

**BERWICK TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
JANUARY 11, 2016**

**CALL TO ORDER & PLEDGE TO THE FLAG:** The January 11, 2016 regular meeting of the Berwick Township Board of Supervisors was held in the Berwick Township Municipal Building, 85 Municipal Road, Hanover, PA. Chairman Socks called the meeting to order at 6:00 p.m. Present were Supervisors Pete Socks, Earle Black, Barry Cockley, Tom Danner, Bob Foltz, Solicitor Tim Shultis, Engineer Tim Knoebel, Secretary Jean Hawbaker. Mr. Socks asked all to stand for the Pledge of Allegiance to the Flag.

**PUBLIC COMMENTS (AGENDA ITEMS):** None.

**CONSENT AGENDA:** Supervisor Socks stated he is adding Affordable Computers to the bill list in the amount of \$2,142.56, which was for the recycling event held on January 9<sup>th</sup>. The charge was \$0.40 per pound for CRT TV's and monitors, and the total weight was 5,356.40 pounds. We received a lot of positive comments. Supervisor Danner made a motion to approve the minutes of December 14, 2015 and January 4, 2016, bill lists, unpaid bill lists and balance sheets dated January 8, 2016, and Roadmaster's report for December 2015, seconded by Supervisor Cockley. **Roll Call: Black – yes, Cockley – yes, Socks – yes, Danner – yes, Foltz – yes. Motion carried.**

**CORRESPONDENCE:**

- 1) Bea Haskins Letters Dated 12/31/15 – The Board acknowledged receipt.
- 2) Linda Siegle Letters Dated 1/4/16 – The Board acknowledged receipt.

**UNFINISHED BUSINESS:**

- 1) **Clarification of Bea Haskins Comments at 12-14-15 Meeting Regarding Posting of Residents Addresses in Minutes and on Website** – Supervisor Socks stated he followed up with George Spiess again, and he said this issue is not addressed in the Sunshine Act or Right-to-Know Law, and is unaware of any prohibition to do so. As Chairman, Mr. Socks will be asking residents for addresses and they will be included in the minutes and posted on the website.
- 2) **Weight Limit Restrictions on Roads** – The Township is still waiting for a response from Abbottstown. Penn Township will send their written response shortly. Tabled until the next meeting.
- 3) **Update of the NOMA Sewer Transition** – Tim Shultis explained on or about August 27, 2015, Berwick was approached by NOMA on two issues. One is the release of Hamilton from the Intermunicipal Agreement to NOMA, and the second, was the potential sale of the Berwick system. We advised NOMA that they were free to discuss this with Hamilton. In September, the Board made a motion to form a committee of residents and Supervisors to look at the whole picture. Following that, the Board sent out advertisement seeking interested residents. In addition, Berwick

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sent a letter to NOMA indicating that we were studying the issue, but no time table was given to NOMA. In November, the Board discussed a different approach, which was to obtain the services of

a third party to review the release of Hamilton, and NOMA acquiring their system. There are a limited number of firms that perform these services. A firm was contacted by KPI, but this firm no longer does this type of work. Mr. Shultis stated the issue of selling the entire system, the way I understand the Boards intent, is to put that on hold because we don't have a proposal to study. The Hamilton issue we can study because we have an actual proposal. The wastewater treatment facility and collection system is the largest single physical asset that we own, and the decision to sell Hamilton or the system as a whole, is a major decision and could potentially have severe economic consequences to the township. So the township is going to proceed cautiously on both of these issues. Following the unavailability of the first firm, I approached Gary Shambaugh with AUS Consultants, and I was advised by them they would give us a proposal by the 18<sup>th</sup> of January. Tabled until the next meeting.

- 4) **Revised Permit Fee Schedule Submitted by Zoning Officer** – Tabled.
- 5) **Planning Commission Vacancy – Kelly Duty Request to be Reappointed – 4 year term** – Supervisor Cockley made a motion to reappoint Kelly Duty to the Planning Commission with a term ending 12-31-19, seconded by Supervisor Socks. **Motion carried.**
- 6) **Zoning Hearing Board Vacancy – Linda Siegle Request to be Reappointed – 3 year term** – Supervisor Black made a motion to reappoint Linda Siegle, seconded by Supervisor Cockley. **Roll Call: Black – yes, Danner – no, Cockley – yes, Socks – no, Foltz – no. Request to be reappointed denied.**
- 7) **Vacancy Board – Open Seat.**  
The Secretary was instructed to advertise the Zoning Hearing Board and Vacancy Board vacancies on motion of Supervisor Socks, seconded by Supervisor Danner. **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – no. Motion carried.**
- 8) **Emergency Operations Plan – Resolution #16-03** – Supervisor Danner made a motion to adopt Resolution #16-03, seconded by Supervisor Foltz. A couple of minor revisions will need to be made. **Roll Call: Danner – yes, Foltz – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**
- 9) **Emergency Succession – Resolution #16-05** – Supervisor Danner made a motion to adopt Resolution #16-05, seconded by Supervisor Foltz. **Roll Call: Danner – yes, Foltz – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

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- 10) **Adams County Rescue Mission Recycling Program Budget Item Request** – The Secretary was instructed to find out what the response has been from other township's, the longevity of the program, and what types of items will be accepted.

- 11) **Energy Distribution Company Quotes for Rates and Terms** – Supervisor Danner stated that gross tax receipts need to be included in the prices. Mr. Danner will review the contracts. **Tabled until the next meeting.**
- 12) **Supervisor Danner Comment** - Supervisor Danner applauded Mr. Socks for doing all the lifting at the recycling event.

**NEW BUSINESS:**

- 1) **Adams County Radio Equipment Subscriber Agreement/Pickup** – Supervisor Cockley made a motion to accept the agreement conditioned on review of the insurance coverage, and the Solicitor’s review of the agreement, seconded by Supervisor Socks. **Roll Call: Foltz – yes, Danner – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**
- 2) **People’s Bank Check Connect Corporate Resolution #16-06** – Supervisor Socks made motion to adopt the People’s Bank Resolution #16-06 to change the name to the current Office Manager, seconded by Supervisor Danner. **Motion carried.**
- 3) **Zoning Hearing Boards’s 2015 Annual Report** – Supervisor Danner made a motion to accept the report, seconded by Supervisor Socks. **Roll Call: Danner – yes, Foltz – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

**UNITED HOOK & LADDER (UH&L):**

Supervisor Socks stated the township’s new Representative from UH&L is Nick Shaffer. He will attend our meetings when possible.

37 incidents – 3 calls in Berwick for December 2015

**STATE POLICE REPORT:**

37 calls in December 2015

Supervisor Danner stated we cannot give out addresses due to ongoing investigations.

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**CODE ENFORCEMENT/PERMIT REPORT:**

Mr. Hartman submitted permits and code violations for December 2015. A property along Stanley Drive was given a 30 day notice for a violation. Supervisor Danner made a motion to have Tim Shultis check the status of the oil spill property, since there was a previous response from the Township on this issue, seconded by Supervisor Cockley. **Roll Call: Danner – yes, Foltz – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

**ENGINEER'S REPORT:**

- 1) WWTP Operations Report – December 2015
- 2) Pending Plans Report – No action items

Mr. Knoebel stated they have made a couple of site visits at Cambrian Hills. They are moving ground.

**SOLICITOR'S REPORT:**

- 1) Will discuss litigation regarding Sileazer in executive session.
- 2) Working on agreement for Cambrian Hills.
- 3) Provided an agreement to the Zoning Officer for 2465 Carlisle Pike.

**PUBLIC COMMENT (GENERAL):**

- 1) **Michael Liu – 2465 Carlisle Pike** – Mr. Liu is working with the Zoning Officer to finalize the agreement with deadlines and to obtain a permit.
- 2) **Travis Lippy – Lot 2 Green Springs Road** – During the title search, we discovered a lot that was supposed to be attached where the house is located and not be separated. This lot was never added, and shows up separately on tax records. A well was drilled on the lot and was previously perked. Tim Knoebel stated this lot would need a deed of consolidation. Supervisor Socks made a motion for Tim Shultis and Tim Knoebel to investigate this issue and check into the options, seconded by Supervisor Cockley. **Roll Call: Danner – yes, Foltz – yes, Socks – yes, Cockley – yes, Black – yes. Motion carried. Will be put under unfinished business for the next meeting.**
- 3) **Larry Oakes – 124 Stanley Drive** – Mr. Oakes wanted to know if back taxes were paid on a certain property. He was told to contact the County.
- 4) **Bea Haskins – 58 Blue Heron Drive** – At the conclusion of the last meeting, a gentleman said it was a nice quiet meeting, and the Chairman stated, as it should be. You seem to not want citizen's

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comments. As an elected leader, you should be encouraging citizen participation even when the citizens views to do not match your own.

- 5) **Emanuel Apostolakis – 801D Green Springs Road** – In response to Ms Haskins comment, Mr. Apostolakis stated the reason he stated that was because during previous meetings, all I heard was people talking under their breath, and it's a little bit hard to understand what was going on, and that's the reason I said it.

**BOARD COMMENTS:** Chairman Socks asked if there was any public comment from any of the Supervisors. Earle Black – none, Pete Socks – none.

Supervisor Foltz asked about the property along Green Springs Road that was condemned, and what it would take to tear it down. Tim Shultis stated it was his understanding the property is subject to mortgage foreclosure and if that is true, that is the quickest and easiest way to that solution. This issue will be put under unfinished business for the next meeting.

Supervisor Cockley stated the York Adams Tax Bureau agreement is up for renewal. Tim Shultis should review this. This issue will be put under unfinished business for the next meeting.

Supervisor Danner stated the Human Resource manual will be back on schedule next month with some updates.

**EXECUTIVE SESSION:** The Board went into executive session at 7:09 p.m. to discuss litigation and personnel matters.

The Board came out of executive session at 8:19 p.m. Supervisor Socks made a motion to approve raises retroactive to January 1, 2016 as follows: Jean Hawbaker - \$1.25, Brian Ernst - \$0.55, Shirley Roth - \$0.50, with a reduction in hours for Ms. Roth on Fridays from 8 hours to 4 hours, seconded by Supervisor Danner. **Motion carried.**

Supervisor Cockley made a motion to accept the Sileazar proposal with payments accepted as cash or certified check only, seconded by Supervisor Socks. **Roll Call: Foltz – no, Danner – no, Socks – yes, Cockley – yes, Black – yes. Motion carried.**

Adjournment was at 8:20 p.m. by motion of Supervisor Socks, seconded by Supervisor Cockley. Motion carried.

**The next regularly scheduled meeting of the Berwick Township Board of Supervisors will be held on February 8, 2016, 6:00 p.m. at 85 Municipal Road, Hanover, PA 17331.**

Respectfully submitted,

Jean A. Hawbaker, Secretary  
**BERWICK TOWNSHIP  
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