

**NEW HANOVER TOWNSHIP
BOARD OF SUPERVISORS
WORK SESSION
SEPTEMBER 14, 2015**

A work session of the New Hanover Township Board of Supervisors was held on Monday, September 14, 2015 at the New Hanover Township Municipal Building, 2943 North Charlotte Street, Gilbertsville, PA 19525. Present were Supervisors Douglas Muller, David Brown, Ralph Fluharty, Andrew Kelly, and Philip Agliano. Township Manager Kevin Tobias, Solicitor Paul Bauer, Engineer David Leh, Planner Adam Supplee and Eileen Pogany were also in attendance. Chairman Douglas Muller called the meeting to order at 6:35 PM.

Review of Agenda – There were no questions or comments.

Review of Bill List – There were no questions or comments.

The Board adjourned to an executive session at 6:37 PM to discuss a personnel item.

The work session was reconvened at 7:03 PM at which time Justin Laphrop was administered the oath of office and sworn in as a police officer by Chairman Douglas Muller. Chief McKeon explained that Officer Laphrop had been selected out of forty-one candidates, had officially been sworn in previously and that the swearing in was for ceremonial purposes and to introduce Officer Laphrop to the community; Chief McKeon welcomed him to the Township's police department.

Work session meeting adjourned to regular meeting session at 7:07 PM with Solicitor Bauer stating that no decisions had been made during the work session and that an executive session will follow the regular meeting.

**NEW HANOVER TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
SEPTEMBER 14, 2015**

The regular monthly meeting of the New Hanover Township Board of Supervisors was held on Monday, September 14, 2015 at the New Hanover Township Municipal Building, 2943 North Charlotte Street, Gilbertsville, PA 19525. Present were Supervisors Douglas Muller, Ralph Fluharty, Andrew Kelly, David Brown, and Philip Agliano. Also present were Township Solicitor Paul Bauer, Engineer David Leh, Planner Adam Supplee and

Eileen Pogany. Chairman Douglas Muller called the meeting to order at 7:08 PM and led in a Salute to the Flag.

ANNOUNCEMENTS – Chairman Douglas Muller 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 SCHEDULED – announced by Eileen Pogany.

September 16	Sewer Authority – 2990 Fagleysville Road	6:30 pm
September 21	Budget Meeting – Recreation/Sewer	6:00 pm
September 28	Board of Supervisors	6:30 pm
October 1	Zoning Hearing Board–Gibraltar Rock (continued)	7:00 pm

PRESENTATION OF CURRENT BILLS

Bill List #17–dated 09-11-15

General Fund 01	\$	54,351.40
Fire Tax Fund 03	\$	2,755.00
Sewer Operating Fund 08	\$	23,696.30
Sewer Capital Fund 10	\$	0.00
Trans. Impact Fund 13	\$	400.00
Capital Fund 19	\$	34,598.00
State Liquid Fuels Fund 35	\$	1,955.60
Escrow Fund 41	\$	13,205.15
Recreation Fund 96	\$	<u>17,745.30</u>

Total	\$	248,706.75
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Ralph Fluharty **moved** to approve payment of bill list #17 dated 09-11-15 in the amount of \$248,706.75 and advance the treasurer the monies for utilities and payroll for the coming month. Philip Agliano **seconded** the motion and it **carried 5-0**.

MINUTES – Douglas Muller **moved** to approve the meeting minutes of the August 24, 2015 Work Session and Regular Meetings. Philip Agliano **seconded** the motion and it carried 3-0 with Andrew Kelly and David Brown abstaining since they had not been in attendance.

TREASURERS REPORT – deferred, none at this time.

DEPARTMENT REPORTS:

Finance Department – Written report received - Cindy O'Donnell was not in attendance.

Code Enforcement – Written report received - Jim Wozniak was not in attendance; Kevin Tobias advised that eleven new homes were started during the month of August.

Police Department – Chief Kevin McKeon reported that the department responded to 509 calls for service, had 17 traffic accidents-7 of which were reportable, 27 criminal arrests-11 of which were adult, the department continued vehicle maintenance and had no citizen complaints. Chief McKeon recommended the appointment of David F. Hoffman as Fire Police; the appointment was made by **motion** of Philip Agliano, **seconded** by David Brown and **carried 5-0**.

Public Works Department – Dennis Flynn submitted a written report and also reported that the first phase of roadway improvements on the West sides of Hoffmansville and Hill Roads by E. J. Breneman have been completed and that a top coat is scheduled to be completed next week.

Recreation Department – Connie Garner stated that the Fall Frolic went well despite the weather conditions and a good time was had by all, that a Halloween Safe House is scheduled for October 27 which will include the costume parade, and that scheduled activities include a 5K Halloween Haul, a craft show, a Red Cross blood drive, a bus trip to see the New York City Rockettes, a December home décor contest and a here comes Santa event. Douglas Muller extended a **Thank You** to Mrs. Garner for all her efforts to make the day a fun day for everyone and also thanked the volunteers for their assistance.

Waste Water Treatment – Gregg Rapp submitted a written report and was not present. Chairman Muller invited everyone to attend the Sewer Authority meeting at the treatment facility, 2990 Fagleysville Road which takes place the third Wednesday monthly. It was noted that the Authority is expecting to purchase a jetter truck which will be shared with the Township's Public Works Department.

Manager's Report – Kevin Tobias

Social Media and Anti-Nepotism draft copies of policies were provided to Board members asking that the policies be reviewed and that any comments be submitted prior to the next meeting.

Installation of Public Water to Township Building. Dennis Flynn provided cost estimates associated with the installation and use of public water at the municipal building site. Philip Agliano **moved** to have a 2" water line installed by the public works employees and to arrange for public water service while retaining use of the existing well for use in an emergency. Andrew Kelly **seconded** the motion and it carried 4-1 with Ralph Fluharty voting negatively. The Township anticipates monthly charges for water use not to exceed \$50.00.

Boyertown Wellness Center – Supervisors requested that this item be tabled until next meeting to allow additional time for review. Charlene Wysocki, Representative of the Wellness Council was present stating that they are anxious to move forward and asking for a decision. The Board will decide by their September 21 meeting.

Roof Replacement – Administration Building – bid specifications being prepared to simplify the documents and encourage bidding for the project.

SOLICITOR'S REPORT - Bauer & Associates, LLC – Paul Bauer stated that a personnel issue regarding a retired police officer will be discussed in executive session following the regular

meeting; he added that the continuation of the Gibraltar Rock Zoning Hearing is scheduled for October 1, 2015.

ENGINEER'S REPORT - Gilmore and Associates – David Leh stated that all items of his report have been covered elsewhere during the meeting.

BUSINESS FOR DISCUSSION OR ACTION:

Saras Partnership – Robert Sprague was present representing the project at 2912 N. Charlotte Street which provides for construction of a day care center. He explained that there had been a zoning change since the project was first proposed fifteen years ago which required a redesign and that they are currently negotiating with PennDOT to obtain a highway occupancy permit. Paul Bauer stated that he had prepared **Resolution No. 21-15** granting preliminary plan approval and listing the waivers and recommendations of the Planning Commission. Ralph Fluharty **moved** to adopt granting preliminary plan approve. The motion was **seconded** by Philip Agliano and **carried 5-0**.

Ordinance 15-01 - Participation in PSATS U/C Trust – Andrew Kelly **moved** to adopt Ordinance 15-01 to authorize participation in the PSATS U/C Trust Fund. David Brown **seconded** the motion and it **carried 5-0**.

Emergency Management – David Brown **moved** to approve **Resolution 22-15** approving the updated Emergency Management Plan. Philip Agliano **seconded** the motion and it **carried 5-0**.

Alcohol Policy – Recreation Center – In response to inquiries of the public, Supervisors discussed allowing alcohol to be served at the recreation center for private parties. They were advised that there would be increase liability, an increase in Township's insurance policy cost and would require additional supervision. Adam Supplee advised that he is aware of allowing alcohol in other communities only on a case-by-case basis –not as a general rule. Board of Supervisors were not in favor of allowing alcohol, no action was taken.

Fee Schedule – Recreation Center – David Brown asked how suggested fees were calculated and stated that the fees suggested for the Boyertown Wellness Council were different from the proposed fees in the schedule. No action was taken.

FDEV Subdivision – 4 Lot subdivision - Representatives of this project were present seeking relief from installing the bikeway along the Layfield Road frontage of the property. Developer stated that there are no trails currently in place or planned for in the near future in which to connect to and believes that if the trail were to be installed at time of development it would adversely affect the marketability of the new homes and would create a maintenance issue. He stated that they are willing to contribute a fee in lieu of to be used for trail construction at a later time or to be used for recreation purposes elsewhere and also waive the three year provision for return of the fee if it had not been used within the three year period. Doug Muller stated that he would be in favor of a non-refundable fee in lieu of and also suggested that paver bricks be applied to mark the area as a future path; Ralph Fluharty agreed with Mr. Muller. Philip Agliano explained the Planning Commissions reasoning that trails be required to be installed in order to make connections in the future and Adam Supplee stated that he believes it is a potential connection to the Township's parks in both the Northern and Southern parts of the Township and also to connect to the Schuylkill Trail and additionally, trails are more palatable if present

when properties are purchased. Andrew Kelly and Philip Agliano were in favor of having the trail constructed now, David Brown was unsure. Property owner Mr. Flatly also offered to include a disclosure to homeowners at time of sale, grade the area proposed for the trailway, offer the ultimate right-of-way for dedication and also provide fencing along frontage. A staff meeting will be scheduled in hopes that a resolution can be reached at the September 28, 2015 meeting.

Video Detection System – recommended for Rt. 663 and Hill Road intersection.

Dennis Flynn confirmed that the signal control loop system at Hill Road and Rt. 663 needs to be replaced. Another loop system could be installed at a cost of \$2,000 but a video detection system is being recommended at a cost of \$4,000 since it would be expected to outlast a loop system and cameras could be replaced easily if needed. Douglass Muller **moved** to accept the Signal Service offer to install a video system at an approximate cost of \$4,000 and with any cost which is over budgeted amount transferred from the liquid fuels fund. Andrew Kelly **seconded** the motion and it **carried 5-0**.

BUSINESS FOR ACTION ON 90 DAY TIME LIMITATION WAIVERS – None

OTHER BUSINESS:

Christmas Light Show – Adam Canigiani, 2178 Weller Court described the Christmas light show he has been providing during the past few years. He stated that it is his intent to promote the true spirit of Christmas and produces a 20-25 minute light show utilizing 70,000 lights. He stated that prior years the attraction has been very popular and that traffic issues have occurred due to the many families coming to enjoy the show. He provided suggestions on how he thinks traffic congestion could be avoided and had spoken with Chief McKeon and Dennis Flynn who were in agreement with co-operating to provide what is needed for traffic control. Solicitor Paul Bauer stated that the Township could adopt a temporary ordinance to allow for the altered traffic patterns and suggested that all neighbors be notified of the temporary changes, Mr. Bauer was authorized to co-ordinate with Kevin Tobias to prepare a temporary ordinance.

Rosenberry Ridge Escrow Release - Attorney Michael Clement is requesting escrow releases #6 and #7 totaling \$119,530.60; it was noted that sufficient escrow monies will remain for completion of the Cedano bikeway. Ralph Fluharty **moved** to authorize release of escrow in the amount of \$119,530.60; motion was **seconded** by David Brown and **carried 5-0**. Andrew Kelly **moved** to authorize Solicitor Bauer to enforce the provisions of the Land Development plan, motion was **seconded** by Philip Agliano and **carried 5-0**.

Bella Vista Street Dedication – Steve Lampman was present representing the developer and stated that the road improvements are outside the Bella Vista territory and are needed due to the installation of a sewer line force main. Mr. Lampman suggested a field meeting be scheduled to review the site since he believes the roadway along the new shoulder area requested to be repaired is in very poor condition and will deteriorate further. Dennis Flynn stated that he believes the entire width of the roadway will be needing repairs in the near future and believes that it could be patched temporarily until 2018 when the entire road is scheduled to be upgraded. Douglas Muller asked Manager Tobias to request the matter be included on the agenda for the Sewer Authority meeting.

COMMENTS FROM THE FLOOR

Mary Ann Bolton – 2143 Hoffmansville Road was present stating that Superior Water Company had left a gully along the frontage of her property in very poor condition and also complained that she has had to have her hot water coils cleaned twice since she has been connected to public water. Chairman Muller stated that water must meet DEP standards and suggested that her concerns be expressed to the PUC. Dennis Flynn will check on the problem along the street since it needs to be restored to prior condition.

Edward Sagwitz of 405 Buchert Road shared his opinion that he believes the Township should be requiring developers to install bikeways since deferring installation could result in more expense if done at a later time.

Celeste Bish of 2504 Finn Road asked who would be required to clear snow from bikeways and was told it would be the homeowners and would be enforced through the property maintenance code. She also asked if her July 27 letter regarding the 18 acre purchase had generated a response and was told that Representative Toepel is setting up a meeting with DEP.

Executive Session - regular meeting was adjourned to executive session at 9:25 PM with an announcement that a vote may be taken regarding a personnel matter upon reconvening.

Chairman Muller convened the Executive Session at 9:30 PM. After a short discussion, Executive Session was adjourned at 9:45 and the regular meeting was reconvened and the board took the following action.

Supervisor Kelly moved to accept the pension settlement for Robert Jones. The motion was seconded by Supervisor Agliano and carried 5-0.

Supervisor Fluharty moved to accept the proposal from McMahon and Associates to conduct a traffic study for Swamp Pike. The motion was seconded by Supervisor Brown, and carried 5-0.

ADJOURNMENT

Regular meeting was declared adjourned by Supervisor Kelly 9:50 PM.

Kevin Tobias, Township Manager/Secretary