

**BOARD OF SUPERVISORS  
MINUTES  
October 22, 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 Vice-Chair Maxine Kauffman, 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, Engineer Bill Rudy and Solicitor Andrew Miller. Absent Codes & Zoning Officer Jeff Martz.

Chairman Miller stated that an executive session was held on October 8, 2019 and the Board discussed personnel, litigation and collective bargaining.

**PUBLIC COMMENT**

**Debra Chmiel** Ms. Chmiel prayed for the Community and the meeting.

**Tom Ream, 210 River Road** Mr. Ream said he doesn't understand the problem with Ordinance 408. Safety is the issue; not putting someone out of business.

**Bob Gasswint, Red Land Senior Center** Mr. Gasswint thanked the Board for their support of the Senior Center.

**Marie Dunstan, 540 Garriston Road** Ms. Dunstan asked why the Township was not a part of the West Shore Rec Board. Chairman Miller said it was due to budget reasons as it cost the Township \$33,000.00/year to participate. She asked the Board to reconsider.

**Luke Meeder, 3130 Lewisberry Road** Mr. Meeder was concerned with aggressive driving and speeding on Route 382. The Board directed the Chief to look into the matter.

**Sherily Kanyuck, 925 Pleasant Drive** Mrs. Kanyuck commented about pigs, chickens, turkey and goats that get out and into her friend's garden.

**Tyler Rhoads, 23 Bill Dugan Drive** Mr. Rhoads asked if the Township would take over the recreation facilities and Home Owner Association common grounds of the Townhomes. Mr. Rhodes was asked to speak to his neighbors to obtain their interest in this.

**MINUTES**

Chairman Miller commented that the minutes should be corrected under Supervisors on page 3 to state "that they would not change the date for Trick or Treat Night this year, but would look at the date at the 2020 Reorganizational meeting." Supervisor Cantrell commented that the

following wording should be added “and this creates a public safety concern.” to the last sentence of that section.

Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to approve the Minutes from the September 24, 2019 Board of Supervisors Meeting with changes as noted. Vote on Motion. 5 Ayes

## **REPORTS**

**Highway:** Scott provided a written report.

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

**Fire & EMS:** Newberry Township EMS and the Newberry Township Fire Department provided written reports.

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

**Solicitor:** Mr. Miller provided a written report.

**Engineer:** Bill provided a written report.

**Sewer Department:** Brent Zeiders provided a written report.

**Manager:** Don provided a written report.

**Supervisors:** Supervisor Cook asked and the Board agreed to have Scott get pricing on brine equipment for the budget workshop.

## **OLD BUSINESS**

**Discussion of Proposed Fireman’s Tax Relief Ordinance** Discussion ensued regarding Ordinance 411. Motion made by Supervisor Toothaker, seconded by Supervisor Cantrell, to contribute to Newberry Fire Dept. \$100 for every volunteer according to their active volunteer qualification system. Vote on Motion. 5 Ayes. Motion carried.

Chairman Miller stated that the Board had previously received a petition from residents of River Road requesting a reduction of the speed limit to 25mph. It was discussed if this could be done. Bill Rudy will review previous speed data on the road and report back to the Board.

## **NEW BUSINESS**

**Adopt Ordinance 411 (Regulating Speed on Old Trail Road)** Motion made by Supervisor Cook, seconded by Supervisor Toothaker, to adopt Ordinance 411. Vote on Motion. 5 Ayes. Motion carried.

**Adopt Resolution 2019-19 (Appoint Greenawalt & Company to Conduct the 2019 Audit)**

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to adopt Resolution 2019-19. Vote on Motion. 5 Ayes. Motion carried.

**Adopt Resolution 2019-20 (Planning Module for Alice Treffinger)**

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to adopt Resolution 2019-20. Vote on Motion. 5 Ayes. Motion carried.

**Schedule 2020 Budget Workshop** The Board agreed, by consensus, to hold the budget workshop on November 13<sup>th</sup> at 6:00 PM.

**Bond Reduction for Goodman Logistics** Motion made by Supervisor Toothaker, second by Supervisor Cantrell, to reduce the bond as recommended by the Engineer. Vote on Motion. 5 Ayes. Motion carried.

**Discussion of Proposed Ordinance 412** Penn Waste has requested proposed Ordinance 412 as a change to the current trash collection ordinance. This change would aid them in the collection of past due accounts. Discussion took place on the need for this ordinance and if this should have been addressed prior to the bidding process. Supervisor Kauffman recommended tabling this proposed ordinance until the next time the trash contract is bid and the Board can address the matter at that time. The Board agreed, by consensus, to table the proposed ordinance.

Supervisor Kauffman addressed the request of Mark Bitterman for relieve of the \$14.90 late fee he was charged on his sewer bill. The Board was discussing this matter when a member of the audience volunteered to pay the late fee, thus bringing the discussion to an end.

Supervisor Toothaker stated that the township had received a letter from the Red Land Library thanking the township for their donation.

## **SUBDIVISION AND LAND DEVELOPMENT**

**None.**

## **PAYMENT OF BILLS**

Motion made by Supervisor Cook, seconded by Supervisor Toothaker, to approve check Numbers 66625 – 66712, 2005 – 2008, 1008 – 1010, 3148 – 3155, 12269 – 12296. Vote on Motion. 5 Ayes. Motion Carried.

## **EXECUTIVE SESSION**

The Board recessed to Executive Session at 7:55 P.M. to discuss personnel and litigation.

The Board reconvened from Executive Session at 8:40 P.M.

Motion made by Supervisor Toothaker, second by Supervisor Cantrell, to hire Jonathan Taylor as a police officer. Vote on Motion. 5 Ayes. Motion carried.

Motion made by Supervisor Toothaker, second by Supervisor Cook, to postpone enforcement of Ordinance 408 for an additional 90 days, and recommend to LKQ to place driveway exit signs for left turn only onto River Road and also instruct drivers to make a left turn only onto Cly Road. Vote on Motion. 5 Ayes. Motion carried.

### **ADJOURNMENT**

Motion made by Supervisor Toothaker, seconded by Supervisor Cook, to adjourn the October 22, 2019 Board of Supervisors Meeting. Vote on Motion. 5 Ayes. Motion carried.

The Meeting was adjourned at 8:43 P.M.

Respectfully Submitted,

Donald L. Keener  
Manager