

**NEW HANOVER TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
DECEMBER 10, 2012**

The regular monthly meeting of the New Hanover Township Board of Supervisors was held on Monday, December 10, 2012 at the New Hanover Township Municipal Building, 2943 N. Charlotte Street, Gilbertsville, PA 19525. Present were Supervisors Martin Dyas, Douglas Muller, Ralph Fluharty, Andrew Kelly and David Brown. Also present were Township Manager Edward Wagner, Solicitor Paul Bauer and Administrative Assistant Eileen Pogany. Chairman Martin Dyas called the meeting to order at 7:10pm and led in a Salute to the Flag. He announced that an executive session had been held prior to convening the regular meeting and that no actions were taken.

ANNOUNCEMENTS - Chairman Dyas announced that the following items are available on the counter in the rear of the meeting room: attendance sign-in forms for the official record of who is in attendance, agendas for the public, a notebook containing meeting procedures, a notebook containing approved minutes from prior meetings, and a notebook containing prior meeting bill lists. He added that the Board of Supervisors will give an opportunity for public comment prior to any official action, that non-agenda items from the floor will be addressed after all business items are completed, and that one person speaks at a time with a five minute time limit at the discretion of the Chairperson. No one stated that they were taping the meeting.

ANNOUNCEMENT – Chairman Dyas
Township Offices will be closed on Monday, December 24 at noon and Tuesday, December 25 for the Christmas holiday.

UPCOMING TOWNSHIP MEETING – Eileen Pogany

December 12	Planning Commission- cancelled	6:30pm
December 18	Environmental Advisory Board	7:00pm
December 19	Sewer Authority at WTPP	6:30pm
January 2	Recreation Board	7:00pm
January 7	Next Regular Meeting of the BOS	6:30pm/7:00pm

PRESENTATION OF CURRENT BILLS

Bill List #21 Dated 11/26/12

General Fund 01	\$122,146.57
Fire Tax Fund 03	\$ 0.00
Sewer Operating Fund 08	\$ 23,103.08
Sewer Capital Fund 10	\$ 0.00
Trans. Impact Fund 13	\$ 0.00
Capital Fund 19	\$ 0.00
State Liquid Fuels Fund 35	\$ 1,778.67
Escrow Fund 41	\$ 4,868.69
Recreation Fund 96	<u>\$ 1,963.76</u>
TOTAL	\$153,860.77

Ralph Fluharty **moved** to approve payment of bills in bill list No. 21 in the amount of \$153,860.77. Douglas Muller **seconded** the motion and it **carried 5-0**.

Bill List #22 Dated 12/10/12

General Fund 01	\$ 21,286.63
Fire Tax Fund 03	\$ 0.00
Sewer Operating Fund 08	\$ 8,336.28
Sewer Capital Fund 10	\$ 0.00
Trans. Impact Fund 13	\$ 0.00
Capital Fund 19	\$ 9,000.00
State Liquid Fuels Fund 35	\$ 2,909.55
Escrow Fund 41	\$ 1,198.75
Recreation Fund 96	<u>\$ 21,939.02</u>
TOTAL	\$ 64,670.23

David Brown **moved** to approve payment of bills in bill list No. 22 in the amount of \$64,670.23 and advance the treasurer the monies for utilities and payroll for coming month. Martin Dyas **seconded** the motion and it **carried 5-0**.

Minutes – Andrew Kelly **moved** to approve the regular meeting minutes for the November 12, 2012 regular meeting. David Brown **seconded** the motion and it **carried 4-0** with Douglas Muller abstaining since he had not attended the meeting.

SOLICITOR’S REPORT – Paul Bauer/Bauer & Associates

Cable Franchise Agreement Update – Paul Bauer reported that he and Mr. Wagner have been negotiating with the representatives of the cable company and have narrowed the issues down to two or three items and expect to reach an agreement shortly.

MANAGER’S REPORT – Edward Wagner

Hickory Park Restroom Facility – contractor has been good to work with but will need a time extension for a change order to include a magnetic lock system for locking and unlocking of doors automatically and also will need to reconstruct several walls in order to meet ADA requirements. Completion of the project is expected in January 2013.

HOFF VC Meeting – Public meeting/hearing was conducted by the DEP on December 4, 2012 at the Boyertown Jr. High School East. Four options were offered by the DEP to residents to remedy the contaminated well water including: providing bottled water and carbon filters, providing whole-house treatment systems, providing public water line or construction of a community well. It was suggested that construction of a public water line was the best option and that the cost of construction of the line would be borne by the DEP; the 25-30 homes receiving water will be required to pay for their water usage. Residents’ comments are invited until January 18, 2013.

Township Compost Facility – Compost facility is operating well and will be closing December 29, 2012 and is expected to reopen mid-March 2013.

State/Federal Government Update – Damages from Superstorm Sandy in PA – are topping \$16 million according to Pennsylvania Emergency Management Agency; damage cost estimates are continuing to be compiled.

IRS Federal Mileage Rate will increase one cent in 2013 to 56.5 cents per mile.

2013 Session Days for House and Senate have been scheduled.

Dave Brown invited Mr. Wager to attend the “Hurricane Sandy after Action Review” meeting.

Ralph Fluharty excused himself from the meeting for a short period of time.

BUSINESS FOR ACTION ON 90 DAY TIME LIMITATION WAIVERS: Douglas Muller **moved** to grant extensions of the 90-day time limit for review as follows:

N.H.T.P.C #563	McGee	40 lots	12/24/2012
N.H.T.P.C. #730	Bart Golf Course	135 lots	1/01/2013
N.H.T.P.C. #754	Breinig	2 lots	1/05/2013
N.H.T.P.C. # 767	Murianka	2 lots	1/12/2013

David Brown **seconded** the motion and it **carried 4-0**.

NEW BUSINESS

Joshua Stouch – Martin Dyas **moved** to appoint Joshua Stouch as Fire Police for Sassamansville Fire Company. David Brown **seconded** the motion and it **carried 4-0**.

Motion to Advertise Ordinance - Douglas Muller **moved** to authorize advertising of an ordinance to establish the penalty, interest and a fee schedule for the collection of delinquent real estate taxes. Martin Dyas **seconded** the motion and it **carried 4-0**. Adoption of this ordinance is required by Montgomery County Treasurers office.

Ralph Fluharty returned to the meeting.

2013 Township's Budget – Mr. Wagner stated that there has been a small change of \$1,000 to the advertised budget which occurred due to the police department receiving a grant award and added that there had been no written or oral public comments during the 20-day comment period. Andrew Kelly **moved** to adopt **Resolution 27-12** approving the 2013 budget. Douglas Muller **seconded** the motion and it **carried 5-0**.

2890 Fagleyville Road – Keith and Dennis Pfeiffer were present to discuss separating a parcel of property into two parcels which had been joined together previously; they were hopeful that a subdivision plan submission would not be required due to the expense of the process. They were advised that the township does not want to set a precedent and that the division of a lot into two lots is typically submitted as a minor subdivision. It was suggested that a minor subdivision plan be submitted for review by the Planning Commission which would then be forwarded with recommendations to the Board of Supervisors for approval. It was also mentioned that there is a possibility that certain fees required by ordinance could be waived by the Supervisors.

2002 Ford Explorer – Edward Wagner stated that the Township is interested in selling this vehicle and has not found a buyer. He added that our animal control personnel have offered to exchange their services for 2013 through 2017 in exchange for ownership of the Explorer to be used for their services to the Township. David Brown suggested that an agreement be entered into which would protect the Township and the buyers in the event unforeseen circumstances occur during the five year period. Ralph Fluharty **moved** to proceed with the exchange and require that an agreement be executed. Andrew Kelly **seconded** the motion and it **carried 5-0**.

Mr. Mark Walther of Little Road asked to be recognized and stated that he recently joined two parcels into one tract for benefit of entering into a preservation program administered by Montgomery County. He stated that he was not aware that a subdivision would be needed in the event he wanted to create

lots for his children. He was advised by Martin Dyas that he will benefit from a tax reduction while under the preservation program and when withdrawing from the program to create lots, would need to go through subdivision process.

OLD BUSINESS - None

FROM THE FLOOR – No public comment on non-agenda items.

Regular meeting adjourned to executive session at 7:50PM.

EXECUTIVE SESSION – Personnel/Litigation

ADJOURNMENT – Regular meeting was reconvened with no decisions being made and declared adjourned at 8:15PM.

Edward Wagner, Township Manager/Secretary

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