

Chairman Nelson Brenneman called the regularly scheduled meeting to order at 7:03 p.m. Supervisors present: Dennis Luckenbaugh and Rodney Shearer. Present on behalf of the Township: Manager Sharon Kerchner, Solicitor Andrew Miller. Also present: Recording Secretary and a roomful of citizens.

**Announcements:**

1) **Motion** by Luckenbaugh, second by Shearer, to accept, with regret, the resignation of Brad Wivell, effective April 9, 2019. All members voted aye; motion carried.

2) Chairman Brenneman reported that an Executive Session was held on March 22, 2019, to discuss personnel. **Motion** by Shearer, second by Luckenbaugh, to hire Erik Jacoby for full-time employment (60% Public Works and 40% Waste Water Treatment Plant backup operator-trainee); starting rate of \$19.50 per hour, effective April 15, 2019. All members voted aye; motion carried.

3) Chairman Brenneman also reported that the Board met in Executive Sessions on April 5 and April 12, 2019, regarding pending litigation and personnel, no actions taken.

I. **Minutes**

**Motion** by Shearer, second by Luckenbaugh, to approve the minutes of the regular meeting of March 19, 2019. All members voted aye; motion carried.

II. **Treasurer's Report**

A. **Motion** by Luckenbaugh, second by Shearer, to approve the Treasurer's Report for March 2019 as presented. All members voted aye; motion carried.

III. **Police Report**

Chief Bean gave the police report for March 2019. Of particular note, last evening on Bahn Avenue, two senior residents were at home; there was a knock at the door, which the man of the house answered. Two people were there with handguns and dark clothing; one of the intruders struck the resident, and after a scuffle, the man was pushed down a flight of steps. The woman resident had her phone; to prevent her from using it, the intruders physically assaulted her; the handgun went off. Fortunately, there was no gunshot injury. The intruders became flustered and left. The police investigation is ongoing; officers are literally knocking on all doors in the neighborhood. They've learned that the perpetrators arrived in the area in a vehicle; no details yet. This violent crime is certainly out of the ordinary for the Township.

IV. **Fire Company Report**

Tim Carr gave the fire company report for March 2019.

V. **Permits, Plans, and Modules**

Nothing at this time.

VI. **Administrative Reports**

#### A. Supervisors' Reports

1. Culvert work has started on the roads; Dirt & Gravel Grant approval was issued for Brush Valley box culvert replacement, in the amount of \$87,524, project is moving ahead, Buchart Horn is working on getting the permit that is required, expecting to be completed by the end of July or beginning of August, contingent upon getting the permit.

2. Mr. Luckenbaugh reported that the one-room school ordinance language is in the works. One-room schools will be limited to 35 students.

3. **Motion** by Luckenbaugh, second by Shearer, to *repeal* the Yard Sale and Auctions Ordinance, #226-01-2011. All members voted aye; motion carried. Attorney Miller noted that the repeal will be advertised, then placed on next month's agenda to take action.

4. Appraisal for police building – The Police Board requested that the Township obtain appraisals for the police building as part of the Separation Agreement. **Motion** by Shearer, second by Luckenbaugh, to authorize Atty. Miller to get quotes for appraisals of the Police Building. All members voted aye; motion carried.

#### B. Manager's Report

1. Fog Seal and a double application of seal coat, furnish and placements bids were received and read aloud on April 8, 2019. **Motion** by Shearer, second by Luckenbaugh, to award the bid to Hammaker East, LTD., in the amount of \$68,925. All members voted aye; motion carried. Work to begin mid-May.

2. Roger Shifflett's six-month review was completed.

3. **Motion** by Luckenbaugh, second by Shearer, to adopt Resolution #04-03-2019, York County 2018 Hazard Mitigation Plan. All members voted aye; motion carried.

4. Junkyard license renewal approval – Still awaiting their new plans from the engineer. **Motion** by Luckenbaugh, second by Shearer, to *table* this approval/renewal until next month. All members voted aye; motion carried. Mr. Shearer asked, are we enforcing this or not? The applicant is not supposed to be operating a junkyard, yet it's still in business and is up for renewal. Discuss in Executive Session.

#### C. Engineer's Report

#### D. Solicitor's Report

1. Fireworks Ordinance – discussion to possibly incorporate Hanover Township's information in our proposed ordinance. Atty. Miller did not receive this information until this evening, thereby time is needed to review. Table for next month.

#### VII. Old Business

Nothing at this time.

#### VIII. New Business

A. The fee for leaf collection will remain at the rate of \$65 for two 20-minute pickups.

B. **Motion** by Luckenbaugh, second by Shearer, to approve the Rec Board's recommendation to have Breneman Company paint pickleball lines on the tennis courts at a cost of \$1,300. All members voted aye; motion carried.

Attorney Miller was asked to announce before the Public Comment session of the meeting, the two proposals received for police coverage for next year;

- 1) **West Manchester Township Police Dept.**, 10-year contract, \$825K per year; with a \$200K initial startup payment.
- 2) **Northern York County Regional Police Dept.**, 3-year contract, for Contracted Police services; at a rate of \$744,027 per year.

The proposals have been received, and we just received copies of the proposed contracts, which Atty Miller had not had a chance to review or provide any feedback on, so the Board is taking proposals under advisement and will review in more detail and discuss at a future meeting. Chief Bean asked how many hours they are providing to the Township? West Manchester Township is not on a PPU basis, it's not structured that way, it is a contract for the services; NYCRPD is 170 hours per week; 17 units. Current coverage proposal from SWRPD is 190 hours. The price is \$866K from SWRPD, contingent upon approval of necessary changes to the Collective Bargaining Agreement.

#### **IX. General Public Comment**

From the audience:

Numerous residents who did not give their names support the police department. Also in support: Larry Baugher, Kathy Best, Bill Kaiser, Stan Smeltzer, Darlin Heiner, Kelly Rohrbaugh, Terry Rohrbaugh, Perry Leppo.

Paul Miller – what's the supervisors' position? To do what the people want, or what the Board wants? Also, what is the number for services by SWRPD? Mr. Shearer noted that the last number we received from SWRPD is \$866K. Mr. Miller commented, so you are willing to make a change for \$100K a year? Mr. Shearer reiterated, \$866K-**if** the CBA contract changes and we can get approval to change the Insurance. We do not know any of that yet.

Bob Nedzel and Bob Rebert feel that the Board will make the right decision.

The statement was made that proposals are being received based on the new department's offers to the township; not necessarily what the township needs. Mr. Shearer explained that there are specific formulas used that the state provides, based on the total calls for service over a 3-yr period and the total calls of part-1 & part-2 crimes.

The question was asked what does the Board know that the residents don't? Is there anything to share? What actually are the issues? Mr. Shearer noted that the police board has not been cooperative in the past with regards to working out budget numbers. The entire police board was not always included in discussions and/or decision making. But instead it would be handled by the Chairman and the Chief alone. That now seems to be recognized since having new members on the board. Mr. Shearer has seen some changes and is hopeful this is a positive step. He also noted that one municipality out of four is paying a higher percentage of the Police Budget, that equates to a larger increase to consume in their budget each year, making it more difficult to pay. The police board members are now recognizing that problem. Most problems are with the police board, not the police officers. Residents are invited to the police board meeting for further information. He is expecting to hear an update with the SWRPD contract and what needs to be changed to the Articles of Agreement.

How do we know that the other police boards won't do the same thing? Shearer noted that because a decision was not made yet with whom we may contract services with, and as negotiations continue, we can't answer at this time.

Further supporters: Cindy Huber, Jefferson Road, urged the Board members to take into account the residents here in this room, before making your final decision. Denny Ilyes supports police but feels that the problem is not just about money. Mr. Shearer said that just because someone wants to hold people accountable, that doesn't make it personal. Mr. Ilyes replies that when the Chief and the Police Board come back with \$280K cheaper and you still just brush it off. Mr. Shearer noted that we haven't brushed it off, we are still negotiating, we are still meeting with the CBA.

Jim Crawford, Aldinger Road, suggested next looking at the road crew budget. Mr. Shearer noted that bids are advertised and opened every year; he feels it's a fair process. The \$1M budget for roads includes materials, etc.

Tanya Crawford asked did the board get a copy of the other departments' CBA, that will reflect the changes for each year. No. Northern Regional provided the overall average budget increase of 2.36% for the past several years.

John Rebert, Sunnyside Road, understands that there were problems. Now the board has the attention of the police board members; they're trying to work with the township; feels that the township isn't trying to work with the police board. Mr. Shearer noted that the door's not shut until December 2019. The department still needs to present these numbers, (that include less officers, changes to the health insurance, etc.) to the CBA. If these changes are not agreed upon, the \$866K doesn't stand. Which means the proposed budget for 2020 is \$1,150,000. Mr. Rebert would like to see someone from this Board to attend the committee meetings and to help get this budget worked out. It was noted by Mr. Shearer, that in fact he has been attending and involved in these meetings.

Mike Breighner, Salem Heights, said the board represents the citizens. See the signs all over; the police do a great job. Don't jeopardize the citizens.

Pat Mulrooney, Slagel Road, supports the police; feels that there will be holes in police coverage if changing.

David Ritz, Jefferson Road, supports the police; weigh cost vs. safety. Don't stop listening to the residents.

Unidentified, I am a PSP mom, had an incident with SWRPD; she was not happy with its outcome. Don't put down the PSP personnel or coverage just to make the SWRPD look good. Educate ourselves. Chief Bean noted that the PSP are very very cool.

Also in support of the SWRPD: Jamie Light, Fred Mula, Joy Strausbaugh, who noted that the original regional plan was to give all municipalities the same coverage. Don't withdraw and hurt the other municipalities. Charlie Herbst, Roxann Herbst, Jake Herbst, Joan Herbst, Ron Herbst, Mary Altland, who said that the police know the people and the community.

Emily LeVault, gave her theoretical costs per hour; figuring in the penalty, she sees that the township will be spending more money for reduced coverage.

Larry Lehman, Cemetery Road, asked if the other police boards have a Supervisor and/or resident representation? Will the township have even less control through another police board? Same number of members on the other police boards. Mr. Lehman is also concerned about the buyout cost – where will those funds come from? The building buyout and savings of another police department.

Also in support: Cindy Lehman, Deb Amspacher, Carol Davis, Jeff Hersh, Judy and Mike Goodling, Luann Markle, Susan Kanwischer, Brenda Blymier, Brook Blymier, Dorothy Stermer.

Scott Lackey asked why is it personal? It's not.

Kelly Fuhrman, supports; did the Board already decide to withdraw before getting any quotes? Should have approached the whole thing differently. Sounds personal to her. Why no survey? Listen to the residents. Mr. Shearer explained that the Board did it openly and followed the proper process.

Josh Poplin, former SWRPD officer, wouldn't want any less protection than the current situation affords.

Edward Morrin, York Road, time could be the difference between life and death in a police situation. Careful of withdrawing. Work out the problems.

Michele Morrin, has no problems with any PSP department; just want to keep the protection we have.

Supporters: Vicky and Terry Kerr, Tammy Miller, Jim Yohe, Pat Craig, Christine and Albert Buckingham, Angie and Ed Lehigh, who feel that the fiscal difference is not worth the residents' safety; James Gingerich, who asked for the information to be posted on the website for transparency; Jane Thoman, Sue Miller, Dot Markle, Tom Altland, Randy Senft.

Dave Stram said it sounded personal last month and hopes it isn't. He feels that NCT probably overpaid their share originally.

Todd Zeigler asked how about sharing information? Mr. Shearer didn't share information at the police board meeting; police board members asked him not to do so. Attend the police board meeting to talk about it. Did the Township ever submit another letter of intent? No. Yes, there was a meeting at Grace Fellowship to discuss the budget, but there was no letter of intent. Is the township going to reimburse the police board for legal costs? Asserts that this is indeed personal.

Paige Miller, three-year resident, feels that the issues are with the police board not the officers. Fix the problem.

Bob Rebert, believes when all of the facts and figures are on the table, the Board of Supervisors will make the right choice, he feels they are more informed than himself and probably about 80% of the people in this room.

Kristie Menges, is thankful that the police department is near her house. Will updates be posted on the website?

Will the proposals be made public? After a decision is made.

Nick Thoman lived in Red Lion when they made the police change there; there were increased response times with another department. Careful of the response times. Mr. Shearer noted that the police will be circulating; officers are not always dispatched from the station.

Michele Hamme supports the police. She said that she received differing information from Mr. Luckenbaugh back in March. Mr. Luckenbaugh said he told her that he would share numbers; she feels that he promised comparison numbers. Attorney Miller noted that the Board did present the numbers of the proposed contracts tonight and that they are still under advisement.

Josh Miller, 3-year resident; moved from Paradise Township with NYCPRP coverage. There was longer response time; supports SWRPD. Keep for safety and short response time.

Lawrence Altland, Cedar Hill Road, had an issue; spoke to police; good diplomacy used to resolve an issue. Keep short response times.

Jen Sentz, Rockville Road, said that PSP is good but you can't beat the local police. Put personal agendas aside to serve citizens.

Jacob Sentz, listen to the public and give more time to speak. Local police better.

Brook Blymier, appreciates the police and their services. Had good experience when there was an incident. Also respects board members.

Larry Stermer, understands now that it's a police board problem. Why did the Board not work on this problem months ago?

Paul Cusumano feels that the bottom line is the dollar. Compare like items to like items. How about if SWRPD's cost is close to that of the competing department? Please compare more than price. Don't just jump for the sake of a few thousand dollars? The citizens need to know that the Board members hear their concerns and are taking their concerns into consideration.

Mr. Shearer said that the board's working on it and will go with the best contract and all items will be considered.

Willa Lefever, Lehman Road, all have a civic duty to find win-win solutions. All must compromise. Police board proposed a good deal, she thinks, and the other municipalities agree; NCT did not. She asked for a survey again; feels that the majority of the township residents want to keep the police. Future township meetings should be held at a larger venue for hearing and comfort.

Larry Wildasin, confirmed 170 hours per week from NYCRPD. WM did not bid hours. Hours start when the officer enters the township. Each department has backup officers, just in case.

Paul Finley, new resident, had good responses from SWRPD officers all around. Perhaps the board has a PR problem! He feels that the board is doing their job and negotiating and has the residents in mind – they just need to give a unified message to update the public-and I believe you will do the right thing.

Mr. Shearer reported that both competing departments are professional and do a fine job. Mr. Shearer also want to note that West Manchester responded to last evenings' incident, with four of their officers, before one of SWRPD responded.

Chief Bean spoke, noting that SWRPD provides .8 officers per 1000 residents; Northern Regional's numbers would be .4 officers per 1000; half the service of SWRPD. Feels that the Northern Regional numbers allow for no time to actually do anything in the township but drive in and drive out. NCT's cost percentage is 48%, but they have 51% population. Chief Bean would like to be included in the discussion about the other departments to provide numbers and information. Mr. Brenneman asked the Chief is he not doing the Police Board budget? Chief responded that he scratches out some numbers but from there he has no control. The Board reviews and makes any changes they feel are needed, so that in no way shape or form is it him producing a budget. That he has no say after writing it down on a piece of paper.

X. **Announcements**

- A. The Rec Board will meet on April 22, 7 p.m.
- B. The Planning Commission will meet on April 23, 7 p.m.
- C. The Southwestern Regional Police Board will meet on May 8, 7 p.m., at police headquarters.
- D. The Zoning Hearing Board will meet on May 16, 7 p.m.
- E. The Board of Supervisors will meet on May 21, 7 p.m.

The Board *recessed* to Executive Session at 8:48 p.m. to discuss personnel and real estate.

The Board *reconvened* at 9:25 p.m.

**Motion** by Shearer, second by Brenneman, to give Roger Shifflett an increase of \$1.00 per hour based on his 6-mth review. All members voted aye; motion carried.

**Motion** by Luckenbaugh, second by Shearer, to adjourn. All members voted aye; motion carried. The meeting adjourned at 9:28 p.m.

Respectfully submitted,

Sharon Kerchner,  
Township Secretary/Manager

Julie B. Maher,  
Recording Secretary