

**TOWNSHIP OF DERRY**  
**BOARD OF SUPERVISORS MEETING MINUTES**  
**NOVEMBER 9, 2021**

**CALL TO ORDER**

Chairman Abruzzo called the November 9, 2021, Regular Meeting of the Township of Derry Board of Supervisors to order at 7:05 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. After the Pledge of Allegiance, a roll call was performed. He announced the Board met in Executive Session at 6:30 p.m. to discuss personnel issues.

**IN ATTENDANCE:**

**SUPERVISORS**

E. Christopher Abruzzo, Chairman  
Carter E. Wyckoff, Secretary  
Richard D. Zmuda

**ALSO PRESENT:**

Christopher Christman, Township Manager  
William Oetinger, Township Solicitor  
Chuck Emerick, Director of Community Development  
Robert Piccolo, Assistant Director of Public Works  
Chief Garth Warner, Police Department  
Lt. Tim Roche, Police Department  
Zach Jackson, Director of Parks and Recreation  
Alison Trautmann, Director of Hershey Public Library  
Matt Bonanno, HRG Engineer  
Julie Echterling, Recorder

**MEMBERS ABSENT:**

Natalie L. Nutt, Vice Chairwoman  
Susan M. Cort

**Public in Attendance:**

The following were in attendance: Mike Datnup, Marshall & Mason Cass, Anne Hess, William Rehkop, Mike Postick, Rich Gamble, Mike & Evelyn Urbanavage

**VISITOR/PUBLIC COMMENTS:**

Ms. Anne Hess, 115 East Glenn Road, spoke about moving back into the area in the neighborhood of Glenn Acres. She stated on September 27, three men from Angry Beavers who are contracted with Verizon, entered her yard, and used chainsaws to cut branches off her trees on her property line. She is currently researching property lines and easements. She had a terrible experience with them. The men did not have identification and she did not receive any advanced notification about the work they were performing.

**CONSENT CALENDAR:**

Supervisor Zmuda made a motion to authorize action on the following Consent Calendar:

1. Adoption of Board of Supervisors Meeting Minutes for the October 26, 2021 Regular Meeting.
2. Accepted a financial security in the amount of \$35,634.00, in the form of Members 1st Federal Credit Union Letter of Credit No. 10A-0813-2021 and enters into the Agreement to Provide Financial Security with Kevin and Heather Hollenbush for the Stormwater Management Plan for Hollenbush Residence, S-2021-016.
3. Accepted a cash financial security in the amount of \$16,388.00 and enters into the Agreement to Provide Financial Security with Ian and Erica Norton for the Stormwater Management Plan for 321 East Areba Avenue, S-2021-019.
4. Authorized the full release of financial security in the amount of \$352,973.00, which had been provided in the form of Fulton Bank Letter of Credit No. STB339 for the Stormwater Management Plan for Brownstone Real Estate Governor Road Office, S-2020-006.
5. Authorized the full release of financial security in the amount of \$41,388.00, which had been provided in the form of PNC Bank Letter of Credit No. 18134483-00-000 for the Penn State Milton S. Hershey Medical Center West Laydown Area Stormwater Management Plan, S-2021-002.

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6. Authorized the release of the remaining balance (\$2,386.00) of the financial security provided in the form of Fulton Bank Letter of Credit No. STB283 for the Stormwater Management Plan for 1702 East Chocolate Avenue, S-2019-019.
7. Authorized the release of the remaining balance (\$11,218.00) of the cash financial security provided for the Post-Construction Stormwater Management Plan for 1108 Waltonville Road, S-2020-023.
8. Authorized the release of \$68,270.28 from the performance security provided in the form of Fulton Bank Letter of Credit No. D004342 for the Preliminary/Final Subdivision Plan for Legacy Landing, Plat 1110, resulting in a new balance of \$98,728.70.
9. Approval of Accounts Payable \$975,893.28 and Payroll of \$308,606.82

Supervisor Wyckoff seconded the motion. **Motion passed 3-0.**

**NEW BUSINESS:**

**RESOLUTION 2021-21-BOARD OF SUPERVISOR'S 2022 MEETING DATES:**

Supervisor Wyckoff made a motion to adopt Resolution 2021-21 establishing the Board of Supervisors meeting dates for the year 2022. Supervisor Zmuda seconded the motion. **Motion carried 3-0.**

**NEW YEAR'S EVE CELEBRATION AND FIREWORKS:**

Supervisor Zmuda made a motion that the Derry Township Community Celebration Committee is granted permission to hold a New Year's Eve Celebration on December 31, 2021 and stage fireworks display on January 1, 2022, at approximately 12:01 a.m. Supervisor Wyckoff seconded the motion. **Motion carried 3-0.**

**NEW YEAR'S EVE CELEBRATION IN SQUARE:**

Supervisor Wyckoff made a motion to approve the request to hold the New Year's Eve Celebration in the Square of Hershey on December 31, 2021, along with the associated road closings. Supervisor Zmuda seconded the motion. **Motion carried 3-0.**

**ADVERTISING FOR BIDS-UNDERGROUND WATERPROOF – POLICE STATION:**

Chief Warner spoke about the building of the Municipal Complex and the issue with the low water table. He spoke about the work that has been done so far to help the leak issue. In order to stop future leaks, they need to waterproof and repair any structural deficiencies to mitigate leaks. He asked for permission to advertise for bids for this work.

Supervisor Zmuda made a motion to authorize the Administration to advertise for bids for the underground waterproofing project for the Police Department building. Supervisor Wyckoff seconded the motion. **Motion carried 3-0.**

**RESOLUTION 2021-23-AGENT FOR PEMA-HURRICANE IDA:**

Lieutenant Roche discussed the need for a resolution to designate an agent for receiving financial assistance from PEMA for Hurricane IDA. He noted that the funds would only be for public critical infrastructure.

Supervisor Wyckoff made a motion to adopt Resolution 2021-23 authorizing the adoption of a designated agent to execute a Public Disaster Assistance claim for Hurricane/Tropical Storm Ida. Supervisor Zmuda seconded the motion. **Motion carried 3-0.**

**CORRESPONDENCE BOARD/COMMITTEE INFORMATION:**

Supervisor Zmuda attended the Climate Action Group meeting. They are working on a document to present to the Board on reducing greenhouse gases.

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**REPORTS:**

<u>Public Works:</u>	Mr. Piccolo stated they are in full swing for leaf collection and are ahead of schedule.
<u>Recreation:</u>	Mr. Jackson spoke about the contractors' work including dry wall, ceilings, kitchen equipment installation, concrete and outdoor pool work. The Arts & Crafts show was successful and well attended.
<u>Community Development:</u>	Mr. Emerick scheduled a public hearing for December 21 at 5:30 p.m. for the proposed zoning change for PA State Police plan.
<u>Manager</u>	Mr. Christman stated Mr. Sassaman, Hershey Volunteer Fire Dept., could not be here tonight but said they had 72 calls for October. They will not be having their annual Thanksgiving Turkey Dinner because of supply chain issues. He noted they received four bids for the Auditors bidding and plans to share the results at the next meeting.

**DTMA UPDATE:**

Mr. William Rehkop, Executive Director of DTMA, spoke about the changes in Administration this year including an opening with Stormwater that they hope to have filled shortly. He spoke about the waiving of fees during COVID and the increased arrears currently on the books. They are going to use a collection agency that will collect the accounts over 90 days and establish payment plans. He stated they are on pace to meet the expectations of the 2021 budget. He noted they can now secure their own financing without the Township being the guarantor. He noted there would be a 2% increase in user fees because of the 20% increase in chemical rates they are experiencing.

He spoke about their projects and provided an update to the Board. He highlighted the Energy Enhancement Project which should be completed in late 2022. This will help harvest free energy for them. He spoke about the Southwest Plant upgrade which should be completed in July 2022. He spoke about the Stormwater projects including Bullfrog Valley and Ridge Road projects and working with HRG which should be completed in early Spring 2022. He spoke about the PA DEP Regulation changes coming with biosolids and how it could impact them. He spoke about the thermal dryer damaged in the 2017 flooding. They are collaborating with consultants about how to put it back into operation. The Board thanked him for coming and would like to have quarterly updates in 2022.

**VISITOR/PUBLIC COMMENTS:**

There were no comments offered.

**ADJOURNMENT:**

Supervisor Zmuda made a motion to adjourn the meeting at 7:51 p.m. Supervisor Wyckoff seconded the motion. **Motion carried 3-0.**

**SUBMITTED BY:**

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Carter E. Wyckoff  
Township Secretary