

**NEWBERRY TOWNSHIP BOARD OF SUPERVISORS**  
**Monthly Meeting**  
**August 24, 2021          6:00 p.m.**

**Call to Order by Chairman Mario Eckert**

Chairman Eckert called the Regular Meeting to order at 6:00 p.m. Proof of publication was available for public inspection.

**Attendance**

Chairman, Mario Eckert	Police Lieutenant, Braxton Ditty
Vice-Chairman, Maxine Kauffman	Wastewater Services Coordinator, Brent Zeiders
Supervisor, Clair Wintermyer	Township Comptroller, Jane Deamer
Supervisor, Dave Kirkpatrick	Fire Chief, Gary Hatterer
Supervisor, Brandt Cook	Zoning Officer, Marcus Brandt
Township Manager, Tony Miller	Police Chief, Steve Lutz
Engineer, Bill Rudy	Public Works Director, Scott Getgen
Solicitor, Andrew Miller	Wastewater Coordinator, Brent Zeiders

**PUBLIC COMMENTS**

*Mike Haugh, 355 River Rd:* Mike said he has been coming to the meetings for 4 years and nothing has been resolved with Save Rite Auto. It has been a year and a half and Save Rite still has not complied. Mr. Haugh asked if the members of the board would like to live near a business like Save Rite. Vice-Chair Kauffman said there is litigation regarding Mr. Haugh and Save Rite and is unsure if they should comment. Township Tony Miller said Save Rite showed proof of purchasing a fence, but it has not been received yet. Chairman Eckert asked the Zoning Officer to follow up with Save Rite regarding the fence. Mr. Haugh said Save Rite is washing cars but does not have proper draining. Chairman Eckert asked Mike to put a list together to give to Marcus Brandt to investigate.

*Mike Krone, 175 Bobbie Jones Dr:* Mike asked the board why they are putting out RFP to other companies and not just have a contract signed with our current EMS service. Chairman Eckert said they have a responsibility to the residents to ensure the best service. Mr. Krone said he would like to keep the EMS service the Township has now. Chairman Eckert asked Mike Krone if he knew what services the Newberry EMS department is providing since the Township currently does not have a contract. Mr. Krone said the EMS companies who are putting in the proposals should be public knowledge. Mike Krone also wanted to address the board on how Debra Popp was spoken to at the prior Board of Supervisors meeting. He found the remarks appalling.

## **PUBLIC COMMENTS cont.**

*Vicki Krone, 175 Bobbie Jones Dr:* Vicki was asking what was being built on Cartref since there is logging on the one section. Township Tony Miller said the owner is logging it, and there are currently there are no building permits applied for. Vicki said because of the logging the deer are coming into developments and she is concerned for their lives. Vicki also asked what was being built by Walmart. Chairman Eckert said it's a Sherwin Williams and Starbucks. She said none of this information is on the website. She said the website is not kept up to date and have no mailers sent. Chairman Eckert said we have a lot of mailers that would need sent out at a cost, but he will investigate this with the board. Vicki said respect goes both ways and she did not appreciate Supervisor Kirkpatrick's comment about being on Facebook.

### **Minute Approval**

MOTION by Supervisor Kirkpatrick to approve the meeting minutes from July 27, 2021, Board of Supervisors meeting. The motion, seconded by Chairman Eckert, carried unanimously.

MOTION by Supervisor Kirkpatrick to approve the meeting minutes from August 10, 2021, BOS Workshop minutes. The motion, seconded by Chairman Eckert, carried unanimously.

## **REPORTS**

### **Police Department – Chief Lutz**

Chief Lutz reviewed the report he submitted to the board. Chief Lutz thanked the residents for coming out to National Night Out. There was an estimate of 3000 people who attended and 50 vendors. September 24<sup>th</sup> is the annual golf tournament that benefits the TEAM program. Supervisor Wintermyer asked Chief Lutz to give clarification on the "Meth Lab" in York Haven. Chief Lutz said the person who called described the house with an RV and said it resembled like the one in Breaking Bad. The dispatcher heard this and thought it was a potential meth lab. Once fire and police arrived, it was just a fire and no meth lab. The board and Chief thanked Walmart for donating 40 bags of ice during the electric outage the Township had. Mike Haugh asked Chief about the traffic on River Rd. Chief Lutz said per the traffic study amount of violators is small.

### **Fire Department – Gary Hatterer**

Chief Hatterer reviewed report he submitted to the board. Chief Hatterer said he has been working with the Zoning Officer on the items discussed last month like the house numbers. Gary said his EMS units are not coming to the new building unless they were successful in the RFP. Most of the residents do not know they are separate from the Township and are a non-profit. Chief Hatterer asked if he would receive the contract would his EMS be in the new building. Chairman Eckert said yes, and the staff would have living quarters as well.

Rudy Huggins from Goldsboro Fire Department thanks the Board and Chief Hatterer for allowing the Fire Department to participate in National Night Out. He said The York Haven Fire Department is doing a chicken dinner on September 11<sup>th</sup>.

**Solicitor – Andrew Miller**

Solicitor Andy Miller submitted a report to the board. Andy Miller requested an executive session to discuss correspondence from York County Storm Water Consortium

**Engineering – Pennoni Associates**

Engineer Bill Rudy submitted a written report to the board.

**EMA - Tom Alstead**

Tom Alstead submitted a written report to the board. Tom discussed the storm that happened on the 13<sup>th</sup>. There was widespread and long-term outages. Tom thanks all the volunteers, Township Staff, The Board of Supervisors, and the Police Department for helping with organizing and putting into action plans to help the residents.

**Highway- Scott Getgen**

Scott Getgen submitted a written report to the board.

**Zoning Officer- Marcus Brandt**

Marcus Brandt submitted a written report to the board.

**Sewer – Brent Zeiders**

Brent Zeiders submitted a written report.

**Township Manager’s Report – Tony Miller**

Manager Tony Miller submitted a written report. Tony commented that they have been working on keeping the Website updated the best they can.

**Treasurer’s Report – Jane Deamer**

Jane Deamer submitted a written report to the board.

**Supervisor’s Report**

Supervisor Kirkpatrick said the three Fire Departments are getting together soon for operating procedures. The departments will also be touring the new warehouse in the beginning of September before it opens.

**OLD BUSINESS**

**Disorderly Conduct Ordinance Review/Solicitor**

Andy Miller said they reviewed the Ordinance, and their recommendation is to make no changes to the ordinance.

Resident Mike Krone said the Supreme Court ruled regarding speech cannot be deemed disorderly conduct.

## **OLD BUSINESS cont.**

### **Provide update on Emergency Services Building Planning/Design**

Chairman Eckert said the building is being built due to the need of space. Chairman Eckert asked if there were any questions from the public. Township Manager Tony Miller said the plans are available to the public at the Township Building. The presentation that the Police Department did on the needs of the building are also available from prior streams.

## **NEW BUSINESS**

### **Red Mill Crossing Time Extension**

MOTION by Chairman Eckert to extend the time extension to February 28, 2022, for Red Mill Crossing. The motion, seconded by Supervisor Kirkpatrick, carried unanimously.

### **SPCA of York County 2022 Municipality Agreement**

MOTION by Chairman Eckert to approve the SPCA 2022 Municipality Agreement. The motion, seconded by Vice-Chair Kauffman, carried unanimously.

### **Payment Application for EK Services for 2021 Payment Program**

Bill Rudy said the project is completed.

MOTION by Chairman Eckert to approve payment to EK Services in the amount of \$519,855.22. The motion, seconded by Supervisor Kirkpatrick, carried unanimously.

### **Schedule date for Trick-or-Treat**

MOTION by Supervisor Kirkpatrick to have Trick-or-Treat on Saturday, October 30. The motion, seconded by Chairman Eckert, carried unanimously.

### **Noise Ordinance Review**

MOTION by Chairman Eckert to table the Noise Ordinance review. The motion, seconded by Supervisor Cook, carried unanimously.

## **PAYMENT OF BILLS**

MOTION by Chairman Eckert to pay the bills. The motion, seconded by Supervisor Cook, carried unanimously.

## **EXECUTIVE SESSION**

The Board went into Executive Session at 6:57pm and returned at 7:39pm. Chairman Eckert announced the board discussed the York County Storm Water Consortium, the Chris Haring appeal, and personnel matters.

**Adjournment**

MOTION by Chairman Eckert, seconded by Supervisor Cook. Meeting adjourned at 7:40PM.

Respectfully Submitted,

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Tony Miller, Secretary