

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

**CALL TO ORDER**

Chairman John W. Foley, Jr., called the February 14, 2017 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 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:**

James Negley, Township Manager  
Jill Henry, Assistant Township Manager  
Jon A. Yost, Township Solicitor  
Chuck Emerick, Director of Community Development  
Robert Piccolo, Assistant Director of Public Works  
Police Chief Garth Warner, Police Department  
Barbara Ellis, Director of Hershey Public Library  
Matthew Mandia, Director of Parks and Recreation  
Terry Weinhold, Manager of Accounts Payable & Receivable  
Lauren Zumbrun, Economic Development Manager  
Matt Bonanno, HRG Engineer  
Julie Echterling, Recorder

**Public in Attendance:**

The following were in attendance: Rich Gamble, Jason White, Russ Grubb, Angela Shuman, Xin Liu, Andrew and David Wang, Jim Sullivan, Ethan Sullivan, and Valerie Hutt.

**VISITOR/PUBLIC COMMENTS:**

Mr. Gamble asked for an update on the downtown development and TIFF.

**APPROVAL OF MEETING MINUTES:**

Supervisor Engle made a motion to approve the minutes from the January 24, 2017 Board of Supervisors Public Hearing. Supervisor Weir seconded the motion. **Motion carried 5-0.**

Vice Chairwoman Cort made a motion to approve the minutes from the January 24, 2017 Board of Supervisors meeting. Supervisor Engle seconded the motion. **Motion carried 5-0**

**NEW BUSINESS:**

**PERFORMANCE SECURITY - PLAT NO. 1102 - HERSHEY MEDICAL CENTER:**

Mr. Emerick discussed the request for the release of the remaining balance of the performance security provided for the Revised Preliminary/Final Land Development Plan for Off-Site and Onsite Traffic Improvements at the Pennsylvania State Milton S. Hershey Medical Center, Plat No. 1102. He stated the Medical Center agreed to reallocate the remaining balance of the performance security to improvements along Governor Road.

Supervisor Engle made a motion to authorizing the release of the remaining balance (\$245,277.18) of the performance security held as PNC Letter of Credit No. 18103409-00- 000 for the Revised Preliminary/ Final Land Development Plan for Off-Site and On-Site Traffic Improvements at the Pennsylvania State

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Milton S. Hershey Medical Center, Plat #1102. Chairman Foley seconded the motion. **Motion carried 5-0.**

**PERFORMANCE SECURITY PLAT NO. 1245 DEER RUN COMMONS:**

Chairman Foley made a motion accepting the January 31, 2017 letter from the developers (DSG Development Corporation and Abel Construction Co., Inc.) modifying the terms of the Bond, and agreeing that there is no longer a need to take official action every year to extend the term of SAFECO Insurance Company of America Bond No. 6603339 for the 4th Revised Preliminary/Final Land Development Plan for Deer Run Commons, Plat #1245. Supervisor Weir seconded the motion. **Motion carried 5-0.**

**PERFORMANCE SECURITY PLAT NO. 1265-THE POINT:**

Chairman Foley made a motion accepting the January 31, 2017 letter from the developers (DSG Development Corporation and Abel Construction Co., Inc.) modifying the terms of the Bond, and agreeing that there is no need to take official action every year to extend the term of United States Surety Company Bond No. 1001047705 for the Revised Final Subdivision and Land Development Plan for The Point, Plat #1265. Vice Chairman Cort seconded the motion. **Motion carried 5-0.**

**RESOLUTION NO. 1506-DAUPHIN COUNTY EMERGENCY OPERATIONS PLAN:**

Chief Warner spoke about the updates to the Dauphin County Emergency Operations Plan. He stated the changes need to be approved, but they don't change how the Township operates in an emergency. Supervisor Weir made a motion approving Resolution No. 1506, authorizing the adoption of the Dauphin County Emergency Operations Plan for use as the Township of Derry Emergency Operations Plan. Vice Chairman Cort seconded the motion. **Motion carried 5-0.**

**EASEMENT AGREEMENT- BIKE PATH CROSSING OF WOOD ROAD:**

Mr. Mandia spoke about the easement agreement with the Hershey Trust Company for constructing the Bicycle and Pedestrian Trail from Bullfrog Valley Road, along Wood Road, crossing Waltonville Road, and terminating at Grove Street and Middletown Road. That piece of trail was constructed in the spring of 2004. In 2008, the agreement was amended and restated to include a 60'x 60' area that became the site of the Zach Topper Memorial located behind the white barn on the corner of Waltonville Road and Wood Road. He stated this easement is Amendment No. 1 to the Amended and Restated Agreement of Easement. This amendment allows access and permission to construct the crossing at Limerick Court and Wood Road at the Oakmont Development. The Trust Company will consider the execution of this easement agreement at their March Board meeting. Solicitor Yost has reviewed this agreement and concurs with its language and content. He stated, if and when it is approved by both parties, HRG has indicated that they are able to advertise the bidding of this project within a week of the recording of the agreement. Discussion ensued.

Supervisor Engle made a motion to approve the Easement Agreement between the Hershey Trust Company and the Township of Derry for a Bike Path Crossing of Wood Road. Chairman Foley seconded the motion. **Motion carried 5-0.**

**2017 HERSHEY 10K RACE - APRIL 8, 2017:**

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Vice Chairwoman Cort made a motion to approve the request to hold the 2017 Hershey 10K race starting at 7:30 a.m. on Saturday, April 8, 2017. Supervisor Weir seconded the motion. Motion carried 5-0.

**CORRESPONDANCE BOARD/COMMITTEE INFORMATION:**

Chairman Moyer spoke about a diversity meeting he attended hosted by HMC. He spoke about the ideas coming out of the meeting and how they could become part of the Downtown planning. Supervisor Weir spoke about the TIFF meeting in January. He spoke about the May 6<sup>th</sup> Kiss Hershey Back event. He spoke about the HMC planting of trees around their campus. Vice Chairwoman Cort spoke about the meetings she attended: the Parks and Recreation Advisory meeting, a presentation to the Rotary Club, and a quarterly meeting with the School Board. Chairman Foley stated he attended the following meetings: the Diversity meeting, HMC leadership & Trust, internal meetings with Police and Fire Company.

**REPORTS:**

<u>Police</u>	Chief Warner spoke about the first Coffee with a Cop meeting. He stated it snowed that day and they will have more in the future.
<u>Public Works</u>	Mr. Piccolo spoke about Public Works participating with Kiss Hershey Back and HMC planting of trees.
<u>Library</u>	Mrs. Ellis spoke about the article in the Sun about the Library. She spoke about the consultants in reviewing their collection and category procedures.
<u>Community Development</u>	Mr. Emerick spoke the public hearing at 5:30 p.m. on February 28.. He stated the design for downtown would be outside the zoning ordinance. He stated the hearing for the ordinance would be March 28 <sup>th</sup> .
<u>Economic Development</u>	Mrs. Zumbrun stated there would be a DHA meeting next Tuesday. She stated they would discuss the TIFF during the meeting announce the season's events. The public is invited to attend.

**ACCOUNTS PAYABLE and PAYROLL:**

Supervisor Engle made a motion to approve accounts payable in the amount of \$600,750.86 and two Payrolls of \$625,933.08. Supervisor Weir seconded the motion. **Motion carried 5-0.**

**VISITOR/PUBLIC COMMENTS:**

Mr. Russ Grove informed the Board about a street light near the Swatara bridge that isn't necessary. In addition, he spoke about the sign for Union Deposit that is still there.

Ethan Sullivan, David Wang and Andrew Wang were boy scouts from Troop 65 attending the meeting tonight to work on their communication merit badge.

**ADJOURNMENT:**

Supervisor Moyer made a motion to adjourn the meeting at 7:37 p.m. Supervisor Engle seconded the motion. **Motion carried 5-0.**

**SUBMITTED BY:**

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Justin C. Engle  
Township Secretary

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Julie Echterling  
Recorder