

TOWNSHIP OF DERRY
BOARD OF SUPERVISORS MEETING MINUTES
FEBRUARY 8, 2022

CALL TO ORDER

Chairman Abruzzo called the February 8, 2022, 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 advised that all public meetings are recorded for providing accurate notes. After the pledge of Allegiance a roll call was completed. He announced an Executive Session was held at 5:30 p.m. where legal issues were discussed.

IN ATTENDANCE:

SUPERVISORS

E. Christopher Abruzzo, Chairman
Natalie L. Nutt, Vice Chairwoman
Carter E. Wyckoff, Secretary
Richard D. Zmuda
Michael P. Corado

ALSO PRESENT:

Christopher Christman, Township Manager
Peter Nelson, Solicitor
Chuck Emerick, Director of Community Development
Thomas Clark, Director of Public Works
Chief Garth Warner, Police Department
David Sassaman, Hershey Volunteer Fire Company
Zachary Jackson, Director of Parks and Recreation
Julie Echterling, Recording Secretary

Public in Attendance:

Rich Gamble

VISITOR/PUBLIC COMMENTS:

There were no public comments offered.

CONSENT CALENDAR

Vice Chairwoman Nutt made a motion to approve the following items on the Consent Calendar:

1. January 25, 2022 Board of Supervisors Regular Meeting Minutes.
2. January 25, 2002 Board of Supervisors Public Hearing
3. Authorize the full release of financial security in the amount of \$18,159, which had been provided in the form of cash for the Revised Stormwater Management Plan for Trogner Residence (700 Stauffers Church Road), S-2021-005.
4. Approval of Accounts Payable \$221,486.46 and Payroll of \$319,754.29.

Supervisor Wyckoff seconded the motion. **Motion carried 5-0.**

NEW BUSINESS:

TIME EXTENSION-PLAT 1338-HERSHEY TRUST COMPANY:

Mr. Emerick stated Plat 1338 proposes to subdivide a 6.115-acre lot from a tract of land containing approximately 234.3 acres of area. The Board approved Plat 1338 in August 2021 with conditions that needed to be addressed by February 10, 2022. The applicant, Hershey Trust Company, has requested an extension to address the conditions of the plan until March 31, 2022. He stated there are still 14 conditions outstanding that need to be addressed.

Supervisor Wyckoff made a motion to approve the requested time extension for the Preliminary/Final Subdivision Plan for Hershey Trust Company – Ridgeway, Plat 1338, extended to March 31, 2022, subject to compliance with the following items:

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1. The Applicant shall reimburse the Township for all costs incurred in reviewing the Plan no later than March 8, 2022. The Applicant shall continue to satisfy and pay all outstanding Township Professional Consultant invoices in relation to the Plan in accordance with §503 of the MPC.
 2. The Applicant shall provide financial security to guarantee the installation of 7 deciduous trees as depicted on the Plan in the amount of \$2,435.00 and in a manner and form acceptable to the Township, no later than March 31, 2022; the Applicant shall provide financial security to guarantee the completion of the pedestrian trail as depicted on the Plan in the amount of \$150,965.00 and in a manner and form acceptable to the Township, no later than March 31, 2022; and the Applicant shall agree to and execute a Development and Financial Security Agreement in a manner and form acceptable to the Township no later than March 31, 2022.
 3. The Applicant shall revise the Plan no later than March 31, 2022 to show the sanitary sewer connections to the buildings.
 4. The Applicant shall revise the Plan no later than March 31, 2022 to identify if the sanitary sewer lines are public or private.
 5. The Applicant shall provide 2 originals of the Request for Planning Waiver & NonBuilding Declaration that are signed by the Applicant, along with 2 copies of any supporting information that is required to be submitted to DEP no later than March 31, 2022.
 6. The Applicant shall comply with and/or otherwise satisfy the comments in the Township Engineer's review letter dated July 12, 2021, a copy of which is attached hereto and specifically incorporated herein by reference, in a manner and form acceptable to the Township no later than March 31, 2022.
 7. The Applicant shall provide a CD containing a digital file of the final Plan in Auto CAD or DXF compatible format no later than March 31, 2022.
 8. The Applicant shall agree to and execute deeds of dedication and/or easements with the requisite accompanying exhibits for additional right-of-way along Fishburn Road and McCorkel Road no later than March 31, 2022 in a manner and form acceptable to the Township.
 9. The Applicant shall provide 2 originals of the signed and notarized Development and Financial Security Agreement no later than March 31, 2022.
 10. The Applicant shall agree to, execute, and have notarized an Easement Agreement for the bicycle/pedestrian trail depicted on the Plan, and the Applicant shall provide a revised easement for the extension of the term for the existing trail easement in a manner and form acceptable to the Township no later than March 31, 2022.
 11. The Applicant shall comply with all outside agency requirements, including, but not limited to, PennDOT, PADEP, FAA, and EPA, if applicable.
 12. The Applicant shall record the Development and Financial Security Agreement, or a Memorandum of the same, concurrently with the Plan.
 13. The Applicant shall record the Easement Agreement for the bicycle/pedestrian trail depicted on the Plan and shall record the revised easement for the extension of the term for the existing trail easement concurrently with the Plan.
 14. The Applicant shall record the deeds of dedication and/or easements for additional right-of-way along Fishburn Road and McCorkel Road concurrently with the Plan.
- Supervisor Zmuda seconded the motion. **Motion carried 5-0.**

CORRESPONDENCE BOARD/COMMITTEE INFORMATION:

Supervisor Zmuda stated he and Vice Chairwoman Nutt attended the Tax Association meeting in January. He stated they reorganized, discussed the amusement tax receipts, and discussed accepting credit cards for payments. He attended the Downtown Core Design meeting where they discussed sign

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changes. Chairman Abruzzo asked Mr. Emerick and the Solicitor to work on proposed changes with master plans and prepare them for a presentation to the Board during a public meeting.

Supervisor Zmuda then spoke about a project he has been working on for the past three years. He spoke about creating a Hero's Memorial near the Hershey Fire Company. There will be a courtyard of honor including memorials that were previously at the Recreation Center. This would be a memorial for war heroes and first responders. They will have a committee and work with HRG to design this memorial and it will be presented to the public. He stated the Committee has 19 community stakeholders and they are looking to become a 501©(3) company so that there would not be a Township cost. He spoke about the potential for excess money to be used for scholarships. It is in the preliminary stage and as it grows, he will update the Board.

REPORTS:

<u>Fire:</u>	Mr. Sassaman stated they had 54 calls in January. They had their banquet in January and honored their members for years of service including a 40 year member.
<u>Public Works</u>	Mr. Clark stated they are working on indoor maintenance around the buildings. They have restocked the salt as they have used more this year.
<u>Recreation</u>	Mr. Jackson provided an update on the construction for this week and upcoming week. There are 700 memberships purchased to date and noted the special for membership will go through the end of February.
<u>Manager</u>	Mr. Christman noted they had three vendors come to the pre-bid meeting last week for the waste management contract. Penn Waste, Republic and Waste Management were in attendance.

VISITOR/PUBLIC COMMENTS:

There were no comments offered.

ADJOURNMENT:

Supervisor Zmuda made a motion to adjourn the meeting at 7:25 p.m. Supervisor Corado seconded the motion. **Motion carried 5-0.**

SUBMITTED BY:

Carter E. Wyckoff
Township Secretary