

**NEWBERRY TOWNSHIP BOARD OF SUPERVISORS**  
**Monthly Meeting**  
**September 27th, 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 personnel matters prior to the meeting and that an emergency executive session was held on September 26th, 2022, at 1:30 p.m. to discuss personnel.

MOTION by Diane Shellenhamer to add discussing the west shore recreation commission to the agenda. This motion, seconded by Vice – Chairman Harkins, carried unanimously.

There was discussion about the requirements of adding items to the agenda.

**Attendance**

Chairman Dave Kirkpatrick	
Vice-Chairman, 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	Sewer, Brent Zeiders

**PUBLIC COMMENTS**

*Kyle Poe, 701 Potts Hill Rd:* Poe requests that the board sends a letter to PennDOT requesting to have a four – way stop sign placed on Potts Hill Road where there is currently a two – way stop sign so that leaving the driveway of 701 Potts Hill Road is safer. Chairman Kirkpatrick said that the board would send a letter to PennDOT about his concern.

*Connie Flasher, 395 Eden Drive:* Flasher requested more information about the bidding process that was used to hire LOBAR for the possible MESB. Township manager, Tony Miller explained that Newberry Township used the KPN process allowed by the state. There was discussion about the line items included in the LOBAR contracts and if land developers are helping with new recreation areas in Newberry Township.

**MINUTE APPROVAL**

MOTION by Vice – Chairman Harkins to approve the August 23rd, 2022, monthly meeting minutes. The motion, seconded by Shellenhamer, carried unanimously.

**LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW**

**Southern Crossings, Request for Time Extension**

*Bill Rudy, Engineer:* Rudy explains that Southern Crossings in requesting a time extension because they will not be able to meet the 90 – day review deadline.

MOTION by Vice – Chairman Harkins to grant a time extension to Southern Crossings. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

**Dale Frye and Barbara Sipe, Request for Time Extension**

MOTION By Vice – Chairman Harkins to grant a time extension to Dale Frye and Barbara Sipe. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

## REPORTS

### Public Safety – Chief Lutz

Chief Lutz reviewed the report he submitted to the board. Chief Lutz announced that Newberry Township Police Department will be hosting a cornhole competition on November 5th, 2022, on Yocumtown Road; more information can be found on the police departments website.

### 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. The wrong report was added to website. Chairman Kirkpatrick said that the correct report would be added by the morning.

### Treasurer’s Report – Jane Deamer

Jane Deamer submitted a written report to the board.

### Supervisor’s Report

Vice – Chairmans Harkins asked if Penn Waste is correctly disposing of recycling. Chairman Kirkpatrick asked Tony Miller to inquire whether Penn Waste is disposing recycling into a landfill.

Supervisor Shellenhamer announced that there will be a fire commission with that all fire chiefs, residents from the surrounding boroughs, and residents from Newberry Township can be a part of.

## OLD BUSINESS

### Ordinance 421, Amending the Fines for Violations

There was discussion about the monetary amounts. Chairman Kirkpatrick suggested tabling making a motion so that Ordinance 421 could be reviewed.

### Ordinance 422, MS4 Stormwater

MOTION By Supervisor Shellenhamer to update adopt stormwater ordinance 422. This motion, seconded by Vice – Chairman Harkins, carried unanimously.

### EDU Transfer Agreement, Escambia Properties, LLC (Southern Crossings)

MOTION By Supervisor Wintermyer to transfer EDUs to Fairview Township from the Southern Crossings development. This motion, seconded by Vice – Chairman Harkins, carried unanimously.

## **OLD BUSINESS cont.**

### **River Road Traffic Study, Watch Children Sign**

MOTION By Supervisor Shellenhamer to place a watch children sign on River Road. This motion, seconded by Super Wintermyer, carried unanimously.

### **West Shore Recreation Commission**

There was discussion about the sunshine act and the regulations regarding items to the agenda.

MOTION By Supervisor Shellenhamer to post WSRC discussion to the agenda, and to table the discussion until October's Board of Supervisors meeting. This motion, seconded by Vice – Chairman Harkins, carried unanimously.

## **NEW BUSINESS**

### **SPCA Contract for 2023**

MOTION By Vice – Chairman Harkins to approve the SPCA contract for 2023. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

### **Traffic Signal Maintenance, Bid Results**

MOTION By Vice – Chairman Harkins to award the traffic signal maintenance contract ATS Signals as the lowest bidder. This motion, seconded by Supervisor Wintermyer, carried unanimously.

### **HVAC PM Contract, Bid Results**

MOTION By Supervisor Wintermyer to award HB McClure the HVAC PM contract as the lowest bidder. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

### **Lobar JOC Revised Pricing from Supplementals**

MOTION By Vice – Chairman Harkins to approve the Lobar JOC pricing contract. This motion, seconded by Supervisor Wintermyer, carried unanimously.

There was discussion about the prices of each contract and line items.

### **Highlands Bond Reduction and Bond Release**

MOTION By Vice – Chairman Harkins to release the Highlands bond for phases 1, 3, 4A, 4B, and to release the bond on 4C. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

### **Penn Strategies, Grand Writing Agreement**

MOTION By Vice – Chairman Harkins to approve a grant writing agreement with Penn Strategies. This motion, seconded by Supervisor Wintermyer, carried unanimously.

There was discussion about the end of Newberry Township's agreement with J.E. Salazar.

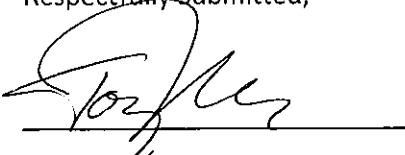
## **PAYMENT OF BILLS**

MOTION by Supervisor Shellenhamer to pay the bills. The motion, seconded by Vice – Chairman, carried unanimously.

**Adjournment**

MOTION by Supervisor Wintermyer, to adjourn the September 27th, 2022 monthly meeting. The motion, seconded by Vice – Chairman Harkins, carried unanimously. Meeting adjourned.

Respectfully Submitted,

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

Tony Miller, Secretary