

**NEW HANOVER TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING**

April 8, 2013

The regular monthly meeting of the New Hanover Township Board of Supervisors was held on Monday, April 8, 2013 at the New Hanover Township Municipal Building, 2943 N. Charlotte Street, Gilbertsville, PA 19525. Present were Supervisors Martin Dyas, Ralph Fluharty, Andrew Kelly, Douglas Muller, and David Brown. Also present were Township Manager Edward Wagner, Solicitor Paul Bauer and Administrative Assistant to the Board of Supervisors Connie Garner. Chairman Martin Dyas called the meeting to order at 7:35 p.m. and led in a Salute to the Flag. He announced that an executive session had been prior to the regular meeting to discuss personnel and litigation matters and no votes 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.

UPCOMING TOWNSHIP MEETINGS – Connie Garner

April 10	Planning Commission Meeting	6:30pm
April 16	Environmental Advisory Board Meeting	7:00pm
April 17	Sewer Authority at WWTP	6:30pm
April 22	BOS Pre-Agenda/Executive Session	6:30pm
May 1	Recreation Committee	7:00pm
May 8	Planning Commission	6:30pm
May 13	Next Regular Meeting of the BOS	6:30pm

PRESENTATION OF CURRENT BILLS

Bill List #6 –dated 3/25/13

General Fund 01	\$ 50,312.00
Fire Tax Fund 03	\$ 0.00
Sewer Operating Fund 08	\$ 20,883.94
Sewer Capital Fund 10	\$ 0.00
Trans. Impact Fund 13	\$ 0.00
Capital Fund Fund 19	\$ 0.00
State Liquid Fuels Fund 35	\$ 5,381.43
Escrow Fund 41	\$ 17,785.13
Recreation Fund 96	<u>\$ 2,171.23</u>

Total \$ 96,533.73

Douglas Muller **moved** to approve payment of bills in bill list No. 6 in the amount of \$96,533.73. David Brown **seconded** the motion and it **carried 5-0**.

Bill List #7 Dated 04/08/13

General Fund 01	\$ 37,935.95
Fire Tax Fund 03	\$ 2,755.00
Sewer Operating Fund 08	\$ 21,305.88
Sewer Capital Fund 10	\$ 0.00
Trans. Impact Fund 13	\$ 0.00
Capital Fund 19	\$ 22,170.00
State Liquid Fuels Fund 35	\$ 1,856.12
Escrow Fund 41	\$ 11,130.09
Recreation Fund 96	\$ 2,936.99

TOTAL \$100,090.03

Ralph Fluharty **moved** to approve payment of bills in bill list No. 7 in the amount of \$100,090.03 and advance the treasurer the monies for utilities and payroll for coming month. Andrew Kelly **seconded** the motion and it **carried 5-0**.

Minutes – Andrew Kelly **moved** to approve the Board of Supervisors Regular Meeting Minutes for March 11, 2013. Andrew Kelly **seconded** the motion and it **carried 4-0** with one **abstention**.

SOLICITOR’S REPORT –Bauer & Associates, LLC

Magico LP vs. New Hanover Township – Mr. Bauer reported that there would be a Zoning Hearing tomorrow night for this matter, and that he would be attending the meeting. He will keep the Board of Supervisors updated with all new information.

Cable Franchise Agreement – Mr. Bauer has received comments from Comcast and will be responding to those comments. Hopefully an Agreement will be signed shortly.

RECREATION REPORT – Connie Garner

Fishing Derby – There will be a Fishing Derby sponsored by New Hanover Township at Hickory Park on May 11, 2013, from 8 a.m. to 12 noon. Children 12 and under are invited to participate. Food and prizes will be provided by businesses in the area.

Spring/Summer Flyer – The Recreation Committee will be creating a flyer with upcoming events in the Township. The flyers will be available at restaurants in the area and at Township events.

MANAGER’S REPORT – Edward Wagner

Clear Channel Outdoor – There was a meeting with Jeffrey Jones to discuss the dual billboard that is located on Township property. It is located on Route 73 and the size for each billboard is approximately 12’x25’. Mr. Jones offered to pay the Township \$3,000 annually with a 2% annual increase. In addition he offered the Township use of the billboard for community events. The cost would be approximately \$125.

Township Sign – The Township sign was hung on Tuesday, April 2nd. The Township would like to give a special thank you to Rob Rinehart, Brian Lee and Jay Smith for their hard work.

Compost Facility – The spring hours for the Township’s compost facility located at 2620 Swamp Pike are Monday, Wednesday, Friday, Saturday and Sunday from 10 a.m. to 2 p.m. for residents to drop off their debris.

Hickory Park Bathroom – The bathroom project is continuing and coming along nicely. The project should be finished in time for the opening of the pool.

BUSINESS FOR DISCUSSION OR ACTION

Resolution 14-13 - NHTPC #775 Hanover Woods, 65 lots Dotterer Road – Kimberly Freimuth and Brian Focht were present seeking Preliminary Plan Approval. The Developer has agreed to make improvements to Dotterer Road, provide an overflow parking area with 100 spaces, and construct three playfields in an adjoining park area. Douglas Muller questioned the time frame of the both the fields and parking lot construction. The Developer will be constructing both items at the same time the homes will be built. Ralph Fluharty questioned if the Fire Company was consulted regarding fire issues, and Phil Agliano confirmed that they had been. Martin Dyas questioned the “No Parking Signs,” as to where they would be and when they would be placed on the streets. The Developer confirmed that the signs would be placed before the homes would be constructed so that the owners’ of the homes would be aware of the parking rules. The homeowners would also be able to use the overflow lot for their own parking use. Ralph Fluharty **moved** to adopt Resolution 14-13 granting Preliminary Plan Approval. Andrew Kelly **seconded** the motion. There was a comment from the floor from Diane Garrison regarding whether a traffic light would be placed on Rt. 663 because of the increased traffic from the development. Mr. Wagner stated that a traffic study had been done by PennDOT and at this time a traffic light is not warranted. Mr. Bauer stated that the next Developer in the area may need to do so, but we cannot demand a traffic light without PennDOT approval. The motion **carried** by a vote of **5-0**.

NEW BUSINESS

Richard Mulstay – Douglas Muller **moved** to accept the resignation of Richard Mulstay from the Environmental Advisory Board. Martin Dyas **seconded** the motion and it **carried 5-0**.

Resignation of Caleb Edwards – David Brown **moved** to accept the resignation of Caleb Edwards. Douglas Muller **seconded** the motion and it **carried 5-0**.

Motion to Advertise – Andrew Kelly **moved** to advertise a public hearing for May 13th for the purpose of amending Chapter 20 Solid Waste Section 411 Enforcement. Ralph Fluhtary **seconded** the motion and it **carried 5-0**.

Ordinance 13-02 – Martin Dyas **tabled** the movement on this Ordinance to allow time for further discussion by both Fire Companies.

FROM THE FLOOR

Rick Fidler introduced himself as the new hire at Representative Mark Painter's office. He will be the liaison between Representative Painter and New Hanover Township. He invited the audience to an Open House at Representative Painter's office on Saturday, April 20, 2013, from 10 a.m. to 2 p.m. Representative Painter's office is located at 600 Heritage Drive, Pottstown.

Debbie Gaugler questioned when Ordinance 13-02 would be voted upon. Mr. Bauer explained that he received a written request from Bruce Baldwin, Esquire, for a meeting with the Township on this topic, and that he could not be certain what meeting the Ordinance would be listed for. Mr. Wagner told Ms. Gaugler that she could check the Township's website the Friday before the Board of Supervisors meeting to view what will be on the Agenda.

Kathryn Thiel requested the Township to put dust retardant on Kulps Road. Jay Smith informed Ms. Thiel that the calcium flakes only work if there is rain or humidity, but he would contact her regarding this issue.

ADJOURNED TO EXECUTIVE SESSION to discuss personnel matters.

Regular meeting reconvened at 8:51 p.m.

Martin Dyas **moved** to authorize a 50 cent per hour raise to Robert Rinehart retroactive to January 1, 2013. The motion was **seconded** by Andrew Kelly and it **carried 4-0**. Ralph Fluharty **abstained**.

Andrew Kelly **moved** to authorize Brian Elias of Elliott Greenleaf & Siedzikowski, P.C. of Blue Bell, PA to prepare a lawsuit in order to obtain the bond money associated with the public improvements with Phase II of Kingston Hill Development. The motion was **seconded** by David Brown and it **carried 5-0**.

Andrew Kelly **moved** to increase Part-time Administrative Assistant to the Board of Supervisors Connie Garner's weekly hours from 24 to 30 effective immediately. The motion was **seconded** by Ralph Fluharty and it **carried 5-0**.

Meeting was declared adjourned at 8:56 p.m.

Edward Wagner, Township Manager/Secretary