

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS  
REGULARLY SCHEDULED MEETING  
Monday, September 24, 2012**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairperson Barbara A. Salvadore at 7:00PM and opened with the Pledge of Allegiance.

Also present: John B. McIlhinney, Vice-Chairman  
James C. Groff, Supervisor  
Richard C. Schnaedter, Township Manager  
Christopher E. Engelhart, Chief of Police  
Francis X. Grabowski, Township Solicitor  
C. Robert Wynn, Township Engineer  
Lynda S. Seimes, Township Secretary

A. ANNOUNCEMENTS:

1) The Board met in Executive Session for an informational meeting following the September 10, 2012 Supervisor's meeting.

2) The 7<sup>th</sup> Annual Bucks County Pandemic Flu Drill will be held on Saturday, September 29<sup>th</sup>, where free seasonal flu shots will be available at various locations throughout the County. Drive-through vaccines will be offered from 10AM to 1PM that day at the Sellersville Fire Company located at 2 North Main Street in Sellersville. For additional locations and more information, please contact the Bucks County Department of Health at 215-345-3318 or by visiting their website at [www.buckscounty.org](http://www.buckscounty.org).

3) The American Red Cross will hold a Blood Drive here at the Municipal Building on Friday, October 5<sup>th</sup> from 2PM to 7PM.

4) The Township has been awarded a Certificate of Recognition by Delaware Valley Workers' Compensation Trust for exemplary achievement and leadership in minimizing workplace injuries and illness during the 2011 year.

B. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.

C. CONSENT AGENDA:

- Minutes of the September 10, 2012 Supervisor's Meeting.
- Minutes of the September 10, 2012 Advertised Public Hearing.
- Acceptance of 2013 MMO (Minimum Municipal Obligation) for Hilltown Township Police and Non-Uniform Pension Plans.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to accept and approve the Consent Agenda items as noted above. There was no public comment.

D. CONFIRMED APPOINTMENTS:

1) Mr. and Mrs. David Schell, 317 Fox Lane – Request authorization to construct fence within Township Easement – Mr. Schell was present to seek the Board's approval to construct a fence through the Township's easement in the rear of their property located in the Longleaf Estates development. Brief discussion took place.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to authorize Mr. and Mrs. Schell to construct a fence through the Township's easement in the rear of their property located at 317 Fox Lane (TMP #15-14-30), with the condition that removable sleeve-type fencing be used so that the Township has easy access to the easement should it be necessary; and to require that it be the financial and physical responsibility of the property owner to repair any damages that may occur during access to said easement. There was no public comment.

2) Mr. Jeff Sacks, 1008 Azlen Lane – Safety Concerns in the Estates at Hilltown Subdivision – Mr. Sacks provided photographs (copies of which are available at the Township office) showing what he perceives as safety concerns throughout the Estates at Hilltown Subdivision. He and his family moved into the development in 2008, however 11 of the proposed 33 building lots remain vacant, and as such, the required public improvements are not yet complete. Specific complaints refer to the sidewalks along the frontage of the undeveloped lots, which stop and start at the incomplete driveway aprons, high grass/weeds on the undeveloped lots, which harbor ticks and mosquito larvae, decaying curbing, job trailers that remain even though no construction is taking place, and the recent seal coating of the internal roadways, which resulted in loose gravel that has not yet been swept and which can damage paint on vehicles. Lengthy discussion took place.

With respect to the recent seal coating of the internal roadways, Mr. Wynn explained that the roadway's original binder was installed in 2006, and due to its age, was deteriorating and cracking, allowing water to get beneath the road surface. The bituminous seal coating administered to the internal roadways last week was necessary to seal the cracks, and once the roads are swept and the seal coat has "set," they will provide a stable, protective surface. Mr. Wynn also noted that the State recently passed legislation granting developers an extension until July of 2016 in order to complete required public improvements. After further discussion, Mr. Wynn was directed to contact Toll Brothers on the Township's behalf to see if they would be willing to address some of Mr. Sacks concerns prior to completion of public improvements.

E. SOLICITOR'S REPORT – Mr. Francis X. Grabowski, Township Solicitor –

1) Aspen Mill Subdivision – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to accept and approve the Aspen Mill Subdivision Cash Escrow Agreement, and Stormwater Maintenance Agreement for the Rain Garden; and to

**adopt Resolution #2012-17, the Road Frontage Acceptance Resolution for the Aspen Mill Subdivision.** There was no public comment.

F. ENGINEERING – Mr. C. Robert Wynn, Township Engineer –

- 1) Bid Award – Keystone Drive Culvert Repair – Bid results are as follows:
- |                                   |              |
|-----------------------------------|--------------|
| - Lloyd J. Simons Concrete Inc.   | \$ 58,700.00 |
| - Nimaris Construction LP         | \$ 78,092.50 |
| - Ettore Ventresca & Sons, Inc.   | \$ 82,000.00 |
| - Blooming Glen Contractors, Inc. | \$126,635.00 |

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to award Bid #2012-3 – Keystone Drive Culvert Repair to Lloyd J. Simons Concrete Inc. in the amount of \$58,700.00. There was no public comment.

2) Mill Road Bridge – Consultant Selection Resolution and Federal Aid Agreement – PennDot has provided a Policy and Procedure for Consultant Selection Resolution which must be approved by the Board so that the Township may begin the process to select a consultant for the construction portion of the Mill Road Bridge Project. Subsequent to the Board’s August meeting, Mr. Wynn received correspondence dated September 11, 2012 from Gannett Fleming, PennDot Consultant, advising that the Township must also execute a supplemental General Reimbursement Agreement for Federal Aid Projects, and a Resolution authorizing execution and attestation of the Agreement. The total estimated cost of the bridge project is now \$1,924,351.00 of which approximately \$91,636.00 is the Township’s 5% share.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to **adopt Resolution #2012-18, PennDot Policy and Procedure Resolution for Cousultant Selection for the Mill Road Bridge Project**, as stated above. There was no public comment.

Motion was made by Supervisor, McIlhinney, seconded by Supervisor Groff, and carried unanimously to **adopt Resolution #2012-19, authorizing the execution of the Supplemental General Reimbursement Agreement for Federal Projects for the Mill Road Bridge Project**, as stated above. There was no public comment.

3) Subdivision/Land Development Ordinance Amendment (Draft) – This proposed draft Subdivision Ordinance Amendment, which includes aerial photography plan requirement, revised notice of preliminary plan, street classification and design standard revisions, and stamped asphalt crosswalks, was discussed.

The Supervisors discussed the proposed amendment, as well as Mr. Wynn’s correspondence dated September 19, 2012, and the following suggestions and/or comments were offered:

Supervisor Groff:

- Requested clarification of the requirement for full width cartway overlay extending a minimum of ten feet beyond the edge of the utility trench. Mr. Wynn explained that the current requirement is for 25 ft. on either side, which is excessive.
- Asked for the definition of "Superpave." Mr. Wynn replied that it is the name for a new type of paving. Discussion took place regarding Superpave versus seal coating. Mr. Wynn noted that Superpave is the more expensive option.

Supervisor McIlhinney:

- Questioned the statement that paving shall not be done between October 16<sup>th</sup> and March 31<sup>st</sup>. Mr. Wynn explained that the language is right out of PemDot specifications, however the State often waives the requirement, and it is weather dependent.
- Suggested that a weed/grass height restriction of 12" be imposed for new developments during the maintenance and development period. Discussion took place. Solicitor Grabowski noted that additional escrow should be required and a line item in the Development Agreement to enforce the regulation could be imposed. Chairperson Salvatore and Supervisor Groff agreed.

Mr. Wynn will make revisions to the draft Ordinance of all the suggestions and recommendations discussed this evening, and will bring the proposed Ordinance Amendment before the Board for further review at a future meeting.

G. NEW BUSINESS:

1) Bid Award – Sodium Chloride for 2012/2013 Winter Season – Salt Bids were received through the Bucks County Consortium with the following results:

	<u>Delivered</u>	<u>Undelivered</u>
	<u>Price Per Ton</u>	<u>Price Per Ton</u>
- International Salt Company, LLC	\$ 51.20	\$ 50.00
- Oceanport, LLC	\$ 52.77	\$ 52.00
- Cargill, Inc.-Deicing Technology	\$ 54.37	\$ 51.87
- American Rock Salt Co., LLC	\$ 62.78	\$ 51.87
- Eastern Salt Company, Inc.	\$ 63.50	\$ 63.50
- Chemical Equipment Labs, Inc.	NO BID	NO BID
- North American Salt Company	NO BID	NO BID

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to accept the low bid from International Salt Company, LLC for Sodium Chloride

for the 2012/2013 Winter Season in the amount of \$51.20/ton delivered, and \$50.00/ton undelivered. There was no public comment.

2) Public Works Contract – Supervisor Groff suggested that the document be reviewed by the Township Solicitor prior to its execution. Supervisor McIlhinney felt that was unnecessary since it had previously been reviewed by Ballard-Spaar three years ago. Chairperson Salvadore agreed with Supervisor Groff, and would like to send her comments on the document to Solicitor Grabowski for consideration, as well. This matter was tabled pending contract review by the Township Solicitor for further consideration by the Supervisors at their October 22<sup>nd</sup> meeting.

3) H&K Quarry – Request for Extension of Hours of Operation – Chairperson Salvadore suggested that H&K provide a blanket request for extension of hours on a quarterly basis rather than a monthly basis. Supervisors McIlhinney and Groff disagreed, and felt it was appropriate to bring before the board on a month-to-month basis.

Motion was made by Supervisor Groff, seconded by Supervisor McIlhinney, and carried unanimously to authorize the extension of hours of operation for H&K Quarry for the month of October, 2012 from 6:30PM through 6:30AM, Monday through Saturday. There was no public comment.

H. SUPERVISOR'S COMMENTS:

1) Supervisor Groff suggested that future resident's requests for authorization to install fences within the Township's easement should be reviewed by the Zoning Officer and the Township Engineer; and then their recommendation be brought to the Supervisors for consideration at a public meeting. He does not feel it is necessary for the homeowner to come before the Board to make their request at a public meeting. Supervisors Salvadore and McIlhinney agreed.

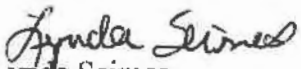
2) Supervisor Groff requested a status report of the pedestrian path extension. Despite repeated attempts to make contact with the property owner, Aaron Landis, Mr. Wynn replied that there has been no response. Discussion took place. Mr. Schnaedter and Mr. Wynn will attempt to make personal contact with Mr. Landis to gauge his interest in providing an easement for the pedestrian path.

I. PUBLIC COMMENT: None.

J. PRESS CONFERENCE: There were no reporters present.

K. ADJOURNMENT: Upon motion by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously, the September 24, 2012 Hilltown Township Board of Supervisors meeting was adjourned at 8:10PM.

Respectfully submitted,

  
Lynda Seimes  
Township 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).