

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 approximately 45 citizens.

Chairman Brenneman reported that the Board met in Executive Session tonight at 6 p.m.; no action was taken.

I. **Minutes**

Motion by Shearer, second by Luckenbaugh, to approve the minutes of the meeting of June 18, 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 June 2019 as presented. All members voted aye; motion carried.

Motion by Shearer second by Luckenbaugh, to adopt Ordinance #277-07-2019, authorizing an Intergovernmental Cooperation Agreement between Northern York County Regional Police Department and North Codorus Township. At Attorney Kogut's request to *adjourned the meeting shortly at 7:02 p.m. for two minutes*, following comments by audience members who asserted that the Sunshine Law requires Public Comment to be received prior to the adoption of an ordinance. Attorney Kogut confirmed that public comment must indeed be taken before the vote.

Public comment followed, two minutes per speaker.

Barbara Senft asked what exactly are the financial expenditures involved in leaving the SWRPD? She feels that the Township doesn't even know the exit costs, so this Ordinance adoption is premature.

Bill Kaiser feels that the Board doesn't have correct information.

Willa Lefever, implored the Board members to listen to the community/residents. Think of how the Board's decisions will affect young and old alike. Survey indicated that the residents were satisfied with SWRPD. Feels people weren't consulted and that this is a big mistake.

Kathy Martin noted that at last month's Board meeting, some residents had comments and suggestions, and it seemed like the Board was going to consider some of those options. Now it seems like the decision was already made. She asserted that there's a "personal vendetta" involved.

Larry Baugher reiterated Ms. Martin's comments.

Paul Cusumano feels that his presence or input at a Township meeting means nothing. Community's not working together (Board and residents).

Bob Daughtry agrees.

Denny Ilyes feels that the Board members are making fools of the residents.

John Rebert, noted that at the last Police Board meeting, information indicated that a letter was sent to the other municipalities re: exit costs. Why was there no discussion at NCT's

meeting? He would like the Board to either table the decision or deal with finding common ground with SWRPD.

An unidentified resident feels that nothing has changed since January. It's been personal; Board members don't do homework and they're making fools of the residents.

Kim Reimold is ashamed to be a Township resident right now.

Dee Heiner feels that these Board meetings have been a waste of time for public.

Questions not answered at meetings.

Lisa Dennis, never a problem with police officers. Asked about the question that was asked at the police board meeting about the cost of the officers' healthcare. Would like to know the costs for NYCRPD officers' healthcare.

Someone said that this is a representative republic, and the Board members aren't representing the public.

Erin Goodling said that the current Board members are a disappointment. She feels that they're inconsistent, saying that they're trying to be fiscally responsible yet not really knowing the exit costs. Will be happy to vote the Board members out.

Jason Trayer, who volunteers his services on the baseball fields for the good of the community, feels that the Board members aren't doing the same.

Emily LeVault – now's the Board's chance to show the residents that the Board members are doing their work in answering questions. She asked that the Board put the decision off until questions are answered, costs are determined. She recommends that the Board rescind the Motion, figure out the details, then answer questions. Give information to the public.

Judy Goodling called the supervisors stupid and ignorant, with personal agendas, saying that they don't care what the public wants. Can't wait until all Supervisors are out.

A Fox 43 representative asked if the Board will address questions or public comments. Attorney Kogut responded, saying that it's the Board's policy not to respond to aggression, name-calling, or hostility. A bit of hostility followed that comment.

Someone asked if the Board members met with Officer Stalcup, as was his offer, to try to work things out. Mr. Shearer noted that Officer Stalcup "can't fix it, it has to be fixed by the Police Board." Did the Board members talk to Officer Stalcup? Yes. The speaker feels that Officer Stalcup is making the effort to remedy the situation.

Todd Zeigler remembered 2006 when the Board considered withdrawing from the SWRPD, at a cost. He feels that the Board took a clearly calculated action tonight to adopt the Ordinance without the benefit of public comment. Feels that the Board members are making the ordeal personal, despite public comment and input to the contrary. Feels that each Board member will be held accountable in the event of a lawsuit. He asked the Board members to remember why they were elected, put personal feelings aside, and rise above the conflict. He also asserted that the withdrawal costs are not known.

Larry Lehman asked about the proposed police budget. He attended the police board meeting and was dismissed from the room. What are the budget figures? \$926K budget, Mr. Shearer said, for 11 officers. What about the 25% less budget that was proposed? How many hours? No figure was ever given to the public on the withdrawal costs. Mr. Shearer said that the Board members can't discuss what's in litigation.

Fred Mula requested tabling the withdraw until there can be more transparency.

Barbara Senft noted that she spoke first and wasn't hostile, referring to Attorney Kogut's response to Fox 43. How can they proceed without telling the public the numbers? How is this

affecting the public? Chairman Brenneman noted that residents' police protection should not be affected.

Dave Meiler, Keeney Court, confirmed that the police board is still operating under 2017's budget numbers. Why? He doesn't want the Board members to cut back the budget, as the officers are spread thin enough as it is. Cut budget, cut services. Good police protection is priceless. He would gladly pay more in taxes to keep SWRPD. He can't see NYCRPD giving the same services.

Paul Cusumano asked what will be done with the savings?

John Rebert asked about the term litigation that Mr. Shearer used previously. Is the matter actually in litigation? It's in the negotiation phase, per Attorney Kogut. So why can't the people know the numbers? Negotiation can't be kept from the public, Mr. Rebert feels.

Mr. Luckenbaugh spoke to Officer Stalcup by phone, just for the record.

Officer Jamie Stalcup spoke, noting that the Letter of Intent has made a significant impact. The department/board developed a 2020 budget, using 11 officers, signed a Memorandum of Understanding, there's been a change in leadership, four new police board members. Changes have been made; he can make the difference. He asked the Board members to have faith in him and do the work together. He's willing to find inspiration in the Board members themselves; farmers rise early, work late. Police officers aren't perfect, he knows that. Mr. Luckenbaugh knows numbers and unions; could he help on the police board? Mr. Luckenbaugh declined.

Public Comment period closed.

Vote on the Motion, amid disturbance by several audience members: All members voted aye; motion carried.

III. General Public Comment

See above.

IV. Police Report

Officer Jamie Stalcup gave the police report for June 2019. Of particular note, there was a home invasion in April; five suspects were arrested. All involved officers did good police work. Last night there was an arrest, and charges were filed for drug delivery resulting in the death of an 18-year-old girl in 2017. There was also a domestic situation that occurred twice in a few hours, and the officers had to deal with both situations in an unconventional manner.

From the audience, much appreciation for Officer Stalcup and the other officers. Well done!

Mr. Shearer noted that the Memorandum of Understanding was approved. They are trying to get more officers. There has been some communication between SWRPD board member and NYCRPD Chief Mark Bentzel, regarding the possibility of a merger or at least working together. Also, a copy of Chief Bentzel's presentation to NCT was shared with SWRPD board members, there-by a request for NYCRPD to attend SWRPD August 14th meeting for a presentation to the board.

V. **Fire Company Report**

Tim Carr gave the fire company report for June 2019. He explained that the recent solicitation for funds helps with administrative costs and equipment costs. Next fundraiser: August 3, barbecue; \$8 per meal.

Bill Kaiser asked what “two alarm” means for fire classification. Chief Carr explained the distinction and what manpower and equipment are used. Sounded ghastly. One alarm is bad enough...

Mr. Brenneman asked if the calls for automatic fire alarms were from a particular development or area; if so, are the calls from the same residences? No, and it's not consistent.

VI. **Permits, Plans, and Modules**

Nothing at this time.

VII. **Administrative Reports**

A. Supervisors' Reports

1. Mr. Shearer reported on the roads that have been completed and what's on the slate for next week. He talked with Hammaker to see why some of the roads are “still bleeding through.” Possibly from the bad oil that was put down two years ago. Twin Arch was the only road that seems to have sealed the way it's supposed to. Work in progress.

2. Mr. Luckenbaugh will meet with Tax Bureau tomorrow to prepare the 2020 tax collection rate budget. It's been discussed to keep the collection rate at 1.85%.

B. Manager's Report

1. **Motion** by Luckenbaugh, second by Shearer, to ratify a request to waive the well isolation distance regulation for 1782 Jefferson Road. All members voted aye; motion carried.

2. **Motion** by Shearer, second by Luckenbaugh, to approve the request for NCT Fire Police by Springfield Township's Board of Supervisors to assist with traffic control at the Car Cruze and Vendor Show on September 2. All members voted aye; motion carried.

3. At the Fire Company building, operator door #1 needs to be replaced. The price quotes compare 50 cycles vs. 90 cycles. Two proposals were received: from Drake Reed for \$860; and from D. C. Door, \$1,187.40. **Motion** by Shearer, second by Luckenbaugh, to approve the quote from Drake Reed for \$860. All members voted aye; motion carried.

4. At the Waste Water Treatment Plant, the motor needs to be replaced. Not much out there in the way of providers to give quotes, so only one bid was received, from Aqua-Aerobic Systems, Inc., for an AquaDDM Mixer with Baldor-Reliance motor, at a cost of \$11,940, *plus* \$1,275 shipping. **Motion** by Luckenbaugh, second by Shearer, to approve the replacement of the motor, as detailed above. All members voted aye; motion carried.

C. Engineer's Report

No comments or questions on the submitted report.

D. Solicitor's Report

1. Attorney Kogut is preparing Zoning Ordinance and SALDO Ordinance changes.

a. **Motion** by Brenneman, second by Shearer, to permit small games of chance to be accepted in all zones. All members voted aye; motion carried.

b. **Motion** by Shearer, second by Brenneman, to approve the proposed language as presented, section 195-27 (B)(2); *by more than 75% of its market value*. All members voted aye; motion carried.

c. **Motion** by Luckenbaugh, second by Shearer, to rename section 195-32 as follows: Accessory structures and Uses. All members voted aye; motion carried.

d. **Motion** by Shearer, second by Luckenbaugh, to add definition (F) as discussed to section 195-34 box tractor trailers. All members voted aye; motion carried.

e. **Motion** by Luckenbaugh, second by Shearer, to authorize Atty. Kogut to send the above changes to YCPC and NCT planning commission for review and recommendations. All members voted aye; motion carried.

2. Completed RTK requests

3. A draft copy of the Refuse Specifications has been completed and given to the board for review.

VIII. **Old Business**

Nothing at this time.

IX. **New Business**

A. **Motion** by Shearer, second by Luckenbaugh, to approve the request by the Rec Board to hold the “Trunk or Treat” event in the Township Park on October 26, noon to 2 p.m. in collaboration with two local churches. All members voted aye; motion carried.

X. **Public Comment**

Barbara Senft is disappointed in the decision to withdraw. Feels that the Township is changing and full police protection is necessary. Feels that NYCPRD already covers too great an area to properly protect NCT’s citizens. Has personal experience with an attempted burglary at her home; every second counts. Reiterated her comments from the beginning of the meeting. Wants her tax dollars to be spent for police protection. Requested that the Board rescind its adoption of the Ordinance from earlier in the meeting.

Willa Lefever reminded the Board members that they were elected to serve the people. Re-read her comments from the beginning of the meeting. Again, referred to the cost of the withdrawal. Requested that the Board ask for an extension of time from SWRPD to reconsider/reconfigure/rescind.

John Rebert asked what percentage of their salaries do the police officers pay for their health insurance. Mr. Shearer indicated he doesn’t know the percentage, but that it is \$45/per pay or every 2 wks. Jaime Stalcup replied it is 1%. Do township employees contribute to their own health insurance? No, however employees pay 100% for dental and vision. Mr. Shearer noted the employees were required to remove coverage for dependents and/or spouses from their insurance coverage, if receiving from another source. This has lowered premium costs, drastically. No supervisors receive health insurance.

Lisa Dennis asked for audience members to be more respectful and not throw things. Voice disappointment, yes, but please be respectful.

Someone asked when the numbers can be released. The Separation Agreement isn't concluded until the end of the first year.

Emily LeVault is disappointed in this local government. This has been a frustrating experience. Requested transparency and respect from the Board members. She feels that the Board members are treating constituents like they don't matter. And that will be what endures.

Jamie Stalcup noted that the officers would rather keep their jobs, of course. This is an opportunity for change.

Todd Zeigler asked for clarification on the township health insurance. Also asked about the Township's rejection of SWRPD's offer. Mr. Shearer explained why that offer was rejected. It was not realistic. Mr. Zeigler feels that the Board members aren't doing their jobs; the public told the Board members what the public wants, and Board members didn't listen. Concerned that the Board voted to take action without knowing the costs involved. Hoping that the vote taken isn't the final decision and/or action.

Larry Lehman asked if figures will be posted to the Township's website regarding the Township's ongoing costs to withdraw. Attorney Kogut replied that the township does not post individual cost on the website, it is in the treasurer's report. Thereby you can request that information by coming to the township. Anyone can request to see the Treasurer's Report anytime.

An unidentified gentleman spoke, saying he doesn't live in the township, he only passes through, but he sees good roads; good snow removal; good maintenance. Well done!

John Rebert asked if the fireworks ordinance was posted to the website. Mr. Luckenbaugh responded that ordinances can be found on our website, under the tab 'Twp codes'. It was also noted that all ordinance information must be published in the newspaper. Other members of the audience feel that information on the website isn't enough; a mailing would help. How about the newsletter? How to get all information out to all people, even those who discard mailings without reading and don't look on the website?

XI. Announcements

- A. Rec Board meets July 22, 7 p.m.
- B. Planning Commission meets July 23, 7 p.m.
- C. Southwestern Regional Police Board meets August 14, 7 p.m., at police headquarters.
- D. Zoning Hearing Board meets August 15, 7 p.m.
- E. Next Board of Supervisors meeting will be August 20, 7 p.m.

Motion by Luckenbaugh, second by Shearer, to adjourn. All members voted aye; motion carried. The meeting adjourned at 9:06 p.m.

Respectfully submitted,

Sharon Kerchner,
Township Secretary/Manager

Julie B. Maher,
Recording Secretary