

**NEWBERRY TOWNSHIP BOARD OF SUPERVISORS**  
**Monthly Meeting**  
**April 25, 2023, 6:00 p.m.**

**Call to Order by Chairman Rob Harkins at 6:00 p.m.**

An Executive Session was held on April 12 at 5:00 to discuss Regional Fire Department matters and Knox Boxes. There was no Executive Session held tonight.

**Attendance**

Chairman Rob Harkins  
Vice-Chairman, Diane Shellenhamer  
Supervisor, Clair Wintermyer  
Solicitor, Doug Myers  
Supervisor, Maxine Kauffman  
Township Manager, Tony Miller  
Engineer, Bill Rudy  
Public Works Director, Scott Getgen  
Sewer, Brent Zeiders  
Police Chief, Steve Lutz  
Codes and Zoning Officer, Jeremy Eutzy

**PUBLIC COMMENTS**

Julie Dibble, Newberrytown Church of God said a prayer for all First Responders in our community.

Robert Gasswint, Red Land Senior Center was very encouraged about the positive reaction he received at last month's meeting. A Vision of what they plan to do in the next five years was distributed. Fairview Township approved a sum of money for the next two years. The fundraising campaign will be very extensive for the Senior Center. Mr. Gasswint plans to be back next month with a video and more updates. He then went on to introduce the Senior Centers new Director Carmen Bonzaka. Carmen went on to thank the Board for their support and she looks forward to a bright future.

Brian Reibein Resident, 928 Pleasant Drive is concerned about the Towing Ordinance being advertised. Supervisor Kirkpatrick advised that the Ordinance will be tabled tonight.

Jane Harman Resident, 205 Hemlock Lane, recognized Tom Adams and a few others that were picking up trash along Yocumtown Road. Jane went through the agendas and said there had been three meetings about the potential sewer sale that were included into other meetings. No public meeting just for the sewer.

Deb McKiernan Resident, 15 S Ben Hogan Dr would like to know when the sewer bids are due back. Solicitor says May 18, 2023. She asks what the time allotment is to decide. The solicitor will confirm . Manager Miller stated 90 days and we can extend it by 30. Deb would like clarification. She would like to make sure there is enough time to get the public meeting in before a decision is made.

## MINUTE APPROVAL

MOTION by Vice Chairman Shellenhamer to approve the meeting minutes from March 28, 2023, seconded by Supervisor Kauffman, carried unanimously.

## LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW

Nothing to report.

## REPORTS

### Public Safety – Chief Lutz

For the month of March, the Police Department handled 1017 service calls. Additionally Chief Lutz added that this past Friday April 21, 2023, the Police Department had their Accreditation Assessment. They were in compliance with all standards and will be recommended for their Re-Accreditation. He spoke about the upcoming bingo nights and the chicken BBQ all being held at the Newberrytown Fire Department. Chairman Harkins asked how the picking of the colors for the new Building went.

### Solicitor – James Sanders

Solicitor James Sanders submitted a report to the board. Solicitor did confirm if is 90 days from the date we receive the bids

### 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- Jeremy Eutzy

Jeremy Eutzy submitted a written report to the board.

### Sewer – Brent Zeiders

Brent Zeiders submitted a written report to the board.

### Township Manager's Report – Tony Miller

Manager Miller stated two of the trucks we ordered are in and one is due in early May.

### Treasurer's Report – Jane Deamer

Jane Deamer submitted a written report to the board.

### Supervisor's Report

Supervisor Wintermyer checked the cost of the garage doors. He priced the same doors from Baker Door Company. Baker is half the price of Lobar. He wants to know why Lobar is so much more. Why is the roof cost so high? Chairman Harkins explained we signed the contract with Lobar and there is nothing we can do. Supervisor Wintermyer says to him

it looks like we are paying double for the building. Supervisor Wintermyer says the prices should have been questioned. Supervisor Kauffman says they need to get rid of prevailing wages. Chairman Harkins does agree that prices are high on somethings. Supervisor Wintermyer raised that we did not get all the grants needed to build the building. Chairman Harkins says he does not anticipate any overages at this point.

## OLD BUSINESS

### Set date for special meeting to discuss potential sale of sewer assets or retaining the sewer assets. Discuss proper advertisement and location.

DISCUSSION Dave Parsons asked if we are planning to set one of two dates. Chairman Harkins says one date maybe two. Supervisor Kirkpatrick says we should wait a month to make sure our attorney looks over the bids. The Solicitor says we should set one meeting now and one afterwards if needed. The Board discussed all options for advertising at the meeting. Chairman Harkins asked Brent Zeiders if he would be willing to speak on the sale of the sewer.

Manager Miller wanted to clarify that we chose June 26, 2023, at 6:00 p.m. for the meeting.

Deb McKiernan Resident, 15 S Ben Hogan Drive, before the meeting date will the residents have access to the bids. The solicitor answered that yes, the bids will be in the public domain by the next Managers' Meeting. Ms. McKiernan asked how many residents were on the sewer.

Manager Miller stated that a sewer budget comes out every year.

Jane Harmon asked will the bids be available for the residents or do they have to do a "Right to Know". The solicitor will confirm.

MOTION No motion was made.

## NEW BUSINESS

### Lexington Estate Phase IV Bond Reduction to \$145,730.10

MOTION by Supervisor Kirkpatrick to approve the Lexington Estate Phase IV Bond reduction, Seconded by Vice Chairman Shellenhamer, Carried Unanimously

DISCUSSION Engineer Bill Rudy stated all inspections have been done.

### Lexington Estate Phase V Bond Reduction to \$155,730.43

MOTION by Supervisor Kirkpatrick to approve the Lexington Estate Phase V Bond reduction, Seconded by Vice Chairman Shellenhamer, Carried Unanimously

DISCUSSION

### Tax Collector Request to amendment Ordinance 386, e-code chapter 351-40 Tax Certification

MOTION None

## NEW BUSINESS CONTINUED

DISCUSSION Sheila Eisele Tax Collector is looking for comparable rates for tax certificates and rush fees. Supervisor Kauffman says we should be comparable with other municipalities. Chairman Harkins asked how many she does a year. This is not an added fee to the taxpayers. Supervisor Wintermyer asked if we could change this mid-year. The Solicitor said yes, we can. Manager Miller commented that we cannot reduce. Chairman

Jane Harmon, Resident, asked didn't the Tax Collector know how much she should get paid before taking the job.

### **Resolution 2023-14 \$12,000 donation to New Hope Ministries Capital Campaign.**

MOTION by Chairman Harkins to donate \$12,000 to New Hope Ministries, Seconded by Supervisor Wintermyer, carried unanimously.

DISCUSSION

### **Resolution 2023-15 using General Fund to pay for the 3 new trucks and upfit. Total \$329,742.09. We will receive the PA Forward rebate of \$168,000 after purchase of trucks and destruction of old trucks**

MOTION by Supervisor Kirkpatrick to approve Resolution 2023—15, seconded by Supervisor Kauffman, carried unanimously.

DISCUSSION Chairman Harkins explained we are looking into doing this instead of financing.

### **Resolution 2023-16 Fire Tax Fund move from General Fund to Fire Tax Fund**

MOTION by Supervisor Kirkpatrick to approve Resolution 2023-16, seconded by Vice Chairman Shellenhamer, carried unanimously.

DISCUSSION Comptroller Jane Deamer, explained the Fire Tax Fund

### **Approve towing ordinance to be advertised.**

MOTION by Supervisor Kirkpatrick to table for another month, seconded by Supervisor Wintermyer, carried unanimously.

DISCUSSION Chairman Harkins says they plan to be under roof in two weeks.

### **Approve Lobar invoice 211994-4 for \$547,484.28.**

MOTION by Supervisor Kauffman to approve Lobar Invoice 211994-4, seconded by Chairman Harkins, 1 opposed.

DISCUSSION Chairman Harkins says they plan to be under roof in two weeks.

### **Approve purchase of Generator set for MESB \$69,802.00**

MOTION by Supervisor Kirkpatrick to approve purchase of the generator, Seconded by Supervisor Kauffman, carried unanimously.

## NEW BUSINESS CONTINUED

DISCUSSION Deb McKiernan Resident, 15 S Ben Hogan Dr, asked if we got multiple prices on the generators.

Manager Miller explained that we did and explained that we saved a lot of money by moving the generator.

Jane Harmon Resident asked if the generator was purchased from Lobar. Manager Miller answered No . The generator is not in the Lobar Contract.

### Discuss Dumpster Hopper for MESB

#### MOTION

DISCUSSION Supervisor Kirkpatrick, this is an attachment that goes on the front of the tractor to dump trash. The Hopper costs \$1500.00 plus shipping. The new building will not have a dumpster. Chairman Harkins and Supervisor Wintermyer asked if it comes with a lid. It does not.

Manager Miller confirmed the price of \$1495.00 plus \$189.00 to ship.

Aaron Swartz Resident says he has one at his shop that he does not use, and we are welcome to it.

Deb McKiernan Resident, 15 S Ben Hogan Drive asked if we will table this and check out the freebie.

## PAYMENT OF BILLS

MOTION by Supervisor Kirkpatrick to pay the bills, seconded by Supervisor Kauffman, carried unanimously.

## ADJOURNMENT

MOTION by Supervisor Kirkpatrick to adjourn the meeting, seconded by Supervisor Kauffman, carried unanimously.

Respectfully Submitted,

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Tony Miller, Secretary