

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARY SCHEDULED MEETING
MONDAY, SEPTEMBER 22, 2014**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:00 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 Stephen Harris, and Township Engineer C. Robert Wynn.

1. ANNOUNCEMENTS:

a) **Chairman McIlhinney announced the Board of Supervisors met in Executive Session prior to the meeting to discuss legal and real estate matters.**

2. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.

3. CONSENT AGENDA:

- a) Minutes of the August 25, 2014 Supervisor's Meeting
- b) Bills list dated August 27th, 2014 – September 19th, 2014
- c) Financial Report August, 2014

Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to accept and approve items a) through c) on the Consent Agenda with the following correction on the August 25, 2014 minutes: On page 2 (b), the second to the last sentence should read: "Chairman McIlhinney also questioned if taxes **would be paid** on the property." There was no public comment.

4. CONFIRMED APPOINTMENTS: None.

5. LEGAL: Solicitor's Report –

a) Solicitor Harris stated the Fire Company Billing Ordinance and the Hazardous Materials Response Costs Ordinance were advertised for their consideration at this evenings meeting. After Solicitor Harris gave a brief review of the ordinance, Supervisor Bennington thanked the Fire Companies and Jim Gallagher for working very diligently with the Board in passing this legislation. Motion was made by Supervisor Bennington, and seconded by Supervisor Groff, to approve Ordinance #2014-001 for the Fire Company Billing Ordinance.

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Motion passed 2-1 with Chairman McIlhinney being the opposing vote. There was no public comment.

Solicitor Harris gave a brief review of the Hazardous Materials Response Cost Ordinance. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously, to approve Ordinance #2014-002 for Hazardous Materials Response Cost. There was no public comment.

b) Authorization to advertise Ordinance for a PennDot HOP – Solicitor Harris presented an ordinance amending Chapter 140, Section 140-59 to state if stormwater facilities are to be owned and maintained by the Township or a private entity, the deposit shall cover the estimated costs for maintenance, repair, and replacement required pursuant Stormwater Management Ordinance and inspections required for a period of ten years. The Township engineer will establish the estimated costs upon review of information submitted by the applicant. In addition, the amount of the deposit to the fund shall be converted to present worth of the annual series of payments. The Township engineer shall determine the present worth equivalents, which shall be subject to the approval of the Board of Supervisors. Mr. Wynn stated the amount is amortized over a period of ten years and that is the amount of the escrow. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to authorize Solicitor Harris to advertise the Ordinance for a PennDot HOP for the meeting in October. There was no public comment.

c) Two additional matters Solicitor Harris discussed were: Conservation Easements for Smith and Hockman – Solicitor Harris presented the two conservation easements regarding the Smith property and the Hockman property as well as the agreements of sale. The formula was revised so the purchase price is \$12,000.00 an acre and each part thereof. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously, to authorize the execution of the agreement of sale to purchase the Smith property conservation easement. There was no public comment. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously, to authorize the execution of the agreement of sale to purchase the Hockman property conservation easement. There was no public comment. Solicitor Harris also stated he will be preparing the conservation easement and the agreement of sale for Deep Run Valley Sports Association for the October meeting.

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6. PLANNING: C. Robert Wynn, Associates

a) R. Huber Electric Land Development Final Plan (Keystone Drive) – Jason Smeland, Lenape Valley Engineering was in attendance to present the final plan which was presented to the Planning Commission on September 15, 2014 and recommended final plan approval. Outstanding items for discussion included the requested waiver SLDO Section 140-45.G(4) and the correspondence received from the Sellersville Fire Company indicating no discrepancies with the plans in regards to parking/building separation, the applicant making a capital contribution in-lieu-of buffer plantings initially proposed to be installed along the side yard, and the capital contribution in-lieu-of road frontage improvements. Mr. Smeland stated all items in Mr. Wynn's review letter dated September 3, 2014 are will complies but the species of the landscaping trees may change but they will still be on the approved list. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously, for final plan approval for R. Huber Electric Land Development contingent upon Mr. Wynn's review letter dated September 3, 2014 and September 17, 2014, which includes waiver SLDO Section 140-45.G(4), the fee-in-lieu for the buffer trees, substitution of trees, and the road frontage improvements. There was no public comment.

c) Hillside Estates Minor Subdivision – Jack Wuerstle, Esq., was in attendance to present the two lot revised final plan located along the south side of Skunk Hollow Road. The Planning Commission recommended final approval on September 15, 2014. Mr. Wynn's letter dated July 9, 2014 was discussed along with the waiver requests from the requirement to construct full width leveling/overlay, drainage improvements, cartway widening, curb and sidewalk along the frontage of the site, posting of financial security for the installation of required on-lot improvements until time of building permit, and to defer requirements to obtain erosion/sediment control approval from Bucks County Conservation District. The improvements for the shared driveway and the improvements for lot 2 would be made at a future time. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to grant revised final plan approval for the Hillside Estates Minor Subdivision contingent upon Mr. Wynn's review letters dated July 9, 2014 and September 17, 2014. There was no public comment.

d) Smith Minor Subdivision – this project has been continued to the October meeting.

7. ENGINEERING: C. Robert Wynn, Associates

a) Floodplain Ordinance Update – Mr. Wynn stated every municipality in Bucks County has received notice of the need to update the floodplain ordinance according to the latest FEMA required floodplain ordinance and the revisions will be on the agenda next month.

b) Mill Road Bridge – Mr. Wynn stated the guiderail has not been inspected on the Mill Road Bridge.

c) Hilltown Ridge Subdivision – Mr. Wynn stated a few of the punch list items have been completed in the Hilltown Ridge Subdivision and the project is moving forward.

8. UNFINISHED BUSINESS:

a) Rickert Road Bridge – Jerry Anderson, Director of Operations for Buck County, was in attendance to discuss the Rickert Road Bridge. Mr. Anderson stated he has been waiting since February for PennDot to turn the bridge over and he attends a weekly meeting on County bridges to track their progress. Chairman McIlhinney stated when he spoke with Joe Bush four years ago, it was placed under historical review, it was cleared to be replaced, and two years ago, it started all over again to go back under historical review. Mr. Anderson stated the bridge was placed under a historical review because someone in the Township asked for the bridge to be placed on the historic registry and it is going to be looked at again. Supervisor Bennington thanked Mr. Anderson for attending the Township meeting and discussed his concerns with the closure of the bridge; for residents not being able to get from one point to another, along with Hilltown and Dublin Fire Companies response time information provided by John Snyder due to the closure of the bridge, and asked Mr. Anderson what can be done. Mr. Anderson stated there will be a meeting with the District 6 Director of PennDot that the Township Manager may attend.

Public Comment: John Snyder, Hilltown Fire Company, stated his concerns over the response time of the Hilltown Fire Company and the Dublin Fire Company with the closure of the Rickert Road Bridge.

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9. NEW BUSINESS:

a) Police Contract – Township Manager Richard Schnaedter highlighted the tentative contract which included a three year, 3% salary adjustment for 2015, 2016, and 2017, established a drop program for deferred retirement which is cost neutral, raised the longevity pay from \$1350 to \$1400, and a brief change in the Kelly day entitlement. The health agreement contributions as well as the pension contributions stayed the same. Mr. Schnaedter stated it was a very amicable negotiation with the police representatives professional and mindful of the Township's current financial status. Supervisor Bennington thanked the police representatives for negotiating in good faith and Mr. Schnaedter for his assistance with negotiating a very fair contract for the Township. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to approve the Police Contract effective for calendar years 2015 through 2017. There was no public comment.

b) Bucks County Municipal Open Space Program Resolution #2014-013 – Township Manager Richard Schnaedter presented Resolution #2014-013 for Hilltown Township to participate in the Municipal Open Space Program. The municipality eligibility amount is \$686,281.00 with the 25% matching grant in the amount of \$228,905.00 available for the improvements to the Forrest Road Park. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to approve Resolution #2014-013 for the Bucks County Municipal Open Space Program. There was no public comment.

c) Jon Weissman – Crosswalk at Route 113 & Blooming Glen Road – Jon Weissman, 1307 Rt. 113, discussed the desire of the residents to have a pedestrian crosswalk installed at Route 113 and Blooming Glen Road, and the study of the Village of Blooming Glen which was prepared in 2010. Mr. Weissman discussed several accidents that occurred at the intersection. Chairman McIlhinney stated the Supervisors will review the documents and see how it co-insides with the original intent of the Blooming Glen Study and the original intent of the Rt. 113 improvements. Chairman McIlhinney also stated Mr. Wynn and Chief Engelhart will review the documents and the Township Manager will be in contact for an upcoming meeting.

d) H&K Quarry- Request for extension of hours of operating hours for October, 2014, Both Concrete/Asphalt Batch Plants – H&K has requested to operate 6:30 pm to 6:30 am, Monday through Saturday for the month of October, excluding holidays. Motion was made by

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Supervisor Groff, and seconded by Chairman McIlhinney, to grant the extension of operating hours for October, excluding holidays, according to the request letter dated September 12, 2014. Motion passed 2-1 with Supervisor Bennington being the opposing vote. There was no public comment. Township Manager Richard Schnaedter will contact Scott Drumbore for his attendance at the next Township meeting.

e) Bid Award Sodium Chloride for 2014/2015 (Morton Salt, Cargill, Oceanport) – Township Manager Richard Schnaedter stated the bids were opened on September 9, 2014 for the purchase of rock salt for the 2014-2015 season and would like to recommend the low bidder, Morton Salt at \$57.57/ton delivered and \$57.00/ton undelivered. Motion was made by Supervisor Bennington, seconded by Supervisor Groff, and carried unanimously to approve the rock salt bid of Morton Salt at \$57.57/ton delivered and \$57.00/ton undelivered. There was no public comment.

10. SUPERVISOR'S COMMENTS:

Supervisor Bennington questioned the \$30,000 in this year's budget for the Comprehensive Plan Review which needs to be updated. David Christ, Township Planning Commission, questioned whose responsibility it was to do the update. After discussion, it was suggested for the Township Manager to reach out to the Bucks County Planning Commission to request proposals and to work with the Township Planning Commission and the Township Engineer.

Supervisor Bennington questioned the status of the 2015 budget. Manager Schnaedter stated he has started getting information from the Department Heads and will be asking for some dates from the Board within the next two weeks.

Supervisor Bennington questioned the 2014, \$1500.00 senior center donation. Mr. Schnaedter stated he has not received a request at this time but Supervisor Groff stated the request should come in soon for the donation.

Supervisor Bennington asked about the status of last meeting's public comment in regards to leaf collection. Mr. Schnaedter stated he will follow up on the leaf collection information.

Supervisor Bennington asked about parking for Community Day. Chief Engelhart stated the field behind the fire house will be available along with the Philadelphia Glider Council, in addition to the Catholic Church for the fireworks parking. Chief Engelhart also stated fire police will be in attendance for Community Day.

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11. PUBLIC COMMENT:

Shawn Barnes, 300 Quarry Road, commented on information he received from Mr. Drumbore regarding the backup alarms. He wished he would have been included in the testing of the brigade alarm. Mr. Drumbore's testing revealed the noise was noticeably less pronounced but still, at times, detectable. Mr. Barnes emailed Mr. Drumbore to offer his input for further testing but there was no response. Mr. Barnes discussed an email response that was received due to his progress report issued to Mr. Drumbore. Mr. Barnes stated things have been improved but he has not seen very good follow through. Even though it has been up and down, it has been better than in the past. Mr. Barnes stated he appreciates the Supervisors for addressing the situation for the past few months. Mr. Barnes asked if Blooming Glen Contractors are renting from the property. Chairman McIlhinney stated Blooming Glen Contractors are a separate operation. Mr. Barnes stated if the hours of operation are really for service or if they are adding things that they shouldn't be doing or if that is all part of what is allowed. Chairman McIlhinney stated he does not know their corporate structure but he believes they are two separate companies. Mr. Barnes suggested that the equipment that is being worked on is that of Blooming Glen Contractors and not quarry equipment and he has talked to Dave Taylor about it. Chairman McIlhinney stated that it will be looked into.

Judy Greenhouse, 874 Blooming Glen Road, stated the agreement stated Blooming Glen Contractors are on zoned quarry land and there would be required monthly inspections and she is not sure what is being dumped on the property. Supervisor Bennington stated the Zoning Officer use to go out on the monthly inspections. She has been a good neighbor to the Quarry.

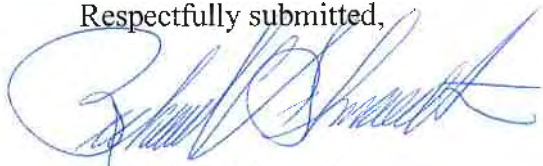
Jon Weissman asked if the water lines are going to be put in Blooming Glen, can the crosswalk be put in when the road is re-painted. Mr. Wynn stated it would require a permit from PennDot and require all four corners to have ADA approved ramps. It was noted that the crosswalk would have to occur as a separate proposal to PennDot.

12. PRESS CONFERENCE: No members of the press were present.

13. ADJOURNMENT: Upon motion by Supervisor Gross, seconded by Supervisor Bennington, and carried unanimously, the September 22, 2014 Hilltown Township Board of Supervisors Meeting was adjourned at 8:33PM.

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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).