

NEWBERRY TOWNSHIP BOARD OF SUPERVISORS

Monthly Meeting

July 26th, 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 and professional services for the new building.

Attendance

Chairman, Dave Kirkpatrick

Vice-Chair, Rob Harkins

Supervisor, Diane Shellenhamer

Supervisor, Maxine Kauffman

Supervisor, Clair Wintermyer

Township Manager, Tony Miller

Public Works Director, Scott Getgen

Township Comptroller, Jane Deamer

Solicitor, Douglas Myers

Zoning Officer, Marcus Brandt

Police Chief, Steve Lutz

Engineer, Bill Rudy

PUBLIC COMMENTS

Julie Dibble, Team Haven: Dibble recited James 1:19-21 from the Bible and then said a prayer to begin the Board of Supervisor's meeting.

Janel Yeager, 130 Conley Lane: Yeager stated that there were several members of the community in attendance to support her concern about the intersection from Conley Lane to Yocumtown Road. She said that it was a huge safety hazard because there are two blind spots on the road approaching the intersection, and that this has been a concern expressed to the township since August of 1996. Chairman Kirkpatrick said that the board would send a letter to PennDOT.

Connie Flasher, 395 Eden Drive: Flasher asked the board where the money was coming from for the new building, and what account the expenses were being pulled from. There was discussion about RFP's and bidding, Tony Miller explained that Newberry Township participates in Keystone bidding. Flasher questioned the publication of the reorganization for the third-party inspections done for Newberry Township's zoning department. Marcus Brandt explains that the third-party inspections are done primarily by Commonwealth Codes Inspection Services and occasionally by Arra Consulting. Flasher asked the board when construction will start for the new building, and if the grant writers were selected through RFP's. Vice - Chairman Harkins explains that the Township is waiting for grants to start construction. James Sanders explains that grant writers are considered professional services and are therefore not required to be selected through RFP's. There was discussion about the possibility of selling the sewer plant to a private company.

Dave Parsons, 200 Winding Hill Drive (Sent in a letter, read by Tony Miller): Parsons expressed his concern about his yard waste not being picked up by Penn Waste in a timely manner, and his discontentment with Penn Waste's customer service. Tony Miller stated that he's been in contact with Penn Waste and the solicitor to fix this issue. Penn Waste has appointed a new route supervisor.

Randy Motes, 564 York Haven Road: Motes explained to the board that his neighbor has been spreading ashes with magnetics fragments and spare parts down the road of his private lane with front loaders. Vice - Chairman Harkins encourages Motes to reach out to the DEP, and Douglas Myers suggested contacting an attorney.

Jane Harman, 205 Hemlock Lane: Harman thank the chief of police for giving her a tour around the police department. She expressed concern about her and a couple of residents not receiving their sewer bills. Jane Deamer went to the podium to discuss the option of auto withdrawal for sewer payments. There was discussion about the stop sign placed at Yocumtown Road and Red Mill Road. There was also discussion about a payment made to LOBAR on the bills list.

MOTION by Supervisor Wintermyer to add agenda item to dedicate roads in Highlands, all phases. The motion, seconded by Supervisor Kauffman, carried unanimously.

MINUTE APPROVAL

MOTION by Supervisor Kauffman to approve the June 28th, 2022, monthly meeting minutes. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

LAND DEVELOPMENT/SUBDIVISION PLAN REVIEW

Approval of Work to Continue Under Preliminary Plan for Lexington Estates with a Performance Bond in Lieu of a Final Plan Submission

Bill Rudy, Engineer: Rudy explains that Lexington Estates is in its sixth phase and that Jim Gibson was looking to construct under the preliminary plan. Rudy suggests that this request does not get approved. There was discussion about the Land Development/Subdivision Ordinance.

MOTION By Vice - Chairman Harkins to deny the request to continue construction under the preliminary plan for Lexington Estates. This motion, seconded by Supervisor Kauffman, carried unanimously.

REPORTS

Public Safety - Chief Lutz

Chief Lutz reviewed the report he submitted to the board. Chief Lutz wanted to remind the public about National Night Out on August 2nd, 2022, and he thanked Kevin Humbert for hosting a motorcycle benefit ride and donating a considerable amount of the proceeds to the police department. He mentioned that the fire department had a sendoff for the Redland Softball team. Chief Lutz also reminded the public that the Newberry Township fire department is hosting bingo on August 5th and August 19th, a chicken BBQ on August 20th, and that the York Haven fire department has a crab and chicken raffle on August 27th.

Solicitor - Douglas Myers

Solicitor Douglas Myers 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 reports that the tax collector requested that the Township post on Facebook and the website that there's currently a three-week back log of posting of the fall tax school payments, which was caused by an issue by York County's computer system.

Treasurer's Report - Jane Deamer

Jane Deamer submitted a written report to the board.

REPORTS cont.

Supervisor's Report

Vice - Chairman Harkins wanted more information about the five-minute limit for public comments. Chairman Kirkpatrick explained that it was a policy made at least seven -years ago. Manager Tony Miller said that there is a discretion for participation in meeting posted on the website, but it's always at the discretion of what the board decides. Vice -Chairman Harkins wants to ensure that public relations with the public is not negatively affected by the five - minute limit for public comments.

Supervisor Shellenhamer wanted to inform the public that the fire department planning committee had a great meeting, hosted by the Newberry Township Fire Department. Supervisor Shellenhamer stated that the August fire department planning committee meeting would be canceled. The following meeting will be held at the Newberry Township office on September 15th, 2022.

OLD BUSINESS

PFM Update on Sewer Exploration Process Including the RFQ Process

Scott Shearer, PFM Financial Advisors, LLC: Shearer gave an update to the board, explaining that PFM Financial Advisors sent a RFQ to over 100 hundred recipients and received four responses from different bidders. He assured the board can eliminate an of the four bidders at any time of the sewer exploration process. Shearer stated that Newberry Township does not hold any obligation to proceed with the selling of the sewer plant.

PFM Report on Financing Proposals for MESB

Scott Shearer, PFM Financial Advisors LLC: Shearer gave a summary of the report that he brought for the Supervisors and public to review. Shearer explained that of the proposals presented by the different financial lenders, Webster had the most beneficial offer for Newberry Township and its taxpayers.

Adopt Codification Ordinance 418 (E - Code)

MOTION by Supervisor Kauffman to adopt codification of ordinance 418. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

NEW BUSINESS

Approve advertisement of Ordinance for Fire Prevention and Safety to Include Knox Boxes

MOTION By Supervisor Kauffman to approve advertisement of ordinance for fire prevention and safety to include knox boxes, hydrant placements, house addresses, and fire lanes within the township. This motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approve Advertisement of Proposed Amended MS4 Ordinance

MOTION By Supervisor Shellenhamer to approve advertisement of proposed amended MS4 Ordinance. This motion, seconded by Supervisor Kauffman, carried unanimously.

Approve Advertisement to Amend E - Code Chapter 367 - 45. Parking Violations and Penalties

MOTION By Vice - Chairman Harkins to raise parking tickets to \$35.00, that can be assessed up to \$100.00 if violations proceed to the district magistrate's office. This motion, seconded by Supervisor Shellenhamer carried unanimously.

NEW BUSINESS cont.

Resolution 2022 - 19 LSA Grant Submission for MESB

MOTION By Supervisor Kauffman to approve Resolution 2022-19 LSA Grant Submission for MESB. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approve Advertisement of Ordinance for Financing MESB to Incur Debt from Webster Bank

MOTION By Supervisor Kauffman to approve the advertisement of Ordinance for financing MESB to incur debt from Webster Bank. The motion, seconded by Vice - Chairman Harkins, carried unanimously.

Approve PFM to Include All or Selected Potential Bidders for Sewer Proposals

MOTION By Supervisor Kauffman to approve PFM to include all or selected potential bidders for the sewer proposals. The motion, seconded by Supervisor Shellenhamer, carried unanimously.

Approve Resolution 2022 - 20 Dedication of Roads in all phases of Highlands

MOTION By Supervisor Kauffman to approve Resolution 2022 - 20 for the dedication of roads in all phases of the Highlands development. The motion, seconded by Vice - Chairman Harkins, carried unanimously.

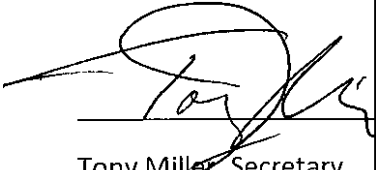
PAYMENT OF BILLS

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

Adjournment

MOTION by Supervisor Shellenhamer, to adjourn the July 26th, 2022 monthly meeting. The motion, seconded by Supervisor Kauffman, carried unanimously. Meeting adjourned at 7:40 PM.

Respectfully Submitted,



Tony Miller, Secretary