

NEWBERRY TOWNSHIP BOARD OF SUPERVISORS
Monthly Meeting
February 28, 2023, 6:00 p.m.

Call to Order by Chairman Rob Harkins

Executive session was held at 4 pm today to discuss Personnel issues related to Fire Companies and Real Estate business related to the potential sale of sewer assets.

Attendance

Chairman Rob Harkins
Vice-Chairman, Diane Shellenhamer
Supervisor, Clair Wintermyer
Solicitor, Doug Myers
Supervisor, Maxine Kauffman
Township Manager, Tony Miller
Police Chief, Steve Lutz
Public Works Director, Scott Getgen

Sewer, Brent Zeiders
Zoning Officer, Marcus Brandt
Engineer, Bill Rudy

PUBLIC COMMENTS

Julie Dibble, Newberrytown Church of God: Mrs. Dibble read a passage from Psalm 91. A prayer of refuge for our community and first responders was said.

Joe Stafford, Resident read a letter requesting a second street sign on Sarah Drive, Dover, marking the intersection of Sarah Drive and York Road for Northbound traffic. He would also like an orange diamond sign for northbound traffic as well. He feels the current street sign sits back to far and cannot be seen by northbound traffic. Chairman Harkins advised this will have to go to PennDOT and Vice Chairman Shellenhamer welcomed Mr. Stafford to the neighborhood.

Chris Eversole was called upon next and she stated she was the Mayor of York Haven Borough and just there to observe

Tom Adams, Resident spoke about the Red Land sports stadium that Dr Cox proposed. He feels that the Red Land football has fallen in the past years. He does not think a new stadium is what is needed. He also spoke about the traffic issues on Potts Hill Road. He travels Potts Hill Road daily. He believes traffic studies should be on the flat areas.

PFM, Scott, spoke about the exploration of the sale of the Sewer. Hard copies of the presentation were provided. Over the past year PFM has been gathering information. No decision has been made to sale the sewer. He discussed what the user rates will look like if the sewer is sold and what they will look like if it is not sold. He spoke about the current employees that work for the Sewer. The agreement would be that the current employees would be transferred to the new sewer owners if the sale went through. Bidders have been prequalified. Bidders have been allowed to go through all the information that PFM has gathered. The asset purchase agreement that our Solicitor drafted is ready to be sent out to the bidders. This does not bind the Township to sale. If the BOS approves the timeline, Early March letters would be sent for request for bid. Bidders should have their bids back mid to late April. April and or May there would be more public meetings to discuss and summertime there would be a decision by the BOS to sell or not.

Dave Parsons, Resident thanked PFM for the update and questioned the entities that have interest in bidding. Scott with PFM explained the companies are all investor owned and are regulated. Dave Parsons, Resident asked if there will be more meetings like this one in the future. Scott with PFM explained yes and maybe the bidder the Township may go with will join the meeting. He also went on to say PFM would stay tuned in with the whole purchase process. Dave Parsons, Resident asked if there was ever buyer's remorse. Scott explained no there has not been. Chairman Harkins then asked about the rate increases. Scott with PFM explained it is normally a market thing. He has seen rates hold for

PUBLIC COMMENTS CONTINUED

seven years. Vice Chairman Shellenhamer asked if the Township would have to go to the PUC to raise rates. Scott with PFM said no. Scott with PFM then went on to explain that it is very time consuming for the PUC to process rate increases. This is why rates are usually held for years. Joe Stafford, Resident asked if the sewer authority is non-profit. James Sanders, explained that the sewer assets are owned by the Township. Joe Stafford, Resident then asked does the Township have a comprehensive plan to have all residents turned to public sewer. Chairman Harkins explained that anything is possible. It would be a long time where Mr. Stafford lives. Chairman Harkins and Supervisor Wintermyer continued to explain. Scott with PFM explained more about the growth of the sewer. The Township would still control the growth of the sewer even if sold. Tom Adams, Resident wanted to know who initiated the sale of the sewer. Chairman Harkins replied it came from the BOS. Scott with PFM then added if the BOS wanted to proceed they would be ready in a week or so.

Tony Miller, Manager read a letter he received from Northeastern Senior Community Center thanking the Township for the generous donation of \$4000.00. A flyer was included and hung on the Township bulletin board.

Tony Miller, Manager read a letter from the Friends of Red Land Library thanking the BOS for the \$15, 000.00 contribution.

MINUTE APPROVAL

MOTION by Chairman Harkins to add the January 28, 2023, meeting minutes to the Agenda Seconded by Supervisor Kauffman, carried unanimously.

MOTION by Supervisor Wintermyer to approve the January 28, 2023, meeting minutes, Seconded by Chairman Harkins, carried unanimously.

LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW

Southern Crossing Extension Request

By Manager Miller, The Integrated Consulting wishes to extend the review period until April 26, 2023.

MOTION by Vice Chairman Shellenhamer to give Southern Crossing an Extension, Seconded by Supervisor Kauffman, carried unanimously.

REPORTS

Public Safety – Chief Lutz

For the month of January, the Police Department handled 1133 calls. It was a busy month with arrests. Newberrytown Fire Department has Bingo coming up on multiple dates in March. Goldsboro and York Haven have fund raisers as well, but no details were provided. Supervisor Wintermyer asked Chief Lutz to clarify what is going on with traffic stops in Lewisberry. Chief Lutz explained that the previous weekend a full squad was on duty. Officers were given direction to run speed along Potts Hill Road since a resident had complained of speeding. Chief Lutz said his Officers made 37 stops. Most of the stops were done in Lewisberry Borough because this is the safest place for the Officers to pull over a vehicle. Supervisor Wintermyer said he did explain to the citizen who called and questioned why our Officers were inside of Lewisberry Borough. Officers also patrolled River Road after a complaint of Trailers speeding, they patrolled York Haven Road as well because of a complaint that Trailers are using retarding devices. No violations were issued.

Solicitor – James Sanders

Solicitor James Sanders submitted a report to the board.

OLD BUSINESS CONTINUED

Manager Miller went on to explain this money was not budgeted for this year and if we decide to donate the money would come out of the General Fund. Chairman Harkins then asked if we could use the ARPA money. Manager Miller explained the ARPA money is on the agenda. This money can be used at the BOS discretion. Supervisor Wintermyer showed concerns of how we can do this without disturbing our budget. Supervisor Wintermyer asked where does the asking for donations end. So many places in the Township could use a donation. Chairman Harkins and Supervisor Wintermyer did agree that it sounds like a good program for people in need. A decision to table was made.

MOTION By Chairman Harkins to table New Hope Ministries until next meeting, Seconded by Vice Chairman Shellenhamer, carried unanimously.

PennDOT traffic study Potts Hill Road 4 way stop response letter.

DISCUSSION Manager Miller read a letter from PennDOT that states the traffic study was done and they do not conclude that a 4-way stop is needed. PennDOT will update the existing signs.

Yocumtown Church of God request for sewer credit.

DISCUSSION Chairman Harkins explained that Yocumtown was asking for relief on an \$1828.50 sewer bill from watering their neighborhood garden. Supervisor Wintermyer asked if we are just issuing a credit. Manager Miller went on to explain he would give them a credit of what their average is.

MOTION By Chairman Harkins to approve a credit of the average \$550.00 deducted from \$1828.50, Seconded by Supervisor Wintermyer, carried unanimously.

APRPA fund transfer

DISCUSSION Manager Miller explained we received the ARPA funds in two payments over two years. He went on to explain that we worked with our Accounting firm to make sure we handle the money properly. The funds will be transferred into the General Fund. It is a reimbursement for Provision of Government Services, which includes Police wages and benefits. The money is now in the general fund and can be used at the discretion of the BOS.

NEW BUSINESS

Approve Portable Toilet Bids.

MOTION By Vice Chairman Shellenhamer to award the bid to Walters Services, Seconded by Supervisor Wintermyer, carried unanimously.

DISCUSSION Manager Miller explained we received two bids. One from Walter Services and one from Associated Products. Walter Services was awarded the bid. We used them last year.

Adopt Ordinance 423 for Tax Credits for Volunteer Fire Companies and EMS.

MOTION By Vice Chairman Shellenhamer to adopt Ordinance 423, Seconded by Chairman Harkins, carried unanimously.

NEW BUSINESS CONTINUED

DISCUSSION Supervisor Wintermyer asked if this was for paid or volunteer EMS. Solicitor Sanders explained it was for volunteer. Manager Miller and Solicitor Sanders went on to explain further that the Volunteer must be a Township resident if they volunteer at any of the three Fire Departments. Chief Lutz asked if he was the one that had to set the criteria for the volunteers. Solicitor Sanders explained the Fire Chief sets the criteria.

Honorable Discharge

MOTION By Chairman Harkins to Honorably discharge Officer Michael Briar for medical reasons, Seconded by Vice Chairman Shellenhamer, carried unanimously.

Approve Resolution 2023-10 to Destroy Records.

MOTION by Supervisor Kauffman to approve destroying records, seconded by Vice Chairman Shellenhamer, carried unanimously.

DISCUSSION Manager Miller explained the acts we follow that shows what records are permitted to be destroyed. He also thanked his staff for their help.

Approve Mobile Data Computer Service Agreement/Police.

MOTION by Supervisor Kauffman to approve the mobile data computer service agreement, Seconded by Vice Chairman Shellenhamer, carried unanimously.

DISCUSSION Chief Lutz described the agreement that all patrol cars have computers in them. They are controlled by the county. Every 5 years this lease needs to be signed. The service agreement was budgeted.

Approve Memorial Day Parade and insurance premium.

MOTION by Chairman Harkins to approve the Memorial Day Parade and insurance premium, Seconded by Vice Chairman Shellenhamer, carried unanimously.

DISCUSSION Manager Miller explained the Township provides the insurance for the Memorial Day Parade to be on Township Roads.

Approve advertisement of 2023 Road Program.

MOTION by Supervisor Kaufmann to advertise the 2023 Road Program, Seconded by Chairman Harkins, carried unanimously.

DISCUSSION Engineer Rudy explained streets should have been presented on the Road Program.

PAYMENT OF BILLS

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

Adjournment

MOTION by Vice Chairman Shellenhamer, to adjourn the February 28th, 2023, monthly meeting. The motion, seconded by Chairman Harkins, carried unanimously. Meeting adjourned.

REPORTS CONTINUED

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 Miller submitted a written report.

Treasurer's Report – Jane Deamer

Jane Deamer submitted a written report to the board.

Supervisor's Report

Chairman Harkins would like to clear up that last months meeting was on January 24 and not January 28. Tony Miller, said this was correct and Solicitor Sanders said a motion to amend the motion was needed.

MOTION By Chairman Harkins to amend last months meeting date from January 28 to January 24th. Seconded by Supervisor Kauffman, carried unanimously.

OLD BUSINESS

Approve Repeal and Replace ordinance 422 Stormwater Management

MOTION by Chairman Harkins to approve repeal and replace ordinance 422 that was tabled from last month, seconded by Vice Chairman Shellenhamer, carried unanimously.

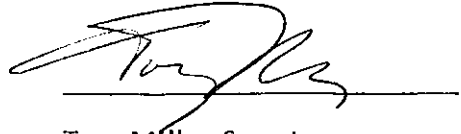
Authorize Release of Sewer Sale request for bids

MOTION by Vice Chairman Shellenhamer to approve the release of bids for the sale of the sewer, seconded by Supervisor Kaufmann, carried unanimously.

New Hope Ministries request for donation.

Discussion Manager Miller updated that we received a request from the recently opened New Hope Ministries that services Fairview and Newberry Township. They are looking for donations for a walk-in freezer. Fairview Township has given \$17,000.00. Manager Miller discussed with the BOS where the funds would come from. Dave Parsons, Resident questioned what line on the budget would the money come from.

Respectfully Submitted,

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

Tony Miller, Secretary