

NEWBERRY TOWNSHIP BOARD OF SUPERVISORS
AGENDA
June 28, 2022
6:00pm

Executive Session at 5:30pm

PUBLIC COMMENT

- A. Hope Flinchbaugh

APPROVAL OF THE MINUTES

- A. May 24, 2022 Board Meeting
- B. June 21, 2022 Special Meeting

LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW

- A. Final Minor Subdivision Plan, 570 Cassel Road.
- B. Final Minor Subdivision Plan, 1250 Valley Road

REPORTS

- | | |
|------------------|----------------|
| A. Public Safety | F. Sewer |
| B. Solicitor | G. Manager |
| C. Engineer | H. Treasurer |
| D. Highway | I. Supervisors |
| E. Zoning | |

OLD BUSINESS

- A. Jens Damgaard, Eckert Seamans LLC, engagement for debt financing services. Township matching funds for Multi-Use Emergency Services Building.

NEW BUSINESS

- B. Release Bond/Letter of Credit #971 for Lexington Estates Phase II, \$48,813.20
- C. Release Bond /Letter of Credit #972 for Lexington Estates Phase III, \$85,341.41
- D. Bond Reduction of Lexington Estates Phase IV to \$230,997.80.
- E. Bond Reduction of Lexington Estates Phase V to \$334,665.93.
- F. Approve advertisement for adoption of the final draft Codification by General Code.
- G. Approve advertisement of Pension advisor/custodian RFP developed by Rhoades Law
- H. Approve hiring of Alexis Marquez-Hawtrey as Office Administrative Assistant.
- I. Approve Purchase of three trucks for Public Works Dept. to utilize The Driving PA Forward, On Road Rebates we received.
- J. Redland Midget Youth Football Camp donation.
- K. PA Sheriff's Association membership.
- L. Approve increase in mileage rate for use of personal vehicles to \$.625 per mile in line with the Internal Revenue Service change effective July 1, 2022, to December 31, 2022.

PAYMENT OF BILLS

- | | |
|--|---|
| General Fund -
05/25/22, 06/06/22, 06/07/22, 06/10/22
06/13/22, 06/20/22, 06/21/2022 | Sewer --
05/25/22, 06/02/22, 06/17/22 - 06/21/22 |
| Hydrant-Bills list -
05/25/22, 06/07/22, 06/21/22 | Recreation Fund-
05/25/22, 06/07/22, 06/21/22 |
| Liquid Fuels -
05/25/22, 06/07/22, 06/21/22 | National Night Out- |

ADJOURNMENT

NEWBERRY TOWNSHIP BOARD OF SUPERVISORS
Monthly Meeting
May 24th, 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 there was an executive session held at 5:00 p.m. to discuss arbitration and real estate matters.

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

Julie Dibble, Newberry Town Church of God: Dibble read a passage from John chapter 8 in the Bible and ended her public comment saying a prayer over the township.

Bob Gaswint, Redland Community Center: Gaswint gave the township an update on the projects that the community center is working on. He said that the contracts that the community center is involved in are still in process of discussion. Gaswint invited Dave Grentin to say a few words regarding the funding for the projects. There was discussion involving possible funding from grants.

Jane Herman, Hemlock Lane: Herman expressed concern that the new police building was already being constructed, she quoted Chairman Kirkpatrick from the previous meeting that if there was no grant then there would be no building. Vice-Chairman Harkins stated that the board decided to move forward with the Earth work because there was dirt available that may not be available in the future. Vice-Chairman Harkins said the township would not be raising taxes, because the township had the money to pay workers. Chairman Kirkpatrick said that he and Supervisor Shellenhamer are still working on getting grants and have been in contact with State Senators.

David Parsons, 200 Winding Hill Drive: Parsons is seeking transparency from the township concerning the interest in selling the sewer company. He expressed his concern about selling it because it is profitable. He hopes that the public will be updated if there is a change of phase for the sell. Chairman Kirkpatrick told Parsons that the board has not approved to move past phase one, and that the township will be as transparent as possible.

Minute Approval

MOTION by Supervisor Shellenhamer to approve the April 26th, 2022 monthly meeting minutes. The motion, seconded by Supervisor Wintermyer, carried unanimously.

LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW

Reverse Subdivision with Two Lots on Laurel Drive and One Lot on Hilldale Road: Doug and Melissa Ruppert

Eric Diffenbaugh, Diffenbaugh Wadel Inc: The Ruppert's are attempting to merge three lots into one so that they can have access to build a driveway. Diffenbaugh explains that the Rupperts need three waivers to accomplish this. Chairman Kirkpatrick explained which three waivers are in question.

MOTION By Supervisor Kauffman to approve the plan upon addressing the engineers' comments.
The motion, seconded by Supervisor Shellenhamer, carried unanimously.

REPORTS

Public Safety – Chief Lutz

Chief Lutz reviewed the report he submitted to the board. Chief Lutz wanted to remind the residents that June 11th, 2022 the police department will be hosting a Chicken BBQ at the York Haven Fire Department.

Solicitor – James Sanders

Solicitor James Sanders submitted a report to the board.

Engineering – Pennoni Associates

Bill Rudy submitted a written report to the board.

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. Mr. Miller had additional information to share regarding FEMA submissions and FEMA's first reimbursement to the township.

Treasurer's Report – Jane Deamer

Jane Deamer submitted a written report to the board.

Supervisor's Report

Supervisor Shellenhamer wanted to inform residents at the public meeting that a firemen committee has been formed; she thanked the York Haven Fire Station for hosting the first meeting.

Chairman Kirkpatrick asked solicitor, James Sanders, if the township could initiate a reconstruction of the Knox Box Ordinance and possibly add it to an agenda in the near – future. Sanders said that he would begin drafting it.

NEW BUSINESS

PFM Phase 2 & 3, RFP Process for Sewer

Scott Shearer, PFM Financial Advisors, LLC: Shearer explained the process for phases two and three of selling the sewer plant; and that the township, during any phase of the process could withdraw. Shearer assured the township that it is only in the exploration process (phase one) and are not required to commit to selling the plant. There was discussion over PFM Financial Advisors hourly rate.

MOTION by Supervisor Wintermyer to start phases two and three of the RFP process of selling the sewer plant. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approve Hiring of Wastewater Plant Operator

MOTION by Supervisor Shellenhamer to hire Todd M. as a wastewater plant operator. The motion, seconded by Supervisor Kauffman, carried unanimously.

Approve Market Adjustment for John Belaus to \$23.00 per Hour

MOTION by Supervisor Shellenhamer to raise the rate of current wastewater plant operator John Belaus to \$23.00 due to the current market rate. The motion, seconded by Supervisor Kauffman, carried unanimously.

Resolution 2022-16 Dollan Park Phase II Grant

Tony Miller explained that the township received a phase one grant of \$218,00.00. And if the township wants to apply for a grant for phase two, Resolution 2022-16 is required to be attached to the grant submission.

MOTION by Supervisor Kauffman to approve Resolution 2022-16. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Resolution 2022-17 Amending Resolution 2007 – 10 DROP

MOTION tabled by Supervisor Wintermyer until the board can get clarification on Resolution 2022 – 17. Vice – Chairman Harkins seconded the motion to table approving the resolution. The motion to table, was unanimous.

Resolution 2022 – 18 Capital Council of Government

MOTION by Supervisor Shellenhamer to approve Resolution 2022 – 18 Capital Council of Government. The motion, seconded by Supervisor Kauffman, carried unanimously.

Proposal for Pension RFP Legal Services

MOTION by Supervisor Shellenhamer to hire RFP Legal services to consult the township while shopping for a pension system. The motion, seconded by Vice – Chairman Harkins, carried unanimously.

MOU – GN Realty Ethers, LLC (DUNKIN') Installation of Public Improvements

NEW BUSINESS cont.

Rolling Hills Estates Phase II, Bond Release

Chairman Kirkpatrick looks for a motion to release the bond (\$105,761.38) on Rolling Hills Estates Phase II.

MOTION by Supervisor Kauffman to release the performance bond for Rolling Hills Estates Phase II. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

MOTION by Supervisor Kauffman to approve the purchase two police vehicles. The motion, seconded by Supervisor Wintermyer, carried unanimously.

Tax Exemption for 2020, Inheritance of Christ Church \$309.34

MOTION by Supervisor Wintermyer to approve tax exemption for 2020 to Inheritance of Christ Church. The motion, seconded by Supervisor Kauffman, carried unanimously.

Ordinance 417 Truck Restrictions for Culhane Road

MOTION by Supervisor Kauffman to adapt Ordinance 417, putting restriction on trucks driving through Culhane road. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Dedication & Cul de Sac for Laurel Drive and Hilldale Road

MOTION by Supervisor to have Bill Rudy and James Sanders collaborate in making a package for the dedication and Cul de Sac for Laurel Drive and Hilldale Road. The motion, seconded by Supervisor Kauffman, carried unanimously.

Appointment of EMA Coordinator, Christopher Fetters

MOTION by Supervisor Shellenhamer to appoint Christopher Fetters as the EMA Coordinator. The motion, seconded by Vice – Chairman Harkins, carried unanimously.

Approve Bid for Terry Dolan Park Rehab Phase I

MOTION by Supervisor Kauffman to approve LOBAR Associates as the bidder for Terry Dolan Park Rehab Phase I. The motion, seconded by Supervisor Wintermyer, carried unanimously.

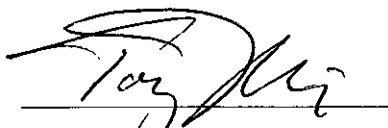
PAYMENT OF BILLS

MOTION by Supervisor Shellenhamer to pay the bills. The motion, seconded by Supervisor Kauffman, carried unanimously.

Adjournment

MOTION by Supervisor Kauffman seconded by Supervisor Shellenhamer. Meeting adjourned at 7:35PM.

Respectfully Submitted,



Tony Miller, Secretary