

NEWBERRY TOWNSHIP BOARD OF SUPERVISORS
Monthly Meeting
March 22nd, 2022 6:00 p.m.

Call to Order by Chairman Dave Kirkpatrick

Chairman Kirkpatrick called the Regular Meeting to order at 6:00 p.m. Proof of publication was available for public inspection. Chairman Kirkpatrick announced that the board had an executive session on March 15th, 2022, to discuss personnel issues related to the township's sewer administrator's resignation and a disciplinary action. Chairman Kirkpatrick also announced that there was an executive session prior to the meeting to deal with personnel matters.

MOTION Chairman Kirkpatrick suggested that the board rearrange the agenda to first make a motion, and then open the public to comments. Chairman Kirkpatrick made the motion to promote Officer Naumann to a sergeant. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Chief Lutz conducted the promotion ceremony with Sargent Nauman and his family.

Attendance

Chairman, Dave Kirkpatrick	Wastewater Services Coordinator, Brent Zeiders
Vice-Chair, Rob Harkins	Township Comptroller, Jane Deamer
Supervisor, Diane Shellenhamer	Solicitor, James Sanders
Supervisor, Maxine Kauffman	Zoning Officer, Marcus Brandt
Supervisor, Clair Wintermyer	Police Chief, Steve Lutz
Township Manager, Tony Miller	Engineer, Bill Rudy
Public Works Director, Scott Getgen	

PUBLIC COMMENTS

Todd Miller, West Shore Recreation Commission: Miller explained that Newberry Township used to be one of the participants of their commission but withdrew in 2014. Since then, the commission has received complaints about the upcharge and waiting period the Newberry residents now must pay because of the withdrawal. The BOS asked for further information regarding how many residents were currently part of the commission, and they would respond to the commission's invitation by June of 2022.

Gary Myers, Executive Director of Capital Region Council of Governments: Myers invited Newberry township to be a participating member of Capital Region, and gave the BOS a brochure to look at, should they be interested to join. Chairman Kirkpatrick mentioned that he invited Myers to come and give the presentation, and hopes that Newberry Township signs up to be a part of the council.

Dominish Miller, Founder of Preserving the History of Newberry Town: Miller proposed getting keystone markers taken out of storage and placed back in town at the Y'S. She said that any fee charged, she would be willing to cover. Rob Harkins mentioned helping with the charges so that Miller wouldn't need to cover costs.

MOTION Chairman Kirkpatrick made a motion for Dominish Miller to work directly with the township manager. Supervisor Maxine Kauffman seconded the motion, and the rest of the board agreed unanimously.

Deb Popp, Former Tax Collector: Popp commented that she completed the audits for all tax records, and that the tax records for 2019, 2020, and 2021 were all ready to pick up and be submitted to the Township.

PUBLIC COMMENTS cont.

Mike Haugh, 355 River Road: Mike has complaints about citations that were issued to his property and was concerned about his driveway not being approved though he worked with an engineer. There was discussion about the engineer's report. The supervisors told Mike that they would discuss the situation further amongst themselves before his warning is up.

Tom Adams, 1610 Valley Road: Adams is concerned whether Penn Waste has been combining recycled waste with normal waste. Township Manager, Tony Miller, offered to contact the operations manager at Penn Waste.

Mike Krone, 170 Bobby Jones: Krone wonders who oversees updating the townships website due an interruption with contacting the chairman. Township Manager, Tony Miller, said that he would investigate the problem.

Minute Approval

MOTION by Chairman Kirkpatrick to approve the February 22nd, 2022, monthly meeting minutes. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

REPORTS

Public Safety – Chief Lutz

Chief Lutz reviewed the report he submitted to the board. Lutz mentioned that the citizens should be aware that on February 28th, 2022, Officer Vozella and K9 Czar assisted the U.S. Marshalls, ATF, and others in a search warning conducted for two vehicles that were found to have over a half pound of powder cocaine, and it was taken off the street.

Fire Department – Chief Hatterer

Chief Hatterer forgot to mention in his report to the chief that there was an incident where all the EMS locals were out of the area, and that the members at the fire station did a medical assistance that saved an infant's life.

Solicitor – James Sanders

Solicitor James Sanders submitted a report to the board.

Engineering – Pennoni Associates

Bill Rudy submitted a written report to the board. Rudy added that he files an annual waste load management report (Chapter 94 report) that needed to be signed by Chairman Kirkpatrick.

Highway- Scott Getgen

Scott Getgen submitted a written report to the board. Resident Mike Haugh commented on the road conditions in District 2 (York Haven area). Scott explained the plan on getting the roads fixed.

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.

REPORTS cont.

Treasurer's Report – Jane Deamer

Jane Deamer submitted a written report to the board.

Supervisor's Report

Clair Wintermyer submitted a written report.

NEW BUSINESS

Recommendation for Police Chief

Chairman Kirkpatrick is looking for a motion for the recommendation of police chief to suspend officer Kline Felter.

MOTION Vice-Chairman Rob Harkins recommended the support of the chief's disciplinary action. The motion, seconded by Supervisor Kauffman, carried unanimously.

Snow Plowing

Chairman Kirkpatrick mentions the liability that the townships hold for mailboxes during snow plowing. If a resident's mailbox is in a PennDOT right away or a Newberry Township right away, and it gets knocked off because of snow it is not the PennDOT's or the townships responsibility to replace it. In the case that the mailbox is hit by a truck then the township will replace it.

Approval of the Deputy Tax Collector

MOTION by Supervisor Shellenhamer to approve the deputy tax collector. The motion, seconded by Supervisor Kauffman, carried unanimously.

Resolution 2022-14 The Red Mill Crossing Sewer Planning Module

Chairman Kirkpatrick looks for a motion to approve the resolution.

MOTION by Vice-Chairman Harkins to approve resolution 2022-14. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Rex Roth Farm Lease for Farming of the Year 2022

Chairman Kirkpatrick looks for a motion to approve the lease.

MOTION by Supervisor Kauffman to approve the lease. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Municipal Emergency Planning Coordinator

Vice-Chairman Harkins discusses Laura Kauffman to be acting municipal emergency coordinator, but to advertise the position for official emergency planning coordinator.

MOTION by Chairman Dave to appoint Laura Kauffman as the acting Director for Emergency Planning Coordinator. The motion, seconded by Vice Chairman Harkins passed with four ayes and one nay.

MOTION by Supervisor Shellenhamer to advertise for an emergency planning coordinator. The motion, seconded by Vice-Chairman Harkins, carried unanimously.

NEW BUSINESS cont.

Request for Proposals for a Pension Plan Consultant

MOTION by Shellenhamer for a pension plan consultant. The motion, seconded by Wintermyer, carried unanimously.

Approval of the Newberry Township Share of the Multi-Municipal Line Painting Bid

MOTION by Supervisor Clair Wintermyer to approve the line painting bid with DE Gimmel. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Release the Bond for Suez-Water Replacement Project 2019

MOTION by Supervisor Kauffman to release the bond of 70,000.00 for the Suez-Water replacement project. The motion, seconded by Supervisor Wintermyer, carried unanimously.

Release the Bond for Suez-Water Replacement Project 2020

MOTION by Supervisor Kauffman to release the bond of 152,040.00 for the Suez-Water replacement project. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approval of 2022 Road Program Bid

MOTION by Supervisor Wintermyer to approve Russell Standard Corporation as the winner of the 2022 Road Program Bid for 363,435.00. The motion, seconded by Supervisor Kauffman, carried unanimously.

Acceptance of the Sewer Administrators Resignation

MOTION by Supervisor Shellenhamer to accept the resignation of the sewer administrator. The motion, seconded by Supervisor Wintermyer, carried unanimously.

Supervisor Kauffman expressed her appreciation toward Gayle Russell.

Approval to use Diversified Agreement for Sewer Billing

MOTION by Supervisor Wintermyer to approve using Diversified for sewer billing. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approval of Office-Force Staffing for Temporary Staff

MOTION by Supervisor Kauffman to approve the use of Office-Force Staffing for temporary staffing. The motion, seconded by Supervisor Wintermyer, carried unanimously.

Solicitor to Draft an Ordinance to Adopt 2018 International Property Maintenance Code

MOTION by Supervisor Wintermyer for the approval of the solicitor to draft an ordinance to adopt the 2018 International Property Maintenance Code. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Letter to PennDot to Place a Four-Way Stop at the Intersection of Red-Mill Road and Yocum Road

There was discussion of different options for Red Mill Road and Yocum Road. Ultimately there was no motion, so the motion was tabled.

Resolution 2022-15 the Lexington Estates Deed Dedication

MOTION by Supervisor Shellenhamer to adopt resolution 2022-15. The motion, seconded by Supervisor Kauffman, carried unanimously.

PAYMENT OF BILLS

MOTION by Vice-Chairman Harkins to pay the bills. The motion, seconded by Supervisor Kauffman, carried unanimously.

Adjournment

MOTION by Supervisor Wintermyer. The motion, seconded by Supervisor Shellenhamer, carried unanimously. Meeting adjourned at 7:48PM.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Tony Miller", is written over a horizontal line.

Tony Miller, Secretary