

**NEW HANOVER TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
FEBRUARY 14, 2011**

The regular monthly meeting of the New Hanover Township Board of Supervisors was held on Monday, February 14, 2011 at the New Hanover 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. Martin Dyas called the meeting to order at 7:12 PM, led in a Salute to the Flag and announced that an executive session had been held for personnel and litigation matters prior to convening the regular meeting.

**ANNOUNCEMENTS – Martin Dyas**

Martin Dyas requested that everyone present sign the sign-in form for the official record of attendance and stated that copies of the agenda are available on the counter in the rear of the room as well as are notebooks containing the meeting procedures, prior month's bill lists, and approved minutes from prior meetings. He stated that the Board of Supervisors will give an opportunity for public comment prior to any official action, advised that non-agenda items from the floor will be addressed after all business items are completed and that one person may speak at a time with a five minute time limit at the discretion of the Chair. No one from the floor responded when asked if anyone was taping the meeting.

**ANNOUNCEMENT**

Township offices will be closed on Monday, February 21, 2011 for the President's Day Holiday.

**UPCOMING TOWNSHIP MEETINGS – announced by Eileen Pogany**

February 15	Environmental Advisory Board Meeting	7:00 PM
February 16	Sewer Authority @ WWTP	6:30 PM
February 28	Next Regular Meeting of the BOS	6:30pm/7:00pm

**PRESENTATION OF CURRENT BILLS**

<b>Bill List #3</b>	<b>Dated 02/14/11</b>	
	General Fund 01	\$ 50,288.96
	Fire Tax Fund 03	\$ 0.00
	Sewer Operating Fund 08	\$ 40,202.76
	Sewer Capital Fund 10	\$ 2,201.00
	Trans. Impact Fund 13	\$ 0.00
	Capital Fund 19	\$ 0.00
	State Liquid Fuels Fund 35	\$ 38,518.90
	Escrow Fund 41	\$ 10,282.50
	Recreation Fund 96	\$ <u>1,429.41</u>
	<b>TOTAL</b>	<b>\$142,923.53</b>

David Brown **moved** to approve the bills and advance the treasurer the monies for utilities and payroll for coming month. Ralph Fluharty **seconded** the motion and it **carried 5-0**.

**Minutes -**

January 3, 2011 Reorganization and Regular meeting minutes – Andrew Kelly **moved** to approve the minutes, **seconded** by Martin Dyas and **carried 4-0** with Ralph Fluharty abstaining since he had not attended the meeting.

January 24, 2011 Work Session and Regular meeting minutes – David Brown **moved** to approve the minutes, Ralph Fluharty **seconded** the motion and it **carried 3-0** with 2 abstentions by Martin Dyas and Douglas Muller who had not been in attendance.

**SOLICITOR’S REPORT** – Garner and Bauer – Paul Bauer reported that a decision to affirm the Township’s position and dismiss the appeal for the Gibraltar Rock III case was handed down by Judge Furber. He stated that there is an opportunity for an appeal within 30 days of the decision.

**MANAGER’S REPORT** – Edward Wagner

*APMM Executive Development Conference* – Mr. Wagner reported that he attended this conference in Hershey, PA. He stated that the first session dealt with capital finance and the second session focused on recruiting volunteers. He added that acquired information will be useful and that 3-4 more lifeguards are needed for Hickory Park for the 2011 season.

*MCATO Spring Convention* – Mr. Wagner reported that the convention is scheduled for February 25<sup>th</sup> and that he and Andrew Kelly are planning on attending

Township Audit begins February 22 - Mary Ann Hudson and Marie Coakley are preparing for the audit.

**BUSINESS FOR DISCUSSION OR ACTION:**

**BUSINESS FOR ACTION ON 90 DAY TIME LIMITATION WAIVERS**

Douglas Muller **moved** to grant waiver the 90 day time limitation on plan numbers N.H.T.P.C. #652, N.H.T.P.C. #665, and N.H.T.P.C. #730 as listed below:

N.H.T.P.C. #652	Rolling Meadows	63 lots	3/01/11
N.H.T.P.C. #665	Zavitsanos	122 lots	2/25/11
N.H.T.P.C. #730	Bart Golf Course	135 lots	2/27/11

Andrew Kelly **seconded** the motion and it **carried 5-0**.

**NEW BUSINESS**

Hickory Park Master Site Plan – Edward Wagner stated that a presentation was made to the Board of Supervisors at their previous meeting and that the plan was reviewed and recommended for approval by the Open Space and Recreation Committees. Mr. Wagner believes it is a good plan for moving forward with improvements to Hickory Park and that currently the restrooms are being improved to meet ADA requirements and that a grant may be sought for adding a fishing ramp. Ralph Fluharty **moved** to adopt the plan as presented; the motion was **seconded** by David Brown and adopted by a **vote of 5-0**. The plan will now be presented to Montgomery County for approval.

Police SOP Manual – motion to modify the Police Department Standard Operation Procedure as outlined in the memo from OIC Moyer pertaining to Chapter 11 Organization and Administration, Chapter 22 Compensation, Benefits & Conditions of Work and Chapter 41 Patrol was tabled until the entire SOP is reviewed so that all updates and revisions can be made at the same time. Officer in Charge Moyer stated that he wanted to make the Board aware of the current situation in the Police Department with two officers being unavailable for duty. It was noted that the Pennsylvania State Police have concurrent jurisdiction to assist communities like New Hanover Township in the Commonwealth. Supervisor Fluharty stated that does this mean that the township can contact the state police on an as needed bases. Paul agreed that Section 2.1.2 of the SOP indeed allows the state police to assist the Township's Police Department. There were objections or comments to Paul interpretation.

### **OLD BUSINESS**

FROM THE FLOOR – No public comment from the floor.

Adjourn to Executive Session -Regular Meeting adjourned to Executive/ Personnel Session at 7:30PM with an announcement that an action could take place upon reconvening.

REGULAR Meeting reconvened at 10:33PM – no action was taken.

ADJOURNMENT – meeting was declared adjourned at 10:35PM.

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Edward Wagner, Manager/Secretary