

**BOARD OF SUPERVISORS
MINUTES
August 27, 2019**

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 Anthony Miller at 6:00 P.M. Chairman Miller proceeded with the pledge to the flag. Present at the meeting were Supervisor Brandt Cook, Supervisor William Toothaker, and Supervisor David Cantrell. Also present were, Manager Donald Keener, Chief Steven Lutz, Public Works Director Scott Getgen, Wastewater Coordinator Brent Zeiders, Codes & Zoning Jeff Martz, Engineer Bill Rudy and Solicitor Andrew Miller. Absent was Vice-Chair Maxine Kauffman.

PUBLIC COMMENT

Kevin Richardson, Red Land Valley Church Pastor Richardson prayed for the Board of Supervisors, the meeting and the community.

Chairman Miller stated that Vice-Chair Kauffman was absent tonight because she is on vacation.

Brian Kobularcik, Goodman Logistics Mr. Kobularcik commented that both pads for the warehouses are leveled, Goodman drive is complete and the intersection has now reopened.

Troy Briggs, Goodman Logistics Mr. Briggs stated that they have four Requests for Proposals out for tenants and hope to have occupancy some time in 2020. They thanked the Supervisors and staff for their continued support and assistance.

Bob Gasswint, Red Land Senior Center Mr. Gasswint inquired about the Steep Slope Ordinance. Solicitor Miller commented that it had been to York County Planning Commission and the Township's Planning Commission for review. He stated that it would be discussed during his report.

Mike Haugh, 355 River Road Mr. Haugh thanked the Supervisors for adopting Ordinance 408 restricting truck traffic on River Road. Chief Lutz stated that the Police are responsible for enforcing the restrictions. Mr. Haugh inquired about the placement of "school bus stop ahead" signs and lowering the speed limit on River Road. Chairman Miller directed Bill Rudy to look into the placement of bus stop signs.

Dave Parsons, 200 Winding Hill Drive Mr. Parsons commented about the need to be specific when stating what an Executive Session was held for and the need to take Minutes of the Session. Solicitor Miller stated that the Board is not required to have minutes of the executive session, however, they must take any official action, as a result of executive session, in the public meeting. Chairman Miller commented that the Solicitor always directs the Supervisors what they can and cannot say coming out of an Executive Session.

Chairman Miller stated that prior to the Meeting, Central PA Technologies had a representative demonstrate to the Supervisors the option of using tablets in place of all the paper documents for the Board Meetings.

MINUTES

Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to approve the Minutes from the July 23, 2019 Board of Supervisors Meeting. Vote on Motion. 4 Ayes. Motion carried.

REPORTS

Highway: Scott provided a written report.

Officer Breski was sworn in as Sergeant by Chief Lutz.

Police: Chief Lutz provided a written report. Chief Lutz stated that National Night Out was a success with over 3,500 attendees and thanked all who helped make it a success. Chairman Miller commended the Chief and his department for a good job on National Night Out.

Fire & EMS: Newberry Township EMS and the Newberry Township Fire Department provided written reports. Chief Hatterer stated the Earl David Reed, the comedian, would be performing for a fund raiser to be held by the Fire Department on September 14th. He asked the Supervisors to consider relooking at adopting a Knox Box Ordinance and thanked the Supervisors for their support of the Fire Department.

Zoning: Jeff provided a written report.

Solicitor: Mr. Miller provided a written report. Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to advertise that a Hearing will be held on September 24, 2019 at 5:30 to adopt an amendment to the Steep Slope Overlay Ordinance. Vote on Motion. 4 Ayes. Motion carried.

Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to adopt Resolution 2019-16, adopting Apple Orchard Court as a Township road. Vote on Motion. 4 Ayes. Motion carried.

Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to adopt Resolution 2019-17, dedicating the sanitary sewer in Apple Orchard Court. Vote on Motion. 4 Ayes. Motion carried.

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to authorize the advertisement of the Municipal Waste Hauler Contract Bid, as amended. Vote on Motion. 4 Ayes. Motion carried.

Solicitor Miller stated that they could discuss litigation with regard to Save Rite during Executive Session.

Engineer: Bill provided a written report.

Sewer Department: Brent Zeiders provided a written report.

Manager: Don provided a written report.

Supervisors: Supervisor Cook commented that the speed limit at J&W Hardware on Old Trail Road is too high to safely exit the parking lot. The Board agreed, by consensus, to have Pennoni conduct a traffic study and present the information at the next meeting. Chairman Miller stated that he wanted to discuss the Fire Tax Ordinance proposal; but, per Vice-Chair Kauffman's request is holding the discussion until the September meeting.

OLD BUSINESS

None.

NEW BUSINESS

Janney Montgomery/Terry Stouffer Mr. Stouffer stated that the sewer department has had a reserve account with Janney since 1998 and it is now valued at \$1,113,072.00.

Adopt Ordinance 409 (Cable Franchise Agreement) Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to adopt Ordinance 409. Vote on Motion. 4 Ayes. Motion carried.

Authorize Execution of O&M Agreement/Rutter's Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to authorize the Execution of the Agreement. Vote on Motion. 4 Ayes. Motion carried.

Holding Tank Request (1995 Old Trail Road) Motion made by Supervisor Cook, seconded by Supervisor Toothaker, to deny the Request. Vote on Motion. 4 Ayes. Motion carried. Chairman Miller directed Jeff to follow up on the disconnecting of all utilities to the building since the building permit issued for the building stated it was for storage only with no utilities.

Approval of Greenawalt & Company Three-Year Quote Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to approve the three-year quote. Vote on Motion. 4 Ayes. Motion carried.

Approval of Signal Light Bid Specs Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to approve the Bid Specs and advertise them for bid. Vote on Motion. 4 Ayes. Motion carried.

Approval of Klugh Animal Control Contract Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to approve the Contract. Vote on Motion. 4 Ayes. Motion carried.

SUBDIVISION AND LAND DEVELOPMENT

The Woods Phase 3 & 4 – Waiver Request Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to approve the Waiver. Vote on Motion. 4 Ayes. Motion carried.

PAYMENT OF BILLS

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to approve check numbers 66457 – 66538, 3141 – 3145, 12284 - 12287, 15980 & 15981, 12217 – 12242. Vote on Motion. 4 Ayes. Motion Carried.

EXECUTIVE SESSION

The Board recessed to Executive Session at 8:01 P.M. to discuss personnel and litigation. The Board reconvened from Executive Session at 8:58 P.M.

Chairman Miller announced that the Board discussed personnel and litigation during Executive Session.

Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to approve the merit pay increase of \$1/hour for Angela Seitz, effective September 1st. Vote on Motion. 4 Ayes. Motion carried.

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to authorize the manager to place the job opening for office assistant/receptionist on the township website. Vote on Motion. 4 Ayes. Motion carried.

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to authorize the manager to advertise the job opening for comptroller. Vote on Motion. 4 Ayes. Motion carried.

ADJOURNMENT

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to adjourn the August 27, 2019 Board of Supervisors Meeting. Vote on Motion. 4 Ayes. Motion carried.

The Meeting was adjourned at 9:03 P.M.

Respectfully Submitted,

Donald L. Keener
Township Manager