

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS  
REGULARY SCHEDULED MEETING  
MONDAY, SEPTEMBER 28, 2015**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:12 PM and opened with the Pledge of Allegiance. Also in attendance were Vice-Chairman Kenneth Bennington, Supervisor James Groff, Chief of Police Christopher Engelhart, Township Solicitor Steve Harris, Township Engineer C. Robert Wym, and Township Treasurer Lorraine Leslie.

1. ANNOUNCEMENTS: Chairman McIlhinney stated there has not been an executive session since the last meeting.
  
2. PUBLIC COMMENT ON AGENDA ITEMS ONLY: Jason Smeland, Lenape Valley Engineering and the engineer for the Nova Network Land Development, requested the project be tabled until next month. Chairman McIlhinney stated the request to table the project until October is granted.
  
3. CONSENT AGENDA:
  - a) Minutes of the August 24, 2015 Board of Supervisor's Meeting
  - b) Financial Report for August 2015
  - c) Bills List August 22, 2015 – September 11, 2015
  - d) Bills List September 16, 2015 – September 25, 2015

Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept and approve items a) through d) on the Consent Agenda with the following corrections in the minutes: on page 2, #7 b), at the end of the paragraph, the name of the gentleman is Tim Browning. Supervisor Bennington questioned the recycling grant in the amount of \$90,559.00. Ms. Leslie stated it has not yet been received. It is waiting on Harrisburg to adopt the budget. Supervisor Bennington questioned the reimbursable police services being in the negative. Ms. Leslie stated the money was received from the district attorney this year for last year's overtime. Chairman McIlhinney clarified his statement on page 5 c) Chairman McIlhinney stated they did not have the state contract for Route 309/Turnpike. That statement was in the context of Supervisor Bennington's asking why the request for the extension for H&K had to be done every month. At the time the agreement was written, H&K didn't have that work. Supervisor Bennington stated his point was when the agreement was approved for the quarry, if they wanted to do it monthly, they should have asked for that agreement so everyone could review it at the time and have a chance to comment on it. Chairman McIlhinney stated when the agreement was written years ago, they didn't have the nighttime work. Now they have the

night time work so the Township wants to know that they are actually doing the work at night and it is not just an excuse to have 24 an hour a day operations. There was no public comment.

4. CONFIRMED APPOINTMENTS:

a) Swearing in New Police Officer: Chief Engelhart stated, at the August 24, 2015 meeting, the Board of Supervisor's voted to hire Adam Garrett Brannan as a Hilltown Police Officer to replace the retired police officer, Jerry Fish. Officer Brannan is before the Board for swearing in. Adam is 30 years old, a resident of Hilltown Township, and moved here recently with his wife, Gabrielle, who is also present this evening along with family members. Chairman McIlhinney gave Officer Adam Garrett Brannan the Oath of Office.

b) Lions Club Donation to the Police for Body Cameras – Earl Smith, President of the Hilltown Township Lions Club, stated they undertook a project for body cameras. They were looking for \$2,000.00 to start a fund and Jim McIntire, Treasurer of the Lions Club, was happy to present a check in the amount of \$5,000.00 to Chief Engelhart. Motion was made by Supervisor Bennington, scconded by Supervisor Groff, and carried unanimously, to accept the check in the amount of \$5,000.00 for body cameras for the police department. There was no public comment.

c) Dave Taylor – Suggested Zoning Ordinance Revisions – Dave Taylor stated he was asked to review the zoning ordinance for solar suggestions and reviewed several items from the running list of suggested revisions that he feels is worthy of consideration from the Board. Chairman McIlhinncy stated the Board of Supervisors will review the list, Mr. Wynn and the Planning Commission should review the list, and Attorney Harris will go over the definitions in the zoning ordinance to get as much cleaned up as possible.

5. LEGAL: Solicitor's Report –

a) Hilltown Ridge – Dedication of Streets Only – Solicitor Harris stated the streets in Hilltown Ridge have been done for quite some time although some of the infrastructure and stormwater hasn't been done. The school buses won't enter the development until the roads are dedicated. Solicitor Harris prepared an agreement, which has been signed by Cutler, where Cutler offers for dedication the streets only, not approving any of the other infrastructures within that development. No financial security will be released at this time for the streets until all of the

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improvements are completed and the maintenance bond is posted. At that time, the maintenance responsibility for the entire development will run eighteen months from that date. The Township will have the responsibility to plow the streets. The Township will not have the responsibility to maintain the street trees. The Township will have the responsibility to take care of the trench. Cutler agreed to reimburse the Township \$4,100.00 which is what the liquid fuels payment would be for this year. Cutler also agreed to complete the punch list that Mr. Wynn's office prepared and updated more recently. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept dedication of the internal roads in Hilltown Ridge Phases I and II and approval of the agreement of modifications of the subdivision agreement and the financial security agreement which provides the terms of the dedication. There was no public comment. Attorney Harris stated there is a Zoning Hearing scheduled for October 15, 2015 for residents requesting to build a pool house in excess of 250 sf adjacent to their existing pool. The Board stated there was no interest in sending Attorney Harris to the hearing.

6. PLANNING:

a) Nova Network Land Development (Preliminary/Final) – Chairman McIlhinney stated, as requested by the project's engineer, the project was tabled.

b) Krusen/May Lot Line Adjustment (Final) – Mr. Wynn stated Paul Cooper is here representing the owner. The Planning Commission recommended preliminary/final for the lot line adjustment. Mr. Cooper stated, a few years ago, the May's entered into an agreement with the neighbor, who has since passed away, to purchase a one acre parcel of ground to adjoin their property and to add it to their deed. To settle the estate, since there is an agreement, it needs to get resolved to get Parcel A into the May's name. There is no development being planned. Mr. Wynn's review letter dated August 21, 2015 was reviewed. Mr. Cooper stated all comments in Mr. Wynn's review letter will be complied with to expedite it as soon as they can. Solicitor Harris stated they are combining the lot that it is being created to one lot owner. There will be four deeds with the transaction. The May's could subdivide at a later date, if they chose, as long as they follow the Township regulations. Mr. Cooper stated a legal description will be provided to Solicitor Harris to review. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to approve the Krusen/May Lot Line Adjustment (Final) providing the deeds for the parcels are subject to the review and approval from the Township Solicitor before signing of the plans, and the conditions set forth in Mr. Wynn's review letter dated August 21, 2015. There was no public comment.

7. ENGINEERING:

a) Rickert Road Culvert Bids 2015-002 – Mr. Wynn stated the Township, using PennBid, advertised for the Rickert Road culvert replacement and three bids were received. The bids ranged from \$75,485.00 to \$133,359.00. Mr. Wynn discussed it with the road master and it is both their opinions that the Board should reject all bids because the costs are just too high and much higher than they expected. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to reject all bids for the Rickert Road Culvert. There was no public comment.

b) Ashland Meadows Crosswalks – Mr. Wynn stated Ashland Meadows has seven crosswalks to install at intersections with Creamery Road and Telegraph Road and Rickert Road. A long time ago, the Board approved the modification of the design on the plan from concrete to stamped asphalt with the caveat that the stamped asphalt design be subject to their approval. Two different proposals of Diagonal Herringbone Pattern and Offset Brick Pattern were submitted. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to select the Diagonal Herringbone Pattern for the Ashland Meadows Crosswalks. There was no public comment.

8. UNFINISHED BUSINESS: None.

9. NEW BUSINESS:

a) Salt Bids 2015-003 – Ms. Leslie stated the low bid for salt, through the Bucks County Consortium, was from Morton Salt, Inc. at \$63.97/per ton delivered. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept the bid for Morton Salt at \$63.97/ per ton delivered. There was no public comment.

b) PennDot Safety Improvements – Mr. Wynn stated the PennDot project involves intersection improvements to certain state roads to reduce accidents. They will install the signage and line stripping with the caveat, that in the future, it is the Township's responsibility to replace the signs, etc. The area is Route 152 at Rickert Road and Diamond Street at Fairhill Road. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept the PennDot Safety Improvement project for the intersections at Route 152 at Rickert Road and Diamond Street at Fairhill Road. There was no public comment.

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c) Scott Drumbore – H&K – Requesting for extension of hours for October of the Concrete & Asphalt Plant at the Skunkhollow Quarry and possible clean fill import at Blooming Glen Quarry – Chairman McIlhinney stated H&K has requested to operate the concrete batch plant, asphalt batch plant, and the crushing plant at Skunkhollow Quarry and possible clean fill import at Blooming Glen Quarry between the hours of 6:30 pm to 6:30 am, Monday through Saturday, between October 1, 2015 and October 31, 2015, excluding holidays per their letter dated September 18, 2015. Chairman McIlhinney is going to break up the request and ask for a motion to accept their request to have the concrete plant, asphalt batch plant and crushing plant at H&K Skunkhollow approved for the month of October because of their state contract they have on Route 309 and other various state projects they are working on. Motion was made by Supervisor Groff, and seconded by Chairman McIlhinney, to grant the extension of operating hours of 6:30 pm to 6:30 am at the Skunkhollow Quarry from October 1, 2015 and October 31, 2015, excluding holidays per their letter dated September 18, 2015. The motion passed 2-1 with Supervisor Bennington having the opposing vote. There was no public comment. Chairman McIlhinney stated the rest of the request is to work 24 hours a day to import clean fill at Blooming Glen Quarry. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to deny the request for H&K to import clean fill at Blooming Glen Quarry 24 hours a day. There was no public comment.

10. SUPERVISOR'S COMMENTS: Supervisor Bennington questioned Ms. Leslie if Mr. Schnaedter contacted Tim Browning in regards to the recycling yard waste center. Ms. Leslie confirmed that Mr. Schnaedter did contact Mr. Browning and he did not have a problem. Supervisor Bennington stated he was looking at the Emergency Management Manual and asked if there is a need to bring in Tom Louden and Ray Fegley to review the emergency management procedures. Chairman McIlhinney stated he does not believe so but will ask both them to come to a future meeting to give a status of the emergency management procedures. Supervisor Bennington asked if the County has progressed with the grant for Forrest Road Park. Mr. Wynn stated it was presented to the County. There were some members that were very opposed to it and some members, including the chairman, who swung the other way. They asked for more information including all the conservation easements and land the Township has purchased, how much park land the Township has relative to Federal standard, and a more detailed map as to the location of the land and what it was being used for. Chairman McIlhinney stated they have asked for that information over the years and it was given to them. Mr. Wynn stated it wasn't a rejection but they wanted more information and they are scheduled to go back to the Commissioners.

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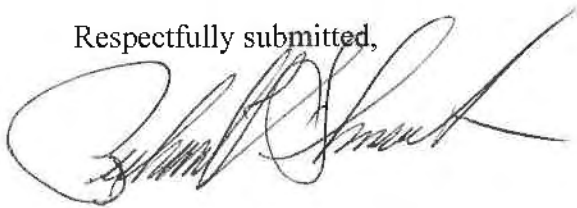
11. PUBLIC COMMENT: Tanis Varcoe, Quiet Acres Community, and there is a huge amount bamboo on the side of her property. Her late husband tried to get the lady who owns the community to come in with the big equipment and remove this bamboo because it is infringing on her neighbor's property. In reading the newspaper, she learned that Tinicum and Perkasié have a ban on bamboo and Hatboro is working on it because it is coming up in their streets. Ms. Varcoe stated she was wondering if Hilltown would consider a ban on bamboo. The bamboo on her property has gone from the side of her property, into the sidewalk, and almost up to the front garden. Ms. Varcoe stated Penn State said the only way to get rid of bamboo is to dig it out. She is totally frustrated and is asking for an ordinance to get the landowner to clean it up because it is extremely invasive. Mr. Wynn stated he does not know if bamboo has been added to the list, but if it is, it can be used to force the property owner to clean it up. Attorney Harris stated he will send Tinicum's ordinance to the Board to review.

Chairman McIlhinney stated the next meeting on October 12, 2015 will be the budget meeting to be held at 5:30 PM and the other meeting will be held right after.

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 September 28, 2015 Hilltown Township Board of Supervisors Meeting was adjourned at 8:03 PM.

Respectfully submitted,



Richard C. Schnaedter  
Township Manager/Secretary

(\*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).