

**NORTH CODORUS TOWNSHIP**  
**March 19, 2019**

**BOARD OF SUPERVISORS**

Chairman Nelson Brenneman called the regularly scheduled meeting to order at 7:00 p.m. Supervisors present: Dennis Luckenbaugh and Rodney Shearer. Present on behalf of the Township: Manager Sharon Kerchner, Solicitor Stephanie Kogut. Also present: Recording Secretary and a roomful of citizens.

I. **Minutes**

**Motion** by Shearer, second by Luckenbaugh, to approve the minutes of the meeting of February 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 February 2019 as presented. All members voted aye; motion carried.

III. **Police Report**

Chief Bean gave the police report for February 2019. About one half of last month's calls were in North Codorus Township. The Annual Report is available online for inspection and review. Chief Bean noted that crime in this Township has decreased by 47% over the past 17 years. He feels that this is due largely to the trust that the Township residents have in the police department. He doesn't recommend decreasing services to the residents. The police proposal to the Board was to reduce costs by 25%.

IV. **Fire Company Report**

Tim Carr gave the fire company report for February 2019.

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

Nothing at this time.

VI. **Administrative Reports**

A. Supervisors' Reports

1. Mr. Shearer reported on which roads will be overlaid this year. They will begin with road work, tree trimming, and pipe repairs. He noted that the oil and chip work that was done in 2017, did not hold; fortunately, the company responsible for that defective work will re-do the projects. The placement of Fog Seal, which is like a driveway seal, will be used for the first time in our township, on these roads. Other Municipalities have been using it and are pleased with the results. Also, there will be a meeting with the police association to discuss health insurance. Mr. Shearer also spoke to Northern Regional and West Manchester Township's police; proposals to be forthcoming by April 15.

2. Mr. Luckenbaugh reported on the Zoning update. A meeting was held to review the Zoning Ordinance. He outlined several changes that are proposed to streamline some sections of the ordinance, to add some items. **Motion** by Luckenbaugh, second by Shearer, to move forward with all of the proposed changes to the Zoning Ordinance, but to wait until all further changes are proposed to advertise those changes for adoption. All members voted aye; motion carried.

**B. Manager's Report**

1. **Motion** by Shearer, second by Brenneman, to award the bid for all aggregates to York Building Products. All members voted aye; motion carried.

**Motion** by Shearer, second by Brenneman, to award the bid for Superpave to York Materials Group. All members voted aye; motion carried.

**Motion** by Shearer, second by Brenneman, award the placement of 19mm/25mm Superpave to Yohe Paving, Inc. All members voted aye; motion carried.

2. **Motion** by Brenneman, second by Shearer, to *reject* the bid to furnish and place fog seal and double application of seal coat. All members voted aye; motion carried. Discussion was held, on question by an audience member, on the characteristics of the fog seal application.

3. **Motion** by Luckenbaugh, second by Shearer, to approve to *rebid* the fog seal and double application of seal coat, furnish, and placement. All members voted aye; motion carried.

**C. Engineer's Report**

No comments or questions on the submitted report.

**D. Solicitor's Report**

1. **Motion** by Brenneman, second by Luckenbaugh, to adopt Resolution 03-03-2019 to include Kinsley's property GG0060D, Lot 37, Joseph Road into the NCT Ag Security program. All members voted aye; motion carried.

Mr. Luckenbaugh noted that the Ag Security map is outdated and needs to be updated. Mrs. Kerchner will see to this.

2. Fireworks Ordinance – will review for action in April.

Ms. Kogut requested an Executive Session following tonight's meeting.

**VII. Old Business**

Nothing at this time.

**VIII. New Business**

A. Mr. Brenneman asked what the infield conditioner is used for? Les Scrivens from the audience explained the reason for applying the infield conditioner on the park fields. **Motion** by Brenneman, second by Shearer, to approve the Rec Board's request for approximately 2 tons of infield conditioner for the park fields, NTE \$700, to be picked up and applied by North Codorus Baseball. All members voted aye; motion carried.

B. **Motion** by Shearer, second by Luckenbaugh, to approve the use of Fire Police and written consent for the YWCA's 15<sup>th</sup> annual spring triathlon on June 23, 2019, starting at the York Water Company's employee center at Lake Redman. All members voted aye; motion carried.

**IX. General Public Comment**

Attorney Kogut read a statement from the Board members updating the status of the withdrawal from the police department. The Board is seeking estimates from Northern York

County Regional Police and West Manchester. Likely no action can be taken until July 2019. There are income amounts that will offset the cost of withdrawal.

From the audience:

Larry Baugher, Whispering Springs Drive, keep as is. Requested survey.

Phyllis Seward, Beards School Road; keep as is.

Kirk Henry, Field Point Drive, keep.

Kim Venhuizen, Jefferson Road, no state police, likes security of local police protection.

Derek Alessi, Walters Hatchery Road, keep as is.

Ryan Henry, Wildasin Road; keep as is.

Jean Hedrick, Jefferson road, keep; let people survey the residents.

Willa Lefever, Lehman Road, asked the fire chief to what percentage of fire calls do the police show up – 80/90%. The police assist in obtaining information from people involved. Sometimes there are situations where the fire department can't get involved until the police secure the situation. At the police board meeting last week, the police presented a proposal, which the Board of Supervisors rejected. What would it take for the Board of Supervisors to act on the will of the people? She again requested a survey.

Bill Keiser, Lehman Road, keep; same question as above.

Kathy Martin, Keeney Court, referenced the \$25 per person per municipality proposed by Governor Wolf. Money that we contribute goes to larger cities. Yes on the survey.

David Cardamone, Timber Crest Drive, don't let cost determine actions.

Eden Leppo, supports keeping police.

Perry Leppo, wants a survey; keep police local.

Jim Crawford, Aldinger Road, asked if the bids for other departments include full time coverage; yes.

Todd Zeigler, Cemetery Road, noted that the figures that Ms. Martin cited are more like from \$8 to \$166 per person. Manager Kerchner agreed that this year Governor Wolf is trying to impose a sliding scale that could cost \$8 per person for municipalities with fewer than 2000 and those with more than 20,000 could pay \$166. This is the third time Wolf has tried to impose a fee for police. Also, when will the bid numbers be available to the public? Mr. Shearer says that the idea is that the police representative will come to present the contract to the Board at a public meeting. Mr. Zeigler encouraged the Township to have the survey done by an independent firm. There was a survey in the works, but it was related to satisfaction with the police department. Mr. Shearer noted that no one was able to come up with satisfactory questions and procedures for such a survey.

Kim Reimold, Lynwood Drive, keep; do survey.

Keith Reimold, Lynwood Drive, keep; nothing negative heard. What do the supervisors know that the residents don't? The answer was that the police don't listen to the Board/Township in certain aspects.

Bea Heiner, Lehman Road, keep police, in favor of a survey.

Dave Meiler, Keeney Court, noted increased response time of the state police. Other departments will not be patrolling like the SWRPD.

Kelly Rohrbaugh, Sharoden Drive, keep police and do survey.

John Rebert, Sunnyside Road. Attended the police board meeting last week, wanted to know when the letter or response was discussed publicly. The day of the next Supervisors meeting, he wants Township resident support outside the Township Building at 6:30 p.m.

Pat Henry, Field Pointe Drive; what year was the SWRPD formed? 2002. She cited a burglary in late 1990s that was not investigated by the PSP. Do a survey.

Tammy Miller, Field Pointe Drive, also had incident where the PSP didn't show up. Do a survey.

Jake Herbst, Tunnel Hill Road, urged survey questions.

Lisa Dennis, Cedar Hill Road, feels that the proof of what the residents want is in this room. Why are the supervisors ditching the police? Feels the residents need to know all so that they can support the Board. Other police departments will likely increase costs/fees. Urged negotiation with police.

A Manheim Township resident says what happens at NCT affects Manheim Township.

Jacki Hall, Lynton Terrace, how did the Board make the decision to withdraw with no other bids? Keep police; do a good job of patrolling. Security outweighs costs.

Cindy Lehman, Cemetery road, keep police and do survey.

Fred Mula, Walters Hatchery Road, keep, do survey.

Larry Lehman, Cemetery Road, no survey needed. How about renting Grace Fellowship to have a public airing of the Board's side of the story, with questions, answers, a secret ballot, then there's the decision. Also, where's the money coming from for the buyout? Savings from other police coverage. To the chief, what happens if costs are cut by 25%? Well it's a big fat unknown, I know what works, and that's 14 officers, Less cost = less service. State police doesn't charge the municipality. WHAT HAPPENS TO THE CRIME RATE-We felt that we could still provide a level of services that was adequate at 11, but the way we look at it, the way we are structured, and the way the Board is aware of it, the less cost means less service, slippery slope, State Police is very thin, they don't charge anything to the municipalities, I don't know the answer in question, but I wouldn't recommend it.

Michele Morin, York Road, go ahead, raise taxes.

Edward morin, York Road, feels that the Board members are out of touch with the residents.

Donna Stark, Palmer Avenue suggested that each supervisor ride with a police officer to see the job that person does.

Charles Stark, Palmer Avenue, supports police; only way to get all public opinion is with a survey.

Steve Miller, Slagel Road, keep police; had good service from SWRPD; a 10-minute response time. The police officers are not just cops; they are friends to the residents. How many negative comments were heard from residents? "Over 25" per Mr. Brenneman. Residents are not complaining about police costs. Let all residents vote.

Matt Adams, Stoverstown Road, read a letter outlining his position. NCT failing to provide concrete plan for alternate police coverage. How about other ways to cut costs rather than cut police service? Why not accept the police's proposal for reduced costs?

Richard Reed, View Drive, keep as is and do a survey.

Lois Reed, View Drive; keep, good service/response time. "Will turn the Township into the wild west; lots of gun owners in the township." Need officers to respond in a timely manner. Why does the board want to get rid of the SWRPD?

?? supports police at 14 officers and full service. Also wants survey. From the police board meeting, no credit given for assets? No study done yet to determine.

Paul Cusumano, 25 people who spoke against? But what is the percentage or ratio of those for and those against? People are willing to pay more to keep the police protection. Don't change.

Larry, Newport Drive; how was the Board able to pull from a contract with no other options in place?

Ken Secrist, Stoverstown Road, when other bids received, will the Board post on the website? Bids will eventually be made public at a meeting, with the police coming to the public meeting. There will be a public meeting giving the information long before anything would be posted to the website.

Albert Buckingham, View Drive; got better response from SWRPD than from York City.

Jeff Hirsch, Zeigler's Church Road, keep police at same level. Again, how did the Board decide to withdraw with no direction.

Phil Farrell asked why did the Board vote to hire another officer? To replace one, to make 14. Is the Township bound to not give the residents certain information? Yes, the Board members are bound by the Executive Session of the police board. Mr. Farrell had a question about the officer who shot a prisoner; he has been suspended without pay pending investigation. Full support of a survey.

Dave Stram, Myers Road, isn't getting information to make this any clearer to him.

Scott Lacky, North Rohrbaugh Road, asked how many officers are patrolling this area during school hours? As many as four. Is there an officer nearby the school just in case? Proposed the scenario of a bank robbery or an incident at the school and having another police department respond. Is this personal against the police department? Mr. Shearer said there's nothing for the Board to gain by getting rid of the police.

Skyler Lacky, police have good response time and good service.

Kelby Walter, Kraft Mill Road, state police is not an option; long response time. He's a first responder; never waits for SWRPD.

Jaqueline Heffner, EMS chief; keep police as is. "While EMS totally appreciates the Township's donations, she'd rather see it go to the Police force".

Dan Fake, Stoverstown Road, keep.

Jen, feels that the Board is being transparent only because of the public pressure now. Keep the police as is; great response time and service.

Jim Yost, Stoverstown Road, keep as is.

Teresa Senft, Jefferson Road, feels that lives will be in greater danger with the PSP response time. Keep as is.

Neil Senft, Jefferson Road, keep as is.

Kelly Fuhrman, View Drive, do survey or public input at a large forum. Keep as is, even if tax increase; lives are worth it. Don't go to Northern Regional; she feels there's an attitude there. SWRPD officers are more friendly and service-oriented. Feels that the board has a personal issue with the police or that something else is going on that the public doesn't know about.

Les Scrivens, Ginger Drive, great response time no matter from where the call is placed. No reason not to have this police force. Raise taxes if need be. Security is better.

Michael Harrell, Myers Road; why get rid of the SWRPD? Financial, yes or no? Per Mr. Shearer, there are "issues with the budget." Yes, it's financial. The Township is spending more money than the Board feels is prudent. The Board requested cost comparison with Jackson Township since they are of similar size with NCT. How much tax dollars could each resident

save? Until we receive proposals, we can't answer that. This is the way the procedure works; letter of intent first, then research the options. Chief Bean noted some differences in the comparison with Jackson Township.

Karen Reaver, non-resident, but has grandchildren here. Police know people's names here. That won't happen with another form of coverage.

Christie Menges, Thoman Drive, keep as is.

Jeremy Dettinger, View Drive, was a shooting victim; had to wait less than 10 minutes for the police and EMS to get service. Don't increase the response time.

Amy Failor, View Drive, ditto.

Wanda Miller, Bortner Lane, keep as is.

Mark Jacoby, Meeting House Road; keep as is.

Matthew Adams spoke again to ask is there a potential of civil liability to the township after the reduction in police service? Attorney Kogut said that she can't answer that, as she is not Mr. Adams' legal counselor. She cannot give him legal advice. Mr. Adams feels that the Board is not accepting the human factor in the room.

Lois Reed, noted that the residents elected the Board members to serve the public. Thank you to the Board members for serving. She is frustrated with no answers. Mr. Brenneman said that the Board is frustrated with the lack of response from the police board. Perhaps, with advice from legal counsel, the Board can present some facts.

Karlie Meiler, wants to move if the police leave. She will have no respect for Board members if SWRPD goes.

Christine Buckingham, an ambulance volunteer responder, for Seven Valleys Borough relayed a story of unsatisfactory response time by State Police, had requested to expedite, Southern Regional heard her call and came into the Borough to help. I believe she meant Southwestern Regional.

X. **Announcements**

A. The Rec Board will meet on March 25, 7 p.m.

B. The Planning Commission will meet on March 26, 7 p.m.

C. The Southwestern Regional Police Board will meet on April 10, 7 p.m., at police headquarters.

D. The Board of Supervisors will meet on April 16, 7 p.m.

At 8:59 p.m., the Board *recessed* to an Executive Session.

At 10:05 p.m., the Board *reconvened* with no action taken.

**Motion** by Luckenbaugh, second by Shearer, to adjourn. All members voted aye; motion carried. The meeting adjourned at 10:11 p.m.

Respectfully submitted,

Sharon Kerchner,  
Township Secretary/Manager

Julie B. Maher, Recording Secretary