance, a roll call was conducted.

**IN ATTENDANCE:**

**SUPERVISORS**

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

**ALSO PRESENT:**

James Negley, Township Manager  
Jill Henry, Assistant Township Manager  
Jon A. Yost, Township Solicitor  
Garth Warner, Police Chief  
David Sassman, Hershey Fire  
Brandon Williams, Asst. Director of Community Development  
Robert Piccolo, Assistant Director of Public Works  
Matthew Mandia, Director of Parks and Recreation  
Terry Weinhold, Manager of Accounts Payable & Receivables  
Laura O'Grady, Hershey Library  
Lauren Zumbrun, Economic Development Manager  
Eric Stump, HRG Engineer  
Chris Brown, Derck & Edson  
Julie Echterling, Recorder

**Public in Attendance:**

The following were in attendance: Elvira Ebling, Charles Huth, Kim Bloom, Laura Power, David Cassel, Scott Smith, Scott Winters, Mike Stotler, Seth Tompkins, Deb Steele, Richard Deibler, Rick Wilhelm, Ken Buchanan, Gary Kremer, David Nayler, Linda Crandall, Tracey Bemis, Phil Friedrich, Bryan Young, Amy Cole, Jeanne Thorley, Wayne Schutz, Kraig Moodie, Cody Rager, Richard Rager, Greg Koussis, Christine Drexler, William Reakop, Michael Callahan, Melissa Weigle, Fay Wasty, Rich Gamble, Sandy Ballard, Xih Liu, Andrew Wang, David Wang, and Kim Doern.

Chairman Foley announced Mr. Emerick's wife passed away this week and asked for prayers and thoughts for him and his family.

**VISITOR/PUBLIC COMMENTS:**

Mr. Rich Gamble is concerned with moving forward on the Recreation Center. He believes there should be more partnerships with the School District and County. He believes the people have spoken with the recent election.

Mr. Bill Rehkop, DTMA employee, read a statement to the Board. He is concerned about a comment made about the possible sale of DTMA to pay for the Recreation Center. He spoke about the concern with a utility taking over the Authority and the changes for employees. He spoke about the reliable service the Authority has provided for years. He spoke about the state of the art facility and the hard-working employees. He discussed the potential impact of the sale of the Authority on the employees and the residents.

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 14, 2017**

**APPROVAL OF MEETING MINUTES:**

Vice Chairwoman Cort made a motion to approve the minutes from the October 16, 2017 Board of Supervisors Public Meeting-New Recreation Center. Supervisor Engle seconded the motion. **Motion carried 5-0.** Supervisor Weir made a motion to approve the minutes from the October 23, 2017 Board of Supervisors Public Hearing. Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.** Vice Chairwoman Cort made a motion to approve the minutes from the October 31, 2017 Board of Supervisors Budget Meeting. Supervisor Moyer seconded the motion. **Motion carried 5-0.**

**NEW BUSINESS**

**POSITIVE TICKET PROGRAM –POLICE DEPARTMENT:**

Chief Warner discussed the Police Department's Positive Ticket Program implemented in July 2016. It is intended to foster positive interactions between police and the youth of the community. He thanked the community and companies who donated the prizes and awards to the youth. Detective Herr presented the following awards: Veronica Coleó received a ticket for waiting for the light change at a crosswalk. Dhevin Karunanayaka ó received a ticket for using the bike path and wearing a helmet. Pushpesh Thakur - received a ticket for using the bike path and wearing a helmet. Sarah Youngó stopped, looked both ways, and crossed the street while walking her dog. Greg Campbell and Hailey Rolon were visiting from Massachusetts and were victims of a bus crash and remained calm.

**GENERAL OBLIGATION BOND-DTMA- \$5,000,000**

Mr. Lou Verdelli, RBC Capital Markets, provided a presentation to the Board. He spoke about the potential issuance of a General Obligation Bond, Series 2018, in the estimated aggregate principal amount of \$5,000,000. This will allow DTMA to obtain the lowest possible borrowing costs. He stated the new bond would provide capital for several projects including stormwater projects and equipment. He discussed the schedule including approvals needed by DTMA and the Board. Supervisor Engle and Weir praised the Authority for their work and are not in favor of selling the Authority. Chairman Foley apologized for any anxiety the suggestion of selling the Authority has brought as they discussed all possibilities and thanked them for coming tonight.

Supervisor Weir made a motion authorizing the administration to work with RBC Capital Markets, as Bond Underwriter, and McNeese Wallace and Nurick LLC, as bond counsel, to prepare the necessary documents for the issuance of Township of Derry, General Obligation Bonds, Series 2018. Supervisor Engle seconded the motion. **Motion carried 5-0.**

**ORDINANCE NO. 697 AUTHORIZING NON-ELECTORAL DEBT FOR THREE PROJECTS:**

Ms. Zumbrun stated the Township applied for and was awarded financing through the Dauphin County Infrastructure Bank for Downtown Hershey Streetscape Improvements, US 322 Corridor Improvements, and the Stauffer's Church Road Culvert Replacement project. The total DCIB loan request was \$2,843,000. The County is looking to close by the end of the year and the next step would be for the Board to adopt the necessary Ordinance to incur debt. Mr. Verdelli discussed the structuring of the projects and timeline with the County and bonds. Supervisor Moyer asked how much the Streetscape is costing and what is being received for those monies. Ms. Zumbrun stated the cost is \$1.9 million. She and Mr. Stump discussed the application includes high visibility decorative crosswalks, resin bump-outs, delineated parking spaces, landscaping and other street amenities, resurfacing, grass median, and turning lane improvements included in the project. Supervisor Moyer is concerned about the costs and asked if

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 14, 2017**

it could wait. Ms. Zumbrun stated the US 322 and Culvert projects are current and need to keep moving. Mr. Stump discussed the timeline for US 322 & US 433 and working along with the PennDOT permits. Supervisor Weir asked about finances available to help with the costs. Ms. Zumbrun is looking into liquid fuels as an option.

Vice Chairwoman Cort made a motion to adopt Ordinance 697 (DCIB) authorizing the incurrence of non-electoral debt for the Downtown Hershey Streetscape Improvements project, the US 322 Corridor Improvements project, and the Staufferø Church Road Culvert Replacement projects. Supervisor Engle seconded the motion. **Motion carried 5-0.**

**DIRECTION ON PROPOSED RECREATION CENTER:**

Mr. Mandia spoke about the work completed in the last three years for a new Community Recreation Center. He asked the Board for direction. He asked for them to consider authorizing the execution of a scope of services for a schematic design phase of the project. He spoke about what the schematic design would include. Supervisor Weir asked about the process of wanting changes during the schematic phase. Mr. Koussis stated changes could be made during this phase and they need to be communicated at the beginning of the process. Supervisor Moyer spoke about the costs and how a decision hasn't been made to move forward and who/how it will be paid for. He stated the next Board could walk away from the project with the potential of \$75,000 spent on it. While he believes the Mohler Center is important, it shouldn't be setting the agenda for the Township especially with the potential tax impact on residents. Supervisor Engle stated this has been in the works for three years with stakeholders being involved. He stated it isn't reasonable to renovate the current center. He believes if it is done correctly the first time, it can last 50 years like the current center has lasted. He spoke about the positive attributes the center has on the residents.

Vice Chairwoman Cort made a motion approving the execution of the scope of services in the amount of \$300,000 for schematic design services for the Community Recreation Center Project. Supervisor Engle seconded the motion. **Motion carried 4-1.**

**AUTHORIZE LINE OF CREDIT FOR SERVICES FOR 2018 RECREATION CENTER:**

Mr. Mandia stated based on the estimates for professional service for the Community Recreation Center Project during the Township's 2018 calendar year, a funding source of \$1.4 million is required. He stated the interest payment for the full drawdown would be \$33,000 which has been included in the 2018 budget.

Supervisor Engle made a motion approving authorization to execute a draw down line of credit in the amount of \$1.4 million for professional services related to the Community Recreation Center Project. Chairman Foley seconded the motion. **Motion carried 4-1.**

**HRG PROPOSAL FOR SERVICES FOR CHOCOLATETOWN SQUARE EAST PARK:**

Mrs. Zumbrun asked the Board to consider approving the engineering and design fees for the project to keep moving forward. The Hershey Company has verbally expressed an interest in seeing the site developed in conjunction with the Company's 125th Anniversary in 2019, and the completion of improvements to 14 East Chocolate Avenue that will bring their executive team downtown. To achieve construction in 2019, the Township will need to begin design and engineering in the coming months, for

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 14, 2017**

a cost of approximately \$91,000.00 which will allow the Township to apply during spring 2018 grant funding. She stated timing is critical in the project. Supervisor Weir expressed concern about the amount of monies being spoken about tonight. He asked if \$100,000 is really needed for the park and to maybe contact other folks to assist in this project.

Supervisor Engle made a motion to approve HRG's proposal for engineering and design services, in the amount of \$91,000 and authorization to increase the approved line of credit for the Recreation Center to \$1.5 million to also include engineering costs associated with this project. Vice Chairwoman Cort seconded the motion. **Motion carried 3-2.**

**HRG PROPOSAL – ROADWAY IMPACT FEE STUDY & ORDINANCE:**

Mr. Williams spoke about Resolution No. 1519, which established the members of the DTIFAC. Since that time the committee has met twice, moving forward with consideration of the program. The services proposed by HRG are necessary to move forward from this point. HRG anticipates approximately \$15,000 of the scope of work being expended in 2017 of which would come out of the reserves. Mr. Stump spoke of the specific procedure and requirements for the study and hearings. Discussion ensued.

Supervisor Engle made a motion to approve HRG's October 19, 2017 Scope of Work for Professional Services of Roadway Impact Fee Ordinance. Supervisor Weir seconded the motion. **Motion carried 5-0.**

**ORDINANCE NO 692-AMEND CHAPTER 225:**

Supervisor Weir made a motion to adopt Ordinance No. 692, amending Chapter 225 of the Code of the Township of Derry to make general revisions, corrections and clarifications. Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.**

**ORDINANCE NO 693-AMEND CHAPTER 89:**

Supervisor Engle made a motion to adopt Ordinance No. 693, which would amend Chapter 89 (Downtown Core Design Standards) of the Code of the Township of Derry regarding permitted materials for roofing and private outdoor seating elements. Chairman Foley seconded the motion. **Motion carried 5-0.**

**RESOLUTION 1523-2018 BOARD OF SUPERVISOR'S MEETINGS:**

Vice Chairman Cort made a motion to adopt Adoption of Resolution No. 1523, establishing the Board of Supervisor's regular meeting dates for the year 2018. Supervisor Engle seconded the motion. **Motion carried 5-0.**

**ORDINANCE NO 698-AMEND PARKING ON COCOA AVE:**

Supervisor Engle made a motion to adopt Ordinance No. 698 to amend the Code of the Township of Derry (Ordinance No. 553) by amending parking restrictions on Cocoa Avenue just south of Brook Lane and Cocoa Avenue just south of Ridge Road. Vice Chairwoman Cort seconded the motion. **Motion carried 5-0.**

**CORRESPONDANCE BOARD/COMMITTEE INFORMATION:**

Supervisor Weir and Moyer discussed the tree planting event on November 4<sup>th</sup> where over 100 volunteers planted 48 trees. Supervisor Weir spoke about passing a shade tree ordinance. Vice Chairwoman mentioned the November 20<sup>th</sup> Diversity meeting. Chairman Foley spoke about the transportation meeting. He spoke about correspondence the Board received about allegations about the Fire Company. He spoke about it is being handled. Supervisor Engle asked about crosswalk

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 14, 2017**

enforcement especially after a recent incident. He spoke of a warning being provided to those who aren't complaint with signals and this will be communicated to the public.

**REPORTS:**

Police:

Chief Warner met with the Hershey Plaza apartments on site and spoke to them about their concerns. He will submit a report of his findings to the Board. There are some short term and long-term solutions. He spoke about the departments fundraiser for November of no facial shaving for the men. They raised \$1,400.

Fire:

Mr. Sassman stated there were 61 calls for the month of October. He spoke of their Thanksgiving dinner that is open to the public and thanked those who have donated.

Public Works:

Mr. Piccolo stated they are in full leaf pickup mode.

Library:

Mrs. O'Grady stated the Library was featured as a question on Jeopardy this week.

Engineer:

Mr. Stump stated the repairs to Stoney/Shenk should be done and reopened on Friday.

Economic Development:

Ms. Zumbrun stated a DEP inspection is scheduled for the W. Caracas parking lot to close out a grant.

**ACCOUNTS PAYABLE and PAYROLL:**

Supervisor Weir made a motion to approve accounts payable in the amount of \$372,020.59 and Payroll of \$327,019.69. Supervisor Engle seconded the motion. **Motion carried 5-0.**

**VISITOR/PUBLIC COMMENTS:**

Mr. Gamble spoke about the spending approved tonight. He asked if they could slow down and work one project a year. He spoke about the cost of the Recreation Center and Mohler Center and if residents will be able to afford it. He asked that they slow down on the spending.

Mr. Howie Naylor asked about the Recreation Center and the schematic plan. Supervisor Engle spoke about the schematic plan and how the current center is beyond renovating.

**ADJOURNMENT:**

Vice Chairwoman Cort made a motion to adjourn the meeting at 8:47 p.m. Supervisor Moyer seconded the motion. **Motion carried 5-0.**

**SUBMITTED BY:**

---

Justin C. Engle  
Township Secretary