

**NEWBERRY TOWNSHIP BOARD OF SUPERVISORS**  
**Monthly Meeting**  
**October 26, 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  
Vice-Chairman, Maxine Kauffman  
Supervisor, Clair Wintermyer  
Supervisor, Dave Kirkpatrick  
Supervisor, Brandt Cook  
Township Manager, Tony Miller  
Engineer, Bill Rudy  
Solicitor, Andrew Miller

Police Lieutenant, Braxton Ditty  
Wastewater Services Coordinator, Brent Zeiders  
Township Comptroller, Jane Deamer  
Fire Chief, Gary Hatterer  
Zoning Officer, Marcus Brandt  
Police Chief, Steve Lutz

**PUBLIC COMMENTS**

*Vicki Krone, 170 Bobbie Jones Dr:* Vicki asked why the Board of Supervisors moved the polling place to the church on Red Mill Road. Chairman Eckert said the York County Board of Elections handles the polling places. Supervisor Wintermyer explained the parking at the Township building for the 2020 election was not enough and people were being chauffeured with the golf cart because they had to park on Lewisberry Road.

*Mike Krone, 170 Bobbie Jones Dr:* Mike discussed the PA Sunshine Act and how items need to be worded on the agenda.

*Jane Harman, Eden Rd:* Jane wanted to thank the board and said after she voiced her concern a new drain was put in after the storm. She also said the drains in front of her house also need looked at. Supervisor Wintermyer thanks Jane for her voicing the issue with the telephone poles and she helped get them taken care of.

**Minute Approval**

**MOTION**            by Supervisor Kirkpatrick to approve the September 28 monthly meeting minutes and the October 13 BOS workshop minutes. The motion, seconded by Supervisor Cook, carried unanimously.

## LAND DEVELOPMENT/SUBDIVISION REVIEW

Stacey MacNeal from Barley Snyder Law Firm and Joe Stein from WareHaus represented the applicants for Dunkin Donuts. Stacey said they tried to negotiate conversations with Fulton Bank regarding maintaining the access road. The applicant did say if they are unable to make an agreement with Fulton Bank, the applicant will take care of their portion of the access road. Joe Stein said the remaining outstanding items are administrative like signatures. Engineer Bill Rudy answered Supervisor Cook question and went over the traffic study that was done. He said most of the traffic coming to that location is pass through traffic and not new cars coming off the highway. Mike Haugh from River Rd spoke about the difference between waivers and deferments and said the Board needs to do more deferments instead of waivers

MOTION by Supervisor Kirkpatrick to approve the waiver on the preliminary plan. The motion, seconded by Chairman Eckert, carried by 3 ayes and 2 nays.

MOTION Supervisor Kirkpatrick by to approve the deferment for the sidewalk. The motion, seconded by Chairman Eckert, carried by 3 ayes and 2 nays.

MOTION by Supervisor Kirkpatrick to approve the preliminary and final plans for Dunkin Donuts with the engineers' comments and declaration of maintenance agreement. The motion, seconded by Chairman Eckert, carried by 3 ayes and 2 nays.

## REPORTS

### Police Department – Chief Lutz

Chief Lutz reviewed the report he submitted to the board. Chief Lutz reminded the residents that trick or treat is on Saturday evening for the Township. Sgt Farren received the 2021 VFW Safety award.

### Fire Departments – Chiefs Mark Sanders, Gary Hatterer, Rudy Huggins

Mark Sanders submitted a written report to the board. Mark said the Fire Department is having a chicken corn soup sale. Rudy Huggins had nothing to report. Gary Hatterer reviewed the report he submitted. Gary said they came to an agreement with UPMC Life Team on the memberships for the residents.

### EMS- Mark Knaub

Mark said they have had 108 calls so far for the month. There was 85% coverage rate for ALS service. Mark thanked everyone for getting the station up and running as quick as they did. Mark said if there are any billing issues for the residents to give UPMC a call. They have a fulltime billing staff.

### Solicitor – Andrew Miller

Solicitor Andy Miller submitted a report to the board.

### Engineering – Pennoni Associates

Engineer Bill Rudy submitted a written report to the board.

## REPORTS cont.

### 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.

### Treasurer’s Report – Jane Deamer

Jane Deamer submitted a written report to the board.

### Supervisor’s Report

Supervisor Wintermyer thanked Supervisor Dave Kirkpatrick for painting the lines for the EMS Station for free. Manager Miller also recognized Supervisor Kirkpatrick for having painted the lines at Shelley Park free of charge.

## OLD BUSINESS

### Red Mill Road and Yocumtown Road Intersection Improvements

*Jane Harman, Eden Rd:* Jane Spoke about the flashing lights that are solar power and thinks these types of signs would work.

Supervisor Kirkpatrick asked Bill Rudy if we heard anything back from PennDot. He said they put a memo together, but it has not been sent since he was waiting on more direction. Chairman Eckert says he also likes the idea of having rumble strips on the road. There was discussion between the residents and the board about different ideas and their personal concerns with the intersection. A resident said speeding is an issue. Supervisor Kirkpatrick asked Chief Lutz to do a speed study at the intersection. Vicki Krone asked if the “Slow Down” paint on the road could be redone since the water project removed part of it on the road. Supervisor Kirkpatrick said when he can make arrangements with the highway department and repaint it.

MOTION by Supervisor Wintermyer to purchase the flashing signs for the intersection. The motion, seconded by Chairman Eckert, carried unanimously.

## **OLD BUSINESS cont.**

### **Resolution 2021-16 Street Adoption for Rolling Hills Phase II**

Bill Rudy said all the inspections are done and we received the liquid fuel funds.

MOTION by Chairman Eckert to approve Resolution 2021-16 Street Adoption for Rolling Hills. The motion, seconded by Supervisor Cool, carried unanimously.

## **NEW BUSINESS**

### **2022 Klugh Animal Control Services**

Tony Miller said the fees did go up for the new contract. Also, Wednesdays will be an on call officer.

MOTION by Chairman Eckert to approve the 2022 Klugh Animal Control Services contract. The motion, seconded by Vice-chair Kauffman, carried unanimously.

### **PA Fire and Emergency Services Institute Seminar**

Supervisor Kirkpatrick said this is a class the Township would host. It would include the Board, Township Manager, and the Fire Departments. The Fee is \$450.00

MOTION by Supervisor Kirkpatrick to approve the Township to pay the \$450 for the class. The motion, seconded by Chairman Eckert, carried unanimously.

### **Resolution 2021-17 for Municipal Assistance Program (MAP) Grant**

Tony Miller said the Grant is for the audio/visual system and the security system for the new proposed police building

MOTION by Supervisor Kirkpatrick to approve Resolution 2021-17. The motion, seconded by Chairman Eckert, carried unanimously.

### **Accept Resignation of Joshua Feaser**

MOTION by Supervisor Cook to accept the resignation of Joshua Feaser. The motion, seconded by Supervisor Kirkpatrick, carried unanimously.

### **Approval to post pending vacant Public Works Equipment Operator position**

MOTION by Chairman Eckert to post the vacant position. The motion, seconded by Supervisor Cook, carried unanimously.

### **Approval to hire Charles Downs as Wastewater Treatment Plant Operator**

MOTION by Chairman Eckert to approve the hire for plant operator. The motion, seconded by Supervisor Cook, carried unanimously.

## **NEW BUSINESS cont.**

### **Approve Distribution of Fireman's Relief Funds**

MOTION by Vice-Chair Kauffman to approve the distribution of the Fireman's Relief Funds, 50% to Newberry, 25% to Goldsboro, and 25% to York Haven. The motion, seconded by Supervisor Cook, carried unanimously.

### **Resolution for Public Safety Director and Assistant Director**

Solicitor Andy Miller said he proposed a resolution. He said there is an area to define the scope of the services.

MOTION by Supervisor Cook to table the resolution for further discussion. The motion, seconded by Supervisor Kirkpatrick, carried unanimously.

### **Logo Works Fiscal Sponsor Agreement**

Chief Lutz spoke about what Logo Works is. If a police department needs funds they can go to this Agency and request it.

MOTION by Chairman Eckert to approve Chief Lutz to engage with the agreement with Logo Works. The motion, seconded by Supervisor Kirkpatrick, carried unanimously.

### **Approve 2022 Propane Bid Award**

Tony Miller spoke about the bids that the Township Received. The award went to Aero Energy at \$1.99 per gallon.

MOTION by Chairman Eckert to accept the bid from Aero Energy. The motion, seconded by Vice-Chair Kauffman, carried unanimously.

## **PAYMENT OF BILLS**

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

## **EXECUTIVE SESSION**

The Board went into Executive Session at 7:13pm and returned at 7:45pm. Chairman Eckert announced the board discussed personnel matters.

### **Adjournment**

MOTION by Supervisor Kirkpatrick, seconded by Supervisor Cook. Meeting adjourned at 7:46PM.

Respectfully Submitted,

  
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Tony Miller, Secretary