

**BOARD OF SUPERVISORS  
MINUTES  
March 22, 2016**

**CALL TO ORDER**

The Newberry Township Board of Supervisors held their regular meeting at the Township Municipal Building, 1915 Old Trail Road, Etters, PA. The meeting was called to order by Chairman William Toothaker at 6:03 P.M.. Chairman Toothaker proceeded with the pledge to the flag. Present at the meeting were, Supervisor Brandt Cook, Supervisor David Cantrell and Supervisor Anthony Miller. Also present, Manager Don Keener, Chief John Snyder, Codes & Zoning Officer Jeff Martz, Engineer Bill Rudy and Solicitor Margaret Driscoll. Vice-Chairman Maxine Kauffman arrived at 6:07 P.M.

**PUBLIC COMMENT**

**Philip Sullivan, 110 Shelley Drive** Mr. Sullivan prayed for the community.

**Jim Dorwart, 1375 Old Quaker Road** Mr. Dorwart questioned the setbacks in the Residential Holding Zone in Section 202.3 (Design Standards.) He also had concerns about the conditional approval of his subdivision that was recorded.

**Tom Adams, 1610 Valley Road** Mr. Adams indicated he'd like to see information on political candidates posted at the Township.

**MINUTES**

Motion made by Supervisor Cantrell, seconded by Supervisor Cook, to approve the Minutes from the February 23, 2016 Board of Supervisors Meeting and March 15, 2016 Workshop Meeting. Vote on Motion. 5 Ayes. Motion carried.

**REPORTS**

**Highway:** Brian Ebert provided a written report.

**Police:** The Chief provided a written report.

**Fire & EMS:** Steve Forry and Tim Stevens provided written reports.

**Zoning:** Jeff provided a written report.

**Solicitor:** Ms. Driscoll provided a written report.

**Engineer:** Bill provided a written report. Supervisor Miller had concerns about going forward with the Act 537 Plan. Don stated that he and Bill were creating a scope of work to be done on the highway/police building roof so the Township can go forward with obtaining quotes.

**Manager:** Don provided a written report and crash data for the York Road/382 Intersection. By consensus of the Board staff was directed to proceed with the recommendations to make the intersection safer.

**Supervisors:** Motion made by Supervisor Kauffman, seconded by Supervisor Cantrell, to advertise an open forum meeting of the Board of Supervisors for the second Tuesday of each month for 2016 at 6:00 PM. Vote on Motion. 5 Ayes. Motion carried.

## **OLD BUSINESS**

**Discussion of Alternate Zoning Hearing Board Member** Motion made by Supervisor Cook, seconded by Supervisor Kauffman, to approve Resolution 2016-13 to appoint Brandt Fink, Sr. as Alternate to the Zoning Hearing Board. Vote on Motion. 5 Ayes. Motion carried.

**Discussion of Burning Ordinance** Motion made by Supervisor Cantrell, seconded by Supervisor Kauffman, to table the discussion until the April 12, 2016 meeting. Vote on Motion. 5 Ayes. Motion carried.

**Discussion of Change to Zoning Ordinance-Non-Commercial Keeping of Livestock** Motion made by Supervisor Miller, seconded by Supervisor Cook, to table the discussion until the April 12, 2016 meeting. Vote on Motion. 5 Ayes. Motion carried.

**Discussion of Change to Zoning Ordinance-Set Backs in Residential Growth Zone** Discussion took place on the action that was taken on March 15, 2016. The Board agreed, by consensus to take no other action and the solicitor is to proceed with drafting an ordinance.

**Discussion of Fire Emergency Services' Issues** Motion made by Supervisor Kauffman, seconded by Supervisor Miller, to table the discussion until the April 12, 2016 meeting. Vote on Motion. 5 Ayes. Motion carried.

## **NEW BUSINESS**

**Resolution 2016-12 (Craft Planning Module)** Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cook, to adopt Resolution 2016-12. Vote on Motion. 5 Ayes. Motion carried.

**Appointment of Alternate SEO (Brandt Fink, Jr.)** Motion made by Supervisor Miller, Seconded by Supervisor Cook, to appoint Brandt Fink, Jr. as an Alternate SEO. Vote on Motion. 5 Ayes. Motion carried.

**Award Equipment Bids** Don presented the bids from the March 8, 2016 Equipment bid opening as follows:

	<u>Conewago Excavating</u>	<u>Helmick Excavating</u>
Dump Truck/Operator Single Axle (26,000 – 38,000GVW)	\$75/hr	\$84/hr
Dump Truck/Operator Single Axle (20,000lb with trailer)	\$95/hr	\$99/hr
Dump Truck/Operator Triaxle	\$85/hr	\$94/hr
Excavator-Mini/Operator (4,000 – 19,000lb)	\$100/hr	\$91/hr
Excavator-Medium/Operator (20,000 – 64,000lb)	\$135/hr	\$124/hr
Skid Steer – Wheeled/Operator (4,000 – 19,000lb)	\$75/hr	\$81/hr
Skid Steer – Tracked/Operator (7,000 – 12,000lb)	\$80/hr	\$88/hr
Backhoe – Loader/Operator (14,000 – 17,000lb)	\$80/hr	\$91/hr
Wheel loader/Operator (17,000 – 35,000lb)	\$110/hr	\$107/hr
Roller 47” Drum/Operator	\$75/hr	\$84/hr

Don recommended awarding the overall bid to Conewago Excavating as the low bidder on 7 of the 10 items. Motion made by Supervisor Cantrell, seconded by Supervisor Miller, to award the bid to Conewago Excavating, the majority low bidder. Vote on Motion. 5 Ayes. Motion carried.

**Authorize Advertisement Materials Bid (Stone, Blacktop)** Motion made by Supervisor Cook, seconded by Vice-Chairman Kauffman, to authorize the advertisement. Vote on Motion. 5 Ayes. Motion carried.

**Adopt Ordinance 392/Newberry Township Municipal Authority** Motion made by Supervisor Cantrell, seconded by Supervisor Miller, to adopt Ordinance #392. Vote on Motion. 5 Ayes. Motion carried.

**Authorize Execution of the Emergency Management Consultant Agreement**

Discussion ensued with regard to the Agreement. Chairman Toothaker asked for a motion to authorize the execution of the Emergency Management Consultant Agreement. No motion was made and the Board moved on with the agenda.

**SUBDIVISION AND LAND DEVELOPMENT**

**Final Subdivision Plan – 3090 Old Trail Road** Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cook to approve a waiver to 403.01.9.J. Vote on Motion. 5 Ayes. Motion carried. Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cook, to approve the plan with Engineer’s comments dated March 18, 2016. Vote on Motion. 5 Ayes. Motion carried.

**Final Subdivision Plan – AM Properties** Motion made by Supervisor Cantrell, seconded by Supervisor Miller to table the plan due to lack of representation. Vote on Motion. 5 Ayes. Motion carried.

**Preliminary Subdivision Plan – Park** Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cantrell to table the plan due to lack of representation. Vote on Motion. 5 Ayes. Motion carried.

**Preliminary Land Development/Subdivision Plan – Goodman Logistics** Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cook to approve waivers to 402.01.1 and 614.02.5.a and b. Vote on Motion. 5 Ayes. Motion carried. Motion made by Supervisor Cook, seconded by Supervisor Miller, to approve the plan with Engineer’s comments dated March 18, 2016. Vote on Motion. 5 Ayes. Motion carried.

**PAYMENT OF BILLS**

Motion made by Supervisor Cantrell, seconded by Supervisor Miller, to approve check numbers 60861 - 60897, 15865 - 15867, 14411, 2864 - 2869, 60931 - 60980, 15868, 14412 & 14413, 2870 - 2873. Vote on Motion. 5 Ayes. Motion carried.

**EXECUTIVE SESSION**

The Board recessed to Executive Session at 8:23 P.M. to discuss personnel.  
The Board reconvened from Executive Session at 8:45 P.M.

Chairman Toothaker announced that the Board received training from the solicitor on the Sunshine Law and addressed an employee concern within the NTMA.

## **ADJOURNMENT**

Motion made by Vice-Chairman Kauffman, seconded by Supervisor Cantrell, to adjourn the March 22, 2016 Board of Supervisors Meeting. Vote on Motion. 5 Ayes. Motion carried.

The Meeting was adjourned at 8:46 P.M.

Respectfully Submitted,

Donald L. Keener  
Township Manager