

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS  
REGULARY SCHEDULED MEETING  
MONDAY, FEBRUARY 22, 2016**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:04 PM and opened with the Pledge of Allegiance. Also in attendance were Vice-Chairman Kenneth Bennington, Supervisor James Groff, Township Manager Richard Schnaedter, Chief of Police Christopher Engelhart, Township Solicitor Steve Harris, and Township Engineer C. Robert Wynn.

1. ANNOUNCEMENTS: Chairman McIlhinney stated there was an executive session prior to the meeting to discuss legal, real estate, personnel, and general matters.

2. PUBLIC COMMENT ON AGENDA ITEMS ONLY:

a) Ed Krylow, 1235 Mill Road, stated he requests that items 2 D. & E., in regards to running Bamboo that has grown within forty (40) feet of a property line, be removed from the proposed Bamboo Ordinance. Chairman McIlhinney stated the ordinance is in the preliminary stage and will take his comments under advisement but the Bamboo Ordinance that is on the agenda this evening will be tabled.

b) Robert Maxwell, read a letter to the Supervisors and the Township Manager in regards to the Bamboo Ordinance referencing item 2 E. (bamboo that has grown within forty (40) feet of a property line) and the time frame of thirty (30) days to correct any violations. Chairman McIlhinney again stated the Bamboo Ordinance will be tabled.

3. CONSENT AGENDA:

- a) Minutes of the January 25, 2016 BOS Meeting
- b) Financial Report January 31, 2016
- c) Bills List January 27, 2016 – February 5, 2016
- d) Bills List February 10, 2016 – February 16, 2016
- e) Regency at Hilltown Mylar's – Signature from the BOS
- f) Perkasio Fire Company – 2016 Fire Agreement – Signature from the BOS

Supervisor Bennington had a question on page 10 of the financial report in regards to the Total Operating Expenses for January. Township Manager Richard Schnaedter stated he will check with Township Treasurer Lorraine Leslie and get back to him. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept and approve items a) and f) on the Consent Agenda. There was no public comment.

Page 2  
Board of Supervisors  
February 22, 2016

4. CONFIRMED APPOINTMENT: None.

5. LEGAL: Solicitor's Report:

a) Adoption of the Bamboo Ordinance – Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to table the Bamboo Ordinance. There was no public comment.

b) Additions and Deletions to the Ag Security Area – Solicitor Harris stated work is still being done on the list to properly identify what properties need to be added and deleted and will have a report at a later date.

c) Solicitor Harris stated there are two Zoning Hearing Board meetings on March 3, 2016. The first one is for Jeff Thatcher & Terri Steinmeyer, 521 Rosie Lane, seeking a variance for the amount of impervious surface to build an in-ground swimming pool. The Board of Supervisors stated they do not wish for Solicitor Harris to attend the hearing. The second one is for Paul Stemler, 205 Green Street, who received a variance with conditions three years ago and he allowed the variance to lapse by not acting within the time required by the ordinance so he is back before the Zoning Hearing Board again. Chairman McIlhinney stated he would like Solicitor Harris to attend the hearing to oppose the extension of the re-granting of the hardship. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously for Solicitor Harris to attend the Zoning Hearing Board meeting on March 3, 2016 to oppose the hearing for Paul Stemler. There was no public comment.

6. PLANNING: None.

7. ENGINEERING:

a) A&T Land Development – Right-of-Way Waiver Request – Mr. Wynn stated Mr. Scott McMackin, P.E., Cowan Associates, Inc., is present regarding a request for a waiver of dedication of the right-of-way on Bethlehem Pike. Mr. McMackin stated a portion of the right-of-way is in Hilltown Township and a portion of the right-of-way is in West Rockhill Township and the road is a PennDOT road. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to grant the right-of-way waiver request for the A&T Land Development per the letter dated February 12, 2016. There was no public comment.

Page 3  
Board of Supervisors  
February 22, 2016

b) Envision Land Use Subdivision – Waiver Request – Mr. Wynn stated Edward Murphy, Esq. is in attendance to discuss a waiver request per his letter dated February 10, 2016. Mr. Murphy stated one of the conditions of plan approval required a fee-in-lieu-of frontage improvements along Route 152 in the amount of \$90,000.00 be contributed to the Township. The applicant asks the Board to consider waiving approximately \$34,000 that would involve the leveling and full overlay of Route 152 which is a PennDOT road and in good shape. Mr. Wynn stated the waiver is for curb, sidewalk, and cartway widening along Route 152 subtracting out, however, from the total amount, the cost of the improvements being done on Rickert Road in front of two properties that they do not own. Discussion occurred on whether or not the applicant should submit the whole \$90,000.00 or \$56,000.00. Mr. Murphy continued that the approved plan contemplates the installation of 2300 trees and shrubs and an additional 7600 herbaceous plugs and other requirements. If everything is added together, it is over 10,000 different plants for the project with the total value of \$510,000.00. The applicant is not asking for any consideration, waiver, or reduction in that requirement. One of the other conditions of the approval is they also provide to the Township a fee-in-lieu-of tree replacement. Mr. Wynn has calculated, in addition to everything else, there are 288 trees that would have been required by the ordinance at a value of \$77,000.00. The applicant is asking, given the fact they are already spending \$510,000.00 plus the individual builder items, if the Board would consider waiving the \$77,000.00 requirement or waiving the fee-in-lieu-of tree replacement. Chairman McIlhinney stated giving half of the \$77,000.00 back would be appropriate. John Mostoller, Envision Land Use, stated everything shown on the plan is the required street trees per the ordinance. He also stated there will be a comprehensive shrub package with each individual lot and it is part of the base price of the house but upgraded landscape packages will be offered as well. After Board discussion, it was concluded to give back one half of the \$77,000.00 (\$38,500.00) for the tree replacement and one half of the \$34,000.00 (\$17,000.00) for the Route 152 overlay for a total waiver of \$55,500.00 for both items. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to give relief in the amount of \$55,500.00 for the tree replacement and the Route 152 overlay for the Envision Land Use Subdivision. There was no public comment.

c) Huber Electric Land Development – Completion of Improvements – Mr. Wynn discussed his correspondence dated February 10, 2016 in regards to the Huber Electric Land Development requesting to commence the 18 month maintenance period. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to except the completion of all improvements and begin the 18 month maintenance period for the Huber

Page 4  
Board of Supervisors  
February 22, 2016

Electric Land Development per Mr. Wynn's letter dated February 10, 2016. There was no public comment.

d) Tree Branch Recycling Facility Fence Proposal – Mr. Wynn stated he received three proposals to fence three sides of the recycling center with black chain link fence. 1. EC Fence & Ironworks - \$8,190.00 2. Landis Fence Co. - \$9,946.00 (unless they use galvanized framework then it is \$8,830.00) 3. Helm Fencing Inc. - \$6,320.00. Motion was made by Supervisor Bennington, seconded by Supervisor Groff and carried unanimously to accept the proposal from Helm Fencing Inc. in the amount \$6,320.00 for the fencing around the proposed recycling center. There was no public comment.

8. UNFINISHED BUSINESS:

a) Blooming Glen High School – Solicitor Harris stated Mr. Wynn and himself are continuing to review the Blooming Glen High School property and will have a recommendation at a future meeting.

b) Musselman Barn – Demolition – Township Manager Mr. Schnaedter stated he will be contacting the Historical Society regarding the Musselman Barn.

9. NEW BUSINESS:

a) Public Works Requesting to Purchase a Plow – Township Manager Richard Schnaedter stated Tom Buzby, the Public Works Director, is requesting authorization to purchase a budgeted plow in the amount of \$10,044.00 through CoStars. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to except the bid through CoStars for the purchase of a plow in the amount of \$10,044.00 through Triad Truck Equipment. There was no public comment.

b) Scott Drumbore – H&K – Requesting for extension of hours for March of the Concrete and Asphalt Plant at the Skunkhollow Quarry – Chairman McIlhinney stated H&K has requested to operate the concrete batch plant, asphalt batch plant, and the crushing plant between the hours of 6:30 pm to 6:30 am, Monday through Saturday, between March 1, 2016 and March 31, 2016, excluding holidays, per their letter dated February 15, 2016. Motion was made by Supervisor Groff, and seconded by Chairman McIlhinney, to grant the extension of hours for the

Page 5  
Board of Supervisors  
February 22, 2016

month of March per their letter dated February 15, 2016. The motion passed 2-1 with Supervisor Bennington having the opposing vote. Supervisor Bennington also clarified that Good Friday is excluded and is considered a holiday. There was no public comment.

10. SUPERVISOR'S COMMENTS: Supervisor Bennington stated last year Calvary Church came in for the 5K Run and wants to make sure Chief Engelhart works with Calvary Church (Donna) to work out the details. Supervisor Bennington thanked Rick Schnaedter for his service to the Township. Chairman McIlhinney announced Rick is retiring after 38 years in public management and wishes him good luck.

11. PUBLIC COMMENT:

a) Dave Christ, Chairman of the Planning Commission, stated new member Kirk Hansen is working out well and downsizing to five members is also going well. The Planning Commission is back on the comprehensive plan update and they have a good plan in place to utilize their work session meetings and should have a draft before the summer for the Board's review. A business survey has been formulated and would like guidance on how or if to move forward in regards to getting it out using the Township's data base. Chairman McIlhinney stated he will check with Lorraine Leslie.

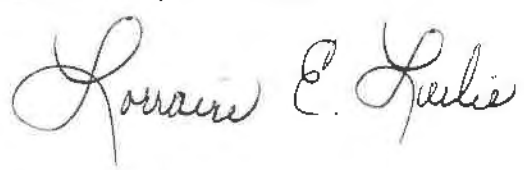
b) Robert Maxwell, asked if a hearing will be scheduled for the Bamboo Ordinance. Chairman McIlhinney stated it will be scheduled within the next month. Mr. Maxwell requested the Zoning Map be changed to Woodlawn Drive from Woodlawn Avenue. Also, when the zip code was changed to 18944, many people are having difficulty getting packages delivered. Chairman McIlhinney stated he has not received any complaints to that nature but it is a postal matter. Supervisor Bennington stated in 36 years, he has never had a problem.

c) Jerry Guretse, Telford Fire Company, stated during the snow emergency, the station was manned 24 hours per day the whole time with 225 volunteer man hours and responded to seven calls. Supervisor Bennington asked, when the Board passed the Ordinance to allow the fire companies to collect back money from fires from insurance companies, have they received any money. Mr. Guretse stated it is very sporadic but they have received approximately \$5,000.00 which helps offset some expenses.

Page 5  
Board of Supervisors  
February 22, 2016

- 12. PRESS CONFERENCE: No members of the press were present.
- 13. ADJOURNMENT: Upon motion by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously, the February 22, 2016 Hilltown Township Board of Supervisors Meeting was adjourned at 7:43 PM.

Respectfully submitted,



Lorraine E. Leslie  
Township Treasurer

(\*NOTE: These minutes were transcribed from notes and recordings and should not be considered official until approved by the Board of Supervisors at a public meeting).