

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
JULY 23, 2019

CALL TO ORDER

Chairwoman Cort called the July 23, 2019 Regular Meeting of the Township of Derry Board of Supervisors to order at 7:03 p.m. in the meeting room of the Township of Derry Municipal Complex, 600 Clearwater Road, Hershey, PA. She advised that all public meetings are recorded for providing accurate notes. She announced the Board of Supervisors met in executive session before the meeting. There was a public hearing held at 6:00 p.m. for a conditional use application No 2019-04. After the Pledge of Allegiance, a roll call was conducted.

IN ATTENDANCE:

SUPERVISORS

Susan M. Cort, Chairwoman
Justin C. Engle, Vice Chairman
Richard D. Zmuda, Secretary
Matthew A. Weir

ALSO PRESENT:

Christopher Christman, Township Manager
Jill Henry, Assistant Township Manager
Jon A. Yost, Township Solicitor
Chuck Emerick, Director of Community Development
Chief Garth Warner, Derry Township Police
Thomas Clark, Director of Public Works
Cheryl Lontz, Manager of Payroll and Employees
Matthew Mandia, Director of Parks and Recreation
Laura O'Grady, Hershey Public Library
Matt Bonanno, HRG Engineer
Lauren Zumbrun, Economic Development
Julie Echterling, Recorder

Public in Attendance:

The following were in attendance: Sandie Pharman, Caroline Clough, Tori Tafuto, Sam Andrews, Angela Woronko, Marissa Roper, Clin Clem, Tommy Paul, Steven Bennett, Julie Moore, Rob Worski, Lauren Hetrick, Eileen Westley-Hetrick, Marilyn Ferguson, Mil Keep, Kristin Lindsay, Dennis Trout, Dan Serfass, Jennifer Renz, Jessica Demopolus, Linda & Dayne Eyer, Johnathan Minnick, Robert Naeye, Gwendolyn Weller, Patrick Sheldon, Doug Nicotera, Greta Ingraham, Jill Roetzy, Nick Mahler, Jarrod Moyer, Michael Klock, Carre Nye, Debra Blacker, Elaine Blacker, Harry Susi, Marty Stabley, Jay Ziegler, Regina Bowman, Shannon Bruce, Mark Brace, Kathleen Ryland, Claire Ryland, Glenda Billog, Russ Biggica, David Kutz, Tom Searer, Anne Searer, L Sarey, C Cliff, A Verna, Skip Becker, Angie Dye, Chip Dye, Amelia Dye, Rich Gamble, Carol O'Hara, George O'Hara, Jim Mends, Amanda Hoffey, Jack & Sue Peck, Joshua Kesterson, Mauve Verna, Matt & Chris Luttrell, Navin Verne, Aiyanna Verna Aayush Verna, Kim O'Crاندell, Brian Ling, Dan Zanghi, Tony Porter, John Porter, Sara Ryan, Kevin Ferguson, Jan Weigel, Kristyne Wagner, Kimberly Reeder, Scott Landis, Chuck Crاندall, Linda Crاندall, Mary Ann Kugalrio, Christie Drexler, Elaine Dye, John Mawk, Kathleen Mawk, Emily Clough, Catharine Nicole Foley, Andrey Soltanov, Ben Wilhelm, Clara Hess, Crystal Oyerly, Ashley Zagaceta, Dan Clough, Pam Ruddle, Kelly Fickett, Robert Kline, Kathy Seidl, Steve Seidl, Ray Brace, Bob Smith, Judy & Bill Woodring, Stephanie DeDonatis, Dave Teller, Pam Nelson, Brian Pedo, Carol Yakseir, Randy Haldeman, Bily Savegot, Jordan Yeagley, Lou Bushman, Lorrie Bushman, John May, Jeff King, Annette, Geoff Bohlender, Maura Toments, Sandy Cappelli, Sandy Ballard, Brian Kreider, Paul Thompson, Maria Thompson and Louis Paoletti.

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VISITOR/PUBLIC COMMENTS:

Mr. Robert Naeye, The Sun's reporter and Hummelstown resident, asked the Board to confirm or refute information recently received at the Sun, that a member of this Board is currently the subject of an investigation by the Pennsylvania State Ethics Commission. Chairwoman Cort stated matters of litigation are not commented on by the Board.

Mr. Matthew Peters, 1456 Springs Hill, spoke about the occupational tax and how it is impacting him as a student. He spoke about the exemptions available for those who make under \$12,000, however, he makes more than that which is used to pay for college. He asked them to consider an exemption for college students. Supervisor Zmuda stated he attends the Tax Association meetings and will ask about it.

Mrs. Linda Eyers, 2321 Raleigh Road, asked if the 2018 audit had been completed and Mr. Christman said yes. She asked two more questions about the financial situation for the Township and Chairwoman Cort asked her to contact Mr. Christman directly with these questions.

Mr. Wayne Rivers, 815 Cypress Court, noted at the last CARS meeting, they discussed how each of the members at the meeting (26) had emailed the Board and haven't heard back. He asked them to consider responding to their emails and questions. Chairwoman Cort stated it is their intention to respond, so feel free to call and asked them to be patient.

Ms. Amanda Hafley, Plymouth Circle, spoke about the maximum number for kids' club being 45 again this year. She spoke about the Township and how this is needed. She spoke about the school being willing to share space with the Township. Mr. Matt Mandia noted their license only allows 45 and the biggest problem is recruiting staff for the program. He is working with the school and spoke about the inspection and background checks required. She spoke about how affordable childcare should be a goal for the Township.

Mr. Jay Zeigler, Bullfrog Road, thanked the Board for fixing Bullfrog Road. He is concerned about the liquid fuels tax and how these funds are needed for the roads outside the downtown area. He is concerned about maintaining all the roads in the Township. He spoke about how the quality of life has improved with the paving of his road. He asked the Board to take a look at the roads and to maintain them.

Mr. Brian Link, 231 Areba Avenue, echoed what Mr. Zeigler said about roads. He spoke about the roads with ruts and potholes just outside the village. He spoke about DTMA taking over the stormwater and taking the burden off the Township. He spoke about the work being done downtown. He noted that the Township's function is safety, trash and roads. He feels bad for Public Works as they aren't getting the funds they need to keep up with the roads and conditions.

ADOPTION OF MINUTES:

Chairwoman Cort made a motion to adopt the July 9, 2019 Board of Supervisors Meeting Minutes. Supervisor Weir seconded the motion. **Motion carried 4-0.**

NEW BUSINESS:

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POLICE COMMENDATIONS:

Police Chief Warner discussed police encounters that he would recognize the officers for their actions. He noted, not all the officers could be here tonight.

- Officers Klinger, J. Rode, Mowery and Leadbetter ó were recognized for their actions that resulted in the arrest of an impaired motorist, the recovery of a stolen vehicle, development of theft suspect information and potential lifesaving action.
- Officers Henise, Keller, Kauffman and Eckenrode and Dispatcher Ashley Kienzle ó were recognized for their teamwork which enabled a violent suspect who was in the midst of an active burglary with a knife to the victim's throat, be arrested and victims were saved from harm.
- Officer Burgwald and CSO Cuba were recognized for their work to free a discarded dog stuck in the mud and save its life. Officer Burwald worked to find the owner and eventually received a confession from the owner who inflicted harm to the dog.

CONDITIONAL USE APPLICATION NO. 2019-04 REGARDING 228 MCCORKLE ROAD:

Mr. Emerick spoke about the public hearing earlier this evening. This application requests the establishment of a homeschool cooperative (co-op) for learning support. He noted he is in favor of granting this application subject to the following conditions:

1. The homeschool co-op hours of operation are limited to 7:30 a.m. to 5:00 p.m., Monday through Friday.
2. The homeschool co-op shall have a maximum attendance of 25 students and 4 teachers at any one time.
3. A minimum of 17 parking spaces shall be reserved in the Living Legacy Church parking area for the homeschool co-op between the hours of 7:30 a.m. and 5:00 p.m., Monday through Friday.
4. The owner/operator of the homeschool co-op shall maintain three parking lot shade trees (one shade tree per eight required parking spaces) on the subject property.
5. The grant of approval of the Conditional Use request shall not relieve the applicants from filing and having the Township approve any permit, land development, subdivision, or site plan which may be required by other Township regulations or from otherwise complying with all applicable Federal, State and Township regulations.
6. The grant of this Conditional Use authorization shall expire if a zoning permit, building permit, or certificate of use and occupancy is not obtained within 12 months from the date of the grant of the Conditional Use authorization.
7. The homeschool co-op shall meet all other requirements of the Township that may apply.

Chairwoman Cort made a motion to adopt Decision for Conditional Use Application No. 2019-04.

Supervisor Zmuda seconded the motion. **Motion carried 4-0.**

REFINANCING OBLIGATION BONDS -SERIES 2014-DTMA

Mr. Christman spoke about the interest bond market and the potential savings of \$150,000 in interest costs for refinancing the General Obligation Bonds, Series 2014 for DTMA. DTMA would be 100% responsible for the principal and interest. Mr. Lou Verdelli, RBC Capital Markets, provided a presentation to the Board. He spoke about the Series 2014 bonds. He noted the refinancing would not move the final maturity date (December 2027). He noted that DTMA authorized them to proceed last night and discussed the schedule which included coming to the Board in August for approval of the ordinance.

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Vice Chairman Engle made a motion to authorize the administration to work with RBC Capital Markets, as bond underwriter, Public Financial Management, Inc as financial advisor and McNeese, Wallace, & Nurick, LLC as bond counsel, to prepare the necessary documents for the issuance of Township of Derry, General Obligation Bonds, Series A of 2019. Supervisor Weir seconded the motion. **Motion carried 4-0.**

HERSHEY RECREATION CENTER:

Mr. Christman discussed the order of the meeting tonight with presentations from the consultants. He outlined the timeline leading up to this meeting.

Schematic Designs – Kimmel Bogrette – Mr. Jim Bogrette:

Mr. Bogrette stated the goal was to find significant cost savings after the bid process. He spoke about removing the second floor, basement and changes to save costs. He discussed five options and noted that for each of them, the multi-purpose/lobby area, administration and the Senior Center are all the same. He went over each option and discussed the differences between them with pool and fitness areas. He noted he is concerned about option E, the 50-meter pool, with fitting the whole design on the property. He spoke about the parking lot, easement and moving things around to make it fit on the designated space. He noted that the fitness areas were increased based on conversations with SFA and are different in the options. Below is a table that outlines the five options:

| OPTION | FEATURES | SQ FT | TOTAL COSTS | Tax Increase <i>\$150,000,\$300,000 \$500,000 assessed home value</i> | Operating Profit/ (Loss) Year 5 | Potential Economic Impact Year 5 |
|-----------------|---|---------|--------------|--|---------------------------------------|-------------------------------------|
| Original | | 113,400 | \$42,026,208 | | | |
| A | 35M & leisure pool, Gym, 13k fitness | 90,000 | \$33,545,000 | \$83, \$165, \$275 | (\$317,909) | \$2,190,491 |
| B | 25M & leisure pool, Gym, 13k fitness | 86,200 | \$31,855,550 | \$83, \$165, \$275 | (\$289,622) | \$1,034,398 |
| C | 25M pool, Gym, 11k fitness | 72,000 | \$28,820,000 | \$83,\$ 165, \$275 | (\$407,196) | \$1,034,398 |
| D | Leisure pool, Gym, 11k fitness | 65,500 | \$26,945,750 | \$83, \$165, \$275 | (\$211,394) | \$0 |
| E | 50M & leisure pool, Gym, 13k fitness | 99,500 | \$36,737,250 | \$95, \$189, \$315 | (\$396,612) | \$3,807,571 |

Each option includes the same Senior Center, Admin & Support, and Multi-Purpose/Lobby Areas

Construction Cost Estimates – CCM-Greg Koussis:

Mr. Koussis discussed the outline of the five options and their costs. The outline included the construction costs, soft costs (furniture & equipment type of items), contingency built in (5%) and the total costs for each option. He stated the original bid results helped form the constructions costs listed above.

Community Center Funding Analysis – PFM-Scott Shearer & Ben Kapenstein:

Mr. Shearer stated PFM was tasked with providing an analysis based on estimates that explore the taxpayer impact of funding the Community Center. He noted that based on the timing, some costs, up to

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\$6 million could be eliminated or deferred. He discussed in detail the Capital Fund for the Township, how it works with debt service and Paygo Capital projects. He noted the current millage for the Capital Fund, including the tax increase of .30 mills for 2019 is 1.29 mills. Mr. Kapenstein went over all the options with the Capital Fund and the anticipated millage increases and the ending Capital Fund Balance for years 2019-2026. He noted the five-year capital plan for the Township's capital needs was included in his numbers. He discussed the effect of the Capital Fund tax increases on the residents based on the assessed value for each of the options. The expected increases are listed above in the table.

Pro Forma Analysis – SFA – Evan Eleff-by phone

Mr. Eleff spoke about the history of SFA, their clients, the research, results they produce, and how they have worked with numerous communities. He spoke the Phases I and II of their engagement, their process, stakeholders and everything that helped them form these reports. He noted that the definition of success for this is to be able to look back and see a multi-generational hub for meaningful community engagement revolving around sports. He stated they looked at every single activity for the Community Center and produced a forecast of revenues and expenses. Each of these activities are outlined in their report. He spoke about the economic impact in spending for those who would come to a swim meet. He discussed the summary of all five options with their potential economic impact on the Township with swim meets. He also discussed the projected net loss for each of the options at year five. Those numbers discussed are in the table. He noted that the net losses projected for year five are less than the current loss the Center has been experiencing.

Board Questions and Comments:

Vice Chairman Engle asked about the capital expenditures after year five of the study. Mr. Eleff stated they recommend ½ percent of the project cost per year be put away for capital expenditure which would equate to about \$150,000 for a \$30 million project. He noted that when Centers reach maturity (year five) they have more wear and tear. Vice Chairman Engle spoke about potential grants that maybe available for the project as Mr. Shearer discussed the capital fund and how they were conservative in their review.

Chairwoman Cort asked about the schedule. Mr. Koussis noted through the bid process they learned 18 months wasn't enough time to complete the project. He spoke about the options and how long they could potentially take from 20 to 24 months. He spoke about the changes that would be made based on the decision made as the original design was two floors. He noted Dauphin County Conservation, stormwater management, civil engineering of different design, land development changes would need to be addressed based on the design chosen. Supervisor Zmuda asked when the construction cost estimates would be tested. Mr. Koussis stated the third-party budget verification could be done a month after design is released. He noted that he was surprised at the bids and used them as a benchmark for the current estimates.

Supervisor Weir asked about opening in phases with the outdoor pool opening in the spring and the rest of the center in October. Mr. Eleff noted it would depend upon the timing of construction with Mr. Koussis. He noted that most people join gyms in the beginning of the year versus the fall.

Public Comments:

Mr. Brian Link, 230 Areba, asked why they couldn't use the outdoor pool this year and asked about going back to the well with a failed design. He asked why there wasn't more community involved as the

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stakeholders and referenced a meeting with Hershey and Powertrain. He noted in the PFM report that there were SEPTA revenues for this project. He asked at the DTMA Board meeting if there were any potential revenue going to the Township and the answer was no. Vice Chairman Engle noted it doesn't have any of those revenues. He spoke about the failed concepts and how costs would be different based site and what would be needed. He noted that since 2011 taxes, with the proposed tax increases projected, will have increased 138% and up 81% since 2016. He noted with the increases they can't get streets paved. He noted that would be the legacy of this Board is the failure to control costs and provide basic services to the community

Mr. Skip Becker, 79 Almond Drive, is concerned that they are developing a business not a service for the community. He spoke about a marketing arm that will be needed to sell fitness membership and swim meets. He spoke about the concept of having to compete against other business to maximize our revenue and will be our duty to drive them out of business. In 2017, 30,000 used the community pool and 20,000 in 2018 which was lower because of repairs and rain. He noted the Center should be about community and service not running a business.

Ms. Lauren Hetrick, Carlisle, works with the Hershey Coralettes team who has over 20 swimmers and are based at the Center. She spoke about the organization and the benefits to the girls. She noted that there are five teams in the state and how they can't compete because they can't find pool time. She noted they only have time once a week for practices. She noted with a 50-meter pool; multiple teams could be in the pool using it at the same time. They want to come back to Hershey and said to please keep them in mind as you decide.

Mrs. Carol O'Hara, 2060 Berkley Way, agrees with Mr. Becker and believes the Center needs to service the residents and community. She spoke about school taxes increasing and the potential for more residents and schools with potential of need a new bigger school. She asked if this decision could be a referendum in November. She asked about the monies used for all the consultants. She asked them to stay at \$32 million or bring the costs down. She noted in addition to the pool there are infrastructure costs that will be incurred with the Center.

Mrs. Linda Eyer, 2321 Raleigh Drive, stated \$30.7 million is the amount that is available for the Township to borrow. She noted that the millage increase discussed tonight don't take in the general fund numbers, they are just the increases for the Capital Fund. She spoke about potential increases for the options. She noted that there weren't any savings with the Recreation Center being closed the majority of the year.

Mr. Steve Bennett, 1231 Derry Road, noted the Supervisors decision will not make everyone happy, but everyone will pay for it. He spoke about what Colorado did when there was a need like we have and how they narrowed it down from \$40 million to \$24 million with the help of the community residents. He asked why we couldn't be prudent and rely on our residents versus consultants to get the job done.

Mr. Rich Gamble, Hockersville Road, asked where we are getting 3,000 people to join the fitness center for \$1 million in revenue. He has never seen 3,000 people at the Center. He talked about the same consultant being used that was 30% off in costs last time. He noted on the list of stakeholders the Mohler Center or a Senior Citizens group wasn't on the list. He thinks the rent for the Mohler Center is too high. He asked that the full Board be present to make the decision. He spoke about school taxes

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increasing in addition to these taxes. He spoke about how people don't go to Harrisburg to swim, why we would think they would come to Hershey to swim. He asked them to show respect for the community.

Mrs. Stephanie DeDonatis, 16 Almond Drive, asked if the increase in taxes discussed includes all the infrastructure including trash, cleanup, Police, and damage done by visitors. She spoke about the competitive pool and the affect it will have on residents with the quality of life. She stated the residents are not in the business of entertaining that is Hershey's job.

Mr. Randy Haldeman, Hummelstown, asked how the residents benefit from the economic impact shown in the options. He stated the burden is on the residents. He asked what the benefit is to the taxpayers.

Mr. Wayne Rivers, 815 Cypress, stated he looked at the Supervisors bios on the website. He noted that Supervisor Zmuda noted that he spent 32 years as a contractor officer and spent money allocated. He asked that we spend money we have allocated. He spoke about smarter improved infrastructure and responsible spending in the Recreation Center. He spoke about the other members of the Board and their service, talent and volunteerism. He knows this is a hard decision, but we are hurting our future for our kids to come back and be able to afford to live in this community. He noted we have already spent \$2 million. This will be the largest expense for the Township. He noted there was a public hearing for a recent business. He believes there should be a public hearing for the numbers presented tonight so everyone can digest the numbers.

Mrs. Debra Blacker, 731 Old Trail Road, realizes this is a big decision. She asked if the Hershey School District, Aquatics, swimmers, are they part of the community. She asked where they will swim. She asked the Board to remember everyone in the community for their decision.

Mr. Dan Cluff, 84 South Hills Drive, is on the Board of the Aquatics Club. He spoke about how water plays a role in the future. He spoke about the courses they offer in addition to swimming, including lifeguarding. He spoke about the activities that water services including senior members, classes, and polo. He noted it serves all ages and a 50-meter pool would help serve the community. The Aquatics club has offered water safety classes free. He stated any reduction in the water takes away from the ability to reach resident. He believes the 50 meter is the strongest option for the community.

Mr. Ray Brace, 945 Cedar Road, stated that he asked the Board to be more transparent at a previous meeting and he said they did that tonight. He spoke about the challenge to raise the money for the additional cost of the 50-meter pool. He spoke about reaching out to people about this challenge. He noted if someone else opened a 50-meter pool, the Township would lose control and revenues of that Center. He noted you can choose the events and the time of year the events happen which could affect traffic. He doesn't think the Center has to be unprofitable. He stated there is \$3.2 million between the stretch pool and 50-meter pools. The aquatics community would like to add \$2 million. In addition, they would work with the Capital Campaign to raise more. He asked them to consider the offer and the 50-meter pool.

Mr. Phil Freeman, 440 West Chocolate, disagreed that there haven't been public meetings as he has seen many of them. He spoke about the analysis done and the reports on the website. He spoke about his background and stated this is high quality work. He encouraged everyone to go out to look at the

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reports. He spoke about the tax increase would be \$7.95 to \$26.26 per month increase for homes for \$150,000 to \$300,000 assessment value.

Mrs. Jo Harding, Hummelstown, stated she is a swim parent. She spoke about her daughter and her medical condition and how swimming has helped when medication and doctors couldn't help. She spoke about the family feeling in this swim community and how it has made such a difference in her daughter's life. She knows there are other families where swimming has helped with similar health issues. She asked them to please consider the 50-meter pool as it is for everyone including the children.

Mrs. Nicole Foley, Hummelstown, stated her daughter is on the swim team. She spoke about the swim community and how they decided to stay in this area versus moving to another community. She believes the pool serves the community and the swim teams. She spoke about the school not having a half of a football field or tennis court for the students, so the 50-meter pool is a full pool. She believes the 50-meter pool is the right choice.

Mr. Dyane Evers, 2321 Raleigh, spoke about the economic impact discussed tonight in the presentations. He noted it will impact the restaurants and hotels and they will see the \$3 million. He thinks the Township will see about \$30,000 in hotel tax that will benefit the taxpayers. He stated HE&R would love the swim meets to come in as they benefit the most from the meets not the taxpayers.

Mr. Anton Aluquin, 500 Elm Avenue, spoke as a swim student and about the sense of community. He believes the new center proposed is multi-functional and multi-generational. He noted as a young person, he is part of the community. He spoke about this being an investment into the youth of the community and supports the 50-meter pool.

Mrs. Sara Ryan, 955 Hill Church, stated her daughter swims. She would like to see the 50-meter pool as the choice and believes there are a lot of pros for it. But at the same time she spoke about people who are on fixed incomes and thinks there are questions. She doesn't believe a 5-year look isn't enough and agrees with having a referendum.

Mr. Kevin Ferguson stated he looked at the revenue numbers. He doesn't see the School District paying toward the Center for the school's swim team. He believes they should be paying toward the Center since they will be using it. He believes they should also be helping with the construction costs. He spoke about the SFA report and how they noted that competition teams dominate pools. He believes option A allows for the community to be able to swim but doesn't allow for new programs. He believes the 50-meter pool can be used by more people. He spoke about how it could be used. He told them they need to decide to build something that can be used now or something that can grow with the community.

Mr. Patrick Sheldon, 821 Oak Drive, stated he moved here in 2012 because of the quality of life as his kids swim. He spoke about trying to get his kids into swimming lessons at the Center and not being able to get into the classes and having to go outside Derry for them. They met other families from Derry Township who had the same problem. He spoke about the benefits of water for the senior community as he has seen it with his mother-in-law. He believes the 50-meter pool is the best option to maximize the ability for working families and senior community to get access to the water.

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Mr. Chuck Crandall, Southpoint and CARS, spoke about living here for 60 years and swimming in the Plaza pool. He believes most want a community center. If you go with the 50-meter pool, someone has to pay for it and who will pay for it.

Mr. Navin Verne, 1150 Stoney Run, noted that Hershey High School has ranked #14 in the state and number #1 in the area and now we don't have a pool. He believes the school deserves a good pool.

Ms. Emily Cluff, South Hills Drive, thanked Mr. Ray Brace and those who pledged \$2 million. She believes it benefits the whole community not just the Hershey Aquatics Club.

Mr. Jay Zeigler, Bullfrog Road, stated everyone is talking about the 50-meter pool, but you have to maintain it. He was here when the person from Colorado said it costs 30% more to maintain the 50-meter pool. He agrees we need a pool, but not a 50-meter pool.

Mr. Dennis Trout, 2010 Locust Lane, has lived here for 65 years and is a retired PE with 45 years of experience. He believes the Board should not decide tonight and should have time to do their due fiscal diligence. He stated haste makes waste like closing the pool early. He spoke about other facilities that are available to those who used the Center. He stated the \$32 million Center will cost \$63 million after 20 years with interest. He spoke about the deficit for the Center and the new Center. He has provided numerous documents to the Board and they have chosen to ignore him. He asked them to take the time on the decision.

Mr. John May, 435 Granada, stated he has listened to everyone tonight. He spoke about wish lists and budgets. He spoke about the options the consultants laid out and believes the Board needs to balance. He stated their decision may not make everyone happy, but it will be a benefit to the community.

Board Discussion:

Supervisor Zmuda stated he appreciated everyone. He stated that he thinks both sides maybe disappointed with his decision. Chairwoman Cort spoke about working on this for years and knows some will be upset about the decision. She spoke about the sense of pride with the community and the public meetings that were held for public input. She understands the importance of water and that there is a shortage of it in the community and understands it benefits the community. Supervisor Weir stated we need to compromise as we have deadlines with this project. He thinks it is time to move forward. Vice Chairman Engle spoke about the long road this has been the last five years. He spoke about listening to the consultants and believes they have had a respectable process. He discussed how personal this decision is for him as he used the Center as a kid and how not having a pool this summer is personally affecting him. He knows that if they built the 50-meter pool it would be used, but there are issues including fitting on the site and the operating costs going forward. He believes no one can fault the Board for trying for the 50-meter pool, but the 35-meter pool will bring more space than was there before. He thanked everyone for their public comment. Chairwoman Cort sees the merits of a 50-meter pool but they need to do what will serve the most needs for the community.

Supervisor Weir made a motion to authorize Administration to work with the Township's consultants to prepare the necessary documents and designs as they relate to **Option A** and authorize the final plan as outlined in **Option A** to be let for public bid as soon as they are available to do so. Supervisor Zmuda seconded the motion. **Motion carried 4-0.**

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RECESS:

The Board of Supervisor meeting recessed at 10:30 p.m.

RECONVENING OF MEETING:

The Board of Supervisor's meeting reconvened at 10:36 p.m.

ZONING HEARING BOARD APPOINTMENT:

The Board voted, through ballot, to appoint a member to the Zoning Hearing Board for an unexpired term. The first vote was a tie between the two applicants. The Board re-voted, and F. Dean Morgan was appointed by a vote of 3-1.

REPLACEMENT OF HANDICAP ACCESSIBLE RAMPS:

Mr. Clark spoke about the voluntary sidewalk and curb reconstruction project, a program for residents to participate in a joint contract to replace curbs and sidewalks located within the Public right-of-way in front of their homes. This year no bids were received so a Request for Quote(RFQ) was sent for the reconstruction of sidewalks, curbing and accessible ramps throughout the Township. Doug Lamb Construction, Inc submitted the only RFQ for this work. The Board discussed, at length, with Mr. Clark the issues with receiving no bids and would discuss options at a later time.

Chairwoman Cort made a motion to authorize Township Staff to award the sidewalk and curb replacement project bid to Doug Lamb Construction, Inc. Supervisor Zmuda seconded the motion.

Motion carried 4-0.

GRANT- SAND HILL ROAD RELOCATION PROJECT:

Mrs. Zumbrun spoke about the awarded \$1 million in funding through the Commonwealth Financing Authority's Multimodal Transportation Fund program for the Sand Hill Road Relocation project. The project involves relocating Sand Hill Road and installing a signal at Sand Hill Road and Fishburn Road. This improvement is shown on the Township's official map in conjunction with the extension of Hope Drive as an improvement that will help to mitigate congestion on Governor Road. She spoke about the timeline and needing to act.

Chairwoman Cort made a motion to approve the grant contract with the Commonwealth Financing Authority for the Sand Hill Road Relocation project in the amount of One Million Dollars. Supervisor Zmuda seconded the motion. **Motion carried 4-0.**

RESOLUTION NO. 1587 -APPLICATION - FUND PROGRAM FOR THE SAND HILL ROAD RELOCATION PROJECT:

Mrs. Zumbrun spoke about the need for this resolution for the \$730,000 not awarded for the project. She stated matching funds in the amount of \$938,891 were to be provided by C&S Kray Real Estate. This application would request the balance of funding that was not awarded in the original application, \$730,000. Applications are due July 31, 2019.

Chairwoman Cort made a motion to adopt Resolution 1587 authorizing the submission of an application to the Commonwealth Financing Authority's Multimodal Transportation Fund program for the Sand Hill

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Road Relocation project and authorizing the chairwoman and secretary to execute the documents. Supervisor Weir seconded the motion. **Motion carried 4-0.**

PERFORMANCE SECURITY: 85 SOUTH HILLS DRIVE, S-2019-010:

Chairwoman Cort made a motion to accept cash performance security in the amount of \$14,358.00 and enter into the Agreement to Provide Financial Security between Carl L. Romig and the Township for the Post Construction Stormwater Management & Erosion and Sediment Pollution Control Site Plan for Carl L. Romig, 85 South Hills Drive, S-2019-010. Supervisor Weir seconded the motion. **Motion carried 4-0.**

PERFORMANCE SECURITY: SULLIVAN RESIDENCE – S-2019-006:

Chairwoman Cort made a motion authorizing the release of performance security in the amount of \$6,705.00, which was provided as cash for the Stormwater Management Plan for Sullivan Residence ó Property Improvements, S-2019-006. Supervisor Zmuda seconded the motion. **Motion carried 4-0.**

CORRESPONDENCE BOARD/COMMITTEE INFORMATION & REPORTS:

There were no reports or correspondence offered by the Board or by Staff.

ACCOUNTS PAYABLE and PAYROLL:

Chairman Cort made a motion to approve accounts payable in the amount of \$1,444,484.69 and Payroll totaling \$380,777.26. Vice Chairman Engle seconded the motion. **Motion carried 4-0.**

VISITOR/PUBLIC COMMENTS:

Mr. Jay Zeigler asked about the rezoning as the last one cost him time and money. He wanted to know if it was just for the downtown. Mr. Emerick stated the study is for downtown, but they will be fixing some minor items.

Mr. Rich Gamble congratulated the Board and hopes it works out well and doesn't have to be sold. He asked if there was a budget number set for the project. He spoke about the \$2 million donation and believes they should ask the Aquatics club and school district to kick in money toward the Center. Chairwoman Cort noted that the Capital Campaign will start again.

Mrs. Linda Eyers applauded them on their decision and thanked the Board for listening to the community. She believes this is a good compromise.

Mr. Kevin Ferguson stated he respects their decision. He asked about the \$3 million between options A and E options for construction. He believes the amusement tax would have taken care of that difference. He can't understand why it hasn't been addressed. Vice Chairman Engle stated they can't raise that tax. Supervisor Zmuda spoke about the ordinance and agreement and how all three parties must agree. He stated that they have approached HE&R and they aren't willing to discuss it. Mr. Ferguson said we have been asking about this and small adjustment would pay for this. Chairwoman Cort thinks they need to come and explain to the community how the relation and tax work and what their contribution is to the Community.

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Mr. Dennis Trout spoke about spending time creating due diligence questions that haven't been answered by the Board. He asked what the public needs to do to get answers and a response.

ADJOURNMENT:

Chairwoman Cort adjourned the meeting at 11:07 p.m.

SUBMITTED BY:

Richard D. Zmuda
Township Secretary