



TOWNSHIP OF DERRY

Board of Supervisors Meeting Minutes

Tuesday, February 25, 2025

CALL TO ORDER

Chairwoman Nutt called the February 25, 2025, 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. She advised that all public meetings are recorded for providing accurate minutes. An Executive Session was held before the meeting where land and legal issues were discussed. After the Pledge of Allegiance, a roll call was performed.

Prior to moving forward with the meeting agenda items, Chairwoman Nutt, stated, on behalf of the Board, I would like to address an issue that arose over the weekend regarding a letter to the editor that appeared on PennLive. The statement was not authored or authorized by Derry Township, the Board of Supervisors, or any Township employee. The Township was not aware of the letter to the editor until it appeared online. The Township reached out to PennLive multiple times to ask for the removal of the Derry Township title posted to the letter to the editor. Our Solicitor has been in contact with the author of the letter to the editor to reprimand the inappropriate behavior and ask for a retraction. We appreciate the dozens of residents who are willing to volunteer their time to serve on advisory boards and commissions. However, serving on a Derry Township Board or Commission does not authorize a member to speak, use the Derry Township seal or publish on behalf of Derry Township, without the express written consent of Derry Township. The Township is communicating with all those who are serving to remind them of the restraints of their position.

ROLL CALL

SUPERVISORS PRESENT:

Natalie L. Nutt
Carter E. Wyckoff
Michael P. Corado
Richard D. Zmuda
Dominic V. Giovanniello

ALSO PRESENT:

Zachary Jackson, Township Manager
William Oetinger, Township Solicitor
Garth Warner, Chief of Police Department
Chuck Emerick, Director of Community Development
Tom Clark, Director of Public Works
Alison Jacobine, Director of Hershey Public Library
Amy Walker, Director of Parks & Recreation
David Sassaman, Hershey Volunteer Fire Company
Becky Sweigart, Public Outreach Coordinator
Lynn Dawson, Recording Secretary
Eric Stump, HRG Engineer

ABSENT:

Public in Attendance:

AJ Somma, Tally Anderson, John Foley, Shannon McNary, Doug Herr, William Thurman, Michelle Thurman, John Forry, Renee Forry, Sean Guay, Marybeth Lavery, Rich Gamble

VISITOR/PUBLIC COMMENTS

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There were no public comments offered.

CONSENT CALENDAR

Adoption of the Board of Supervisors Meeting Minutes for the February 11, 2025 Regular Meeting.

Approval of February 25, 2025 Accounts Payable of \$712,354.49 and February 14, 2025 Payroll of \$393,944.23.

Supervisor Zmuda made a motion to approve all items on the Consent Calendar. Supervisor Giovanniello seconded the motion. **Motion carried 5-0.**

NEW BUSINESS

Promotions of three Sergeants and one Lieutenant.

Chief Warner presented the following four officers for promotion with Chairwoman Nutt presiding over the swearing in ceremony:

- Anthony Clements promoted to Lieutenant
- Jason Rode promoted to Sergeant
- Gregory Mowery promoted to Sergeant
- Robert Bennett promoted to Sergeant

Requesting Authorization to Execute a Letter of Support for the Penn State Hershey Medical Center's Year-Three Application for a Dauphin County Opioid Remediation Grant.

Mr. Jackson stated as part of the \$26 billion national settlement, there are funds available within Dauphin County to be used for opioid remediation, with municipalities being able to apply for grants to support projects that provide abatement strategies to local communities. The County process for consideration of eligible applicants requires a "Letter of Sponsorship" from Derry Township, with the Township being considered a "sponsor" because the grant criteria lists Derry Township as a community with 10,000 residents or more. Penn State Health is seeking a Letter of Support for its Year Three application to this grant program. They have been successful the last two years in their application for a \$75,000 grant. Lastly, Mr. Jackson noted the Administration is seeking Board authorization to prepare and execute a "Letter of Support" for the project, with the application not having any financial impact on Derry Township.

Dr. Taffy Anderson, Penn State Health, provided a background to the program and benefits relating to the patients. Dr. Anderson confirmed the grant would be for \$150,000.

Supervisor Giovanniello made a motion that the Board of Supervisors authorize the Township Manager to prepare and execute a letter of support for the Penn State Hershey Medical Center's opioid remediation project as discussed this evening. Supervisor Zmuda seconded the motion. **Motion carried 5-0.**

Appointment of Two (2) Members to the Zoning Hearing Board. (Resignation of Christopher Gazzio & Joseph Nocera).

Chairwoman Nutt stated they would postpone the appointments until the next Board of Supervisors meeting on March 11, 2025.

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We recently had two resignations from members of the Zoning Hearing Board due to personal conflicts. There are two unexpired terms, one ending December 31, 2028 and the other ending December 31, 2029. Township Administration received interest from three residents to fill these vacancies.

The Preliminary/Final Subdivision Plan of Scott R. Ortenzio and Celeste C. Stalk-Ortenzio, Plat 1398.

Mr. Emerick stated Plat 1398 is being processed to subdivide Lot 2 which is the middle lot, in half, with part to be conveyed to Lot 1 (other lands of Carl and Shirley Ortenzio), and part to be conveyed to Lot 3 (lands of Scott Ortenzio and Celeste Stalk-Ortenzio). The properties have frontage on Hill Church Road and are located within the Conservation zoning district. No new lots are proposed as part of this plan and no new development or improvements are proposed for any of the lots represented on the plan. He confirmed Lot 1 contains a dwelling and detached garage and is served by public water and sewer and Lot 2 contains an existing shed and the drain field for Lot 3. Lot 3 contains a dwelling and detached garage and a well. Mr. Emerick reviewed the waivers and deferments requested and recommended approval of Plat 1398.

Motion 1 of 2 – WAIVERS and DEFERMENTS:

Supervisor Wyckoff made a motion that waivers and deferments are granted from the Subdivision and Land Development Ordinance (Chapter 185) as noted in the *Explanation* section of this agenda item for the Preliminary/Final Subdivision Plan of Scott R. Ortenzio and Celeste C. Stalk-Ortenzio, Plat 1398. Chairwoman Nutt seconded the motion. **Motion carried 5-0.**

Motion 2 of 2 - PLAN:

Chairwoman Nutt made a motion that the Preliminary/Final Subdivision Plan of Scott R. Ortenzio and Celeste C. Stalk-Ortenzio, Plat 1398, is approved, subject to compliance with items 1 through 14 in the *Department Head Recommendation* section of this agenda item. Supervisor Zmuda seconded the motion. **Motion carried 5-0.**

Briefing item for ordinance to amend the Subdivision and Land Development Ordinance (Chapter 185 of the Code of the Township of Derry) in its entirety and modifications to the Streets and Sidewalk Ordinance (Chapter 179 of the Code of the Township of Derry).

Mr. Emerick stated this item has been placed on the agenda to provide an opportunity for the Board of Supervisors to consider a comprehensive review and revisions to the Township's Subdivision and Land Development Ordinance (SALDO) and modifications to the Streets and Sidewalks Ordinance. He commented that the SALDO was adopted on December 17, 1996, and since this time there have been various amendments made over the years due to ordinances, etc. It would help to have a legal review of the SALDO and he shared several examples of scenarios where the review would be beneficial. He confirmed originally the cost of the review was not to exceed \$18,000, but HRG has since reduced it to \$10,500, after further inspection and a more finite listing of items for review.

Supervisor Wyckoff made a motion that the Board of Supervisors authorizes staff to begin working with HRG and Grim, Biehn, and Thatcher to update the SALDO and Streets and Sidewalks Ordinance. Supervisor Zmuda seconded the motion. **Motion carried 5-0.**

Acceptance of financial security for the Revised Post-Construction Stormwater Management Plan for 1108 Waltonville Road, S-2024-014.

Mr. Emerick stated this plan was submitted to detail the revised design of stormwater management facilities for a garage, gravel, swimming pool, deck, and patio at 1108 Waltonville Road, with the

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applicants and property owners listed as Michael and Meagan Fernandez. HRG reviewed the cost estimate prepared by the applicants' engineer and recommended that financial security in the amount of \$20,140 be provided. The applicants have provided security in the form of cash and have entered into the Township's standard agreement to Provide Financial Security to Guarantee Completion of Improvements Required by a Stormwater Management Site Plan and Report.

Supervisor Zmuda made a motion that the Board of Supervisors accept cash financial security in the amount of \$20,140.00 and enter into the Agreement to Provide Financial Security between Michael and Meagan Fernandez and the Township for the Revised Post-Construction Stormwater Management Plan for 1108 Waltonville Road, S-2024-014. Supervisor Giovannello seconded the motion. **Motion carried 5-0.**

SUPERVISOR BOARD/COMMITTEE REPORTS

Supervisor Zmuda provided a recap of the February 24, 2025 Downtown Core Design Board meeting as well as the February 25, 2025 Transportation Working Group meeting also attended by Chairwoman Nutt.

Supervisor Wyckoff shared an update from the recent meeting with the Derry Township Municipal Authority (DTMA).

DEPARTMENTAL REPORTS

Police Department

Chief Warner thanked the Board for their involvement in the promotions during the meeting and noted these promotions created four officer vacancies. We are currently in the process of accepting applications and eventual candidate testing in March, 2025. We are utilizing the Crime Watch page and the citizens request portal, in order to assist with reported traffic concerns, as these methods have been beneficial for the department to address both ongoing and developing issues for each shift.

Public Works

Mr. Clark stated this week we have started spring work within the Township after several busy weeks responding to road treatments due to winter weather conditions.

Library

Mrs. Jacobine noted the following upcoming events:

- Quilting supplies exchange with those interested being able to drop-off items on Saturdays until April 14, 2025. The library is then having a quilting supply exchange in late April, where those attending will be able to select 'new to you' items.
- On March 8, 2025, at 2 p.m., the library will have a Celtic band, Seasons, perform.
- On March 3, 2025, at 2 p.m., the Library Friends group will present the movie "Waitress".
- On March 1, 2025, at 2 p.m., a children's program entitled "Fried Folksongs".

Parks & Recreation

Ms. Walker shared the following:

- The pickleball league started on February 21, 2025.
- Registration is currently open for a 5 on 5 basketball league, with online registration available through ActiveNet.
- Feedback relating to recent aquacise classes.

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Township Engineer

Mr. Stump noted the Township was awarded the \$700,000 multi-modal grant funding for improvements along Hockersville Road.

Community Development

Mr. Emerick requested to add a public hearing to the schedule on Tuesday, March 25, 2025, at 7 p.m.

VISITOR/PUBLIC COMMENTS

No public comments offered.

ADJOURNMENT

Supervisor Zmuda made a motion to adjourn the meeting at 7:51 p.m. Chairwoman Nutt seconded the motion. **Motion carried 5-0.**

SUBMITTED BY:

Michael P. Corado, Secretary