

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARLY SCHEDULED MEETING
Monday, June 25, 2012, 7PM**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairperson Barbara A. Salvadore at 7:04PM 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 this evening prior to the meeting to discuss personnel; and also met following the last meeting to discuss legal matters.

2) The Hilltown Township Administrative Office will be closed on Wednesday, July 4, 2012 in observance of Independence Day.

B. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.

C. CONSENT AGENDA:

- Minutes of the June 11, 2012 Supervisor's Meeting.
- Bills List dated June 26, 2012.
- Notification of Kirk Subdivision Sketch Plan Staff Meeting.
- Wimmer Lot Line Adjustment Mylars for Signature

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

D. CONFIRMED APPOINTMENTS:

1) Michelle and Jeff Seiler, 308 Jessica Lane – Requesting authorization to encroach in stormwater easement for construction of a swimming pool – Mrs. Seiler was in attendance seeking permission to construct an in-ground swimming pool slightly within a stormwater easement located on the rear of their property in the Lynrose Estates Subdivision. Mr. Wynn's correspondence dated June 21, 2012 stated that based on the sketch plan provided by the Seilers, the location of the pool would not appear to impact the stormwater management facility within the easement. Therefore, he would recommend approval of this request subject to review of a

final plan identifying all proposed grading and landscaping in conjunction with the pool to ensure that it does not adversely impact the functionality of the drainage easement.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to approve the request by Mr. and Mrs. Seiler of 308 Jessica Lane (TMP #15-22-179-9) to encroach into the stormwater easement for construction of a swimming pool, pending satisfactory completion of any outstanding items as noted in Mr. Wynn's review dated June 21, 2012. There was no public comment.

2) Mr. Robert Shirey, Think Green Enterprises – Inquiry regarding ownership of former County Bridge #235 (Township Line Road) on the Hilltown Township/West Rockhill Township border – Mr. Shirey purchased a property in West Rockhill Township on Township Line Road, which shares its border with Hilltown Township. Access to Mr. Shirey's new property is over a bridge that was abandoned by Bucks County in 1979, and is in disrepair. Since Township Line Road itself is jointly maintained by both West Rockhill and Hilltown, Mr. Shirey believes it is the responsibility of the two municipalities to maintain the bridge.

Upon questioning by Solicitor Grabowski it was determined that Mr. Shirey purchased the 4.23 acre property approximately 1 ½ years ago from Mr. Anthony Paone for a price of \$48,000.00. Mr. Shirey did contact with an attorney to assist him through the purchase process, a title search was conducted and title insurance was purchased. According to Mr. Shirey, Telford Borough Authority currently utilizes the bridge to access their wellhouse and has constructed a gate across the bridge displaying a "No Trespassing" sign. Solicitor Grabowski suggested Mr. Shirey contact Telford Borough Authority.

Solicitor Grabowski is aware that either Mr. Shirey or his attorney had a conversation with Bucks County's attorney, Mr. Glenn Haines, who advised that the bridge, which was abandoned by Bucks County in 1979, became the property of the adjoining property owners and is considered a "private bridge." Solicitor Grabowski further stated that correspondence exists from Bucks County to West Rockhill Township dated August 2, 1982, which clearly confirms Mr. Haines' opinion on the matter.

Mr. Shirey was advised that the bridge in question is a private structure owned by the adjoining property owners, and that said bridge was never, nor is it now, the property of and responsibility of Hilltown Township.

E. LEGAL – Mr. Francis X. Grabowski, Township Solicitor –

1) Wimmer Lot Line Adjustment – Road Frontage Easements Acceptance Resolution – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to **approve and adopt Resolutions #2012-14 and #2012-15, the Wimmer**

Lot Line Adjustment Road Frontage Easement Acceptance Resolutions. There was no public comment.

E. PLANNING – Mr. C. Robert Wynn, Township Engineer –

1) Dock Meadows Land Development Waiver Request – Mr. Glen Freeman, the applicant's engineer, was in attendance to present the Land Development Waiver Request to demolish an existing structure with elevators and exterior stairwell, and to construct a new building addition with ADA accessibility. Brief discussion occurred.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to grant waiver of Land Development Submission to Dock Meadows to demolish an existing structure with elevators and exterior stairwell, and to construct a new building addition with ADA accessibility, pending satisfactory completion of all outstanding items in Mr. Wynn's review dated June 20, 2012. There was no public comment.

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

1) Carson Helicopters – Completion of Improvements – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to accept completion of the requirement improvements for the Carson Helicopter Land Development, and to commence the 18-month maintenance period. There was no public comment.

2) Johnson Tract Subdivision – Extension for Improvements – No work has commenced at the Johnson Tract Subdivision located on Schultz Road. Correspondence dated June 11, 2012 has been received from Toll Brothers requesting an extension in the timeframe for completion until July 26, 2013. The financial security bond in the amount of \$191,123.60 remains satisfactory to guarantee completion of the improvements.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to grant the extension for completion of the Johnson Tract Subdivision until July 26, 2013. There was no public comment.

3) Estates at Hilltown – Extension for Improvements – The Township received a request from Toll Brothers to extend the deadline for completion of improvements at the Estates at Hilltown Subdivision until June 8, 2013. The bond in the amount of \$1,261,383.57 provides satisfactory financial security.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to extend the deadline for completion of improvements for the Estates at Hilltown Subdivision until June 8, 2013. There was no public comment.

G. UNFINISHED BUSINESS:

1) 2012 Capital Projects Schedule – Proposals and additional information was submitted by Mr. Schnaedter, Chief Engelhart, and Mr. Buzby, with respect to possible 2012 Capital Projects expenditures for the Board’s consideration.

After a brief discussion, the Board suggested that this item be tabled for further consideration at the July 9th meeting, once Mr. Schnaedter can prepare his prioritized recommendations for 2012 Capital Projects purchases after meeting with Chief Engelhart, Mr. Buzby, Mr. Wynn and Solicitor Grabowski.

2) Discussion of proposed Summer Lea Community Sign –As requested at the last meeting, Mr. Taylor, Code Enforcement Officer/Zoning Officer provided additional information with respect to the proposed sign construction materials.

Motion was made by Supervisor McIlhinney, and seconded by Supervisor Groff to approve the proposed sign construction materials as presented for the Summer Lea Community Sign.

Public Comment:

1) Mr. Dante’ Montella of 123 Glenwood Drive in the Summer Lea Development, thanked the Board for approving the construction materials for the sign as it means a great deal to their community.

There was no further public comment. Motion carried unanimously.

3) Hatfield Township Shared Traffic Signals – Mr. Schnaedter provided additional information regarding Hatfield Township’s request that Hilltown relinquish control of the traffic signals along Rt. 309. When power outages occur along Rt. 309, it would become the responsibility of Hatfield Police and Public Works to be first responders for the erection of temporary stop signs and personnel to direct traffic. Further, PennDot would be able to provide a Close Loop System, which would enable Hatfield Twp. to monitor and take the appropriate measures when the traffic lights on Rt. 309 fail. Message boards would also become available providing motorists with emergency information.

Supervisor McIlhinney noted that no specific draft agreement between Hatfield Township and Hilltown Township has been provided for the Board’s consideration. He would be opposed to relinquishing control of the traffic signals to Hatfield without reviewing a detailed proposal.

If Hatfield is requesting Hilltown’s relinquishment of responsibility for the traffic signals, Solicitor Grabowski believes that they should be the municipality entering into these agreements with PennDot, and there should only be one agreement between Hilltown and Hatfield for this to

occur. Lengthy discussion took place. Mr. Schnaedter and Solicitor Grabowski were directed to obtain additional information, and provide their recommendation when the proper proposed agreements have been reviewed.

H. NEW BUSINESS:

1) Discussion regarding the re-creation of the Park and Recreation Board/Committee
- Solicitor Grabowski has reviewed previous Resolutions and/or Ordinances concerning this issue, and is seeking the Board's clarification on several items. After brief discussion, the Board of Supervisors unanimously agreed to the following:

- Name of the Committee will be "Hilltown Township Park and Recreation Board."
- The Park and Recreation Board will consist of five members.
- All members would serve at the pleasure of the Board of Supervisors and can be removed at any time. Members would be encouraged to attend all meetings.
- Language found in Section 2.2 of the 2006 Ord. granting this committee authority to adopt rules and regulations for the conduct of all business that comes before them shall be removed from the proposed Resolution.
- Language found in Section 2.2 of the 2006 Ord. discussing voting conflicts and voting abstention shall be removed from the proposed Resolution re-creating this committee.
- Language found in Section 3.1 of the 2006 Ord. seeking assistance and cost recommendations from the Park and Recreation Board shall be removed from the proposed Resolution.
- Language found in Section 3.2 of the 2006 Ordinance shall be stricken from the proposed Resolution.

2) Request for extended hours of operation from H&K Quarry for the month of July 2012 – Correspondence was received from H&K Quarry requesting extended hours of operation from 6:30PM to 6:30AM Monday through Friday between July 2, 2012 and July 31, 2012. It was noted that one complaint had been received from a neighboring property owner for evening and Sunday work that had taken place in the month of May 2012.

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

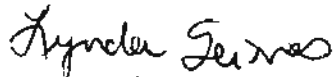
I. SUPERVISOR'S COMMENTS: None.

J. PUBLIC COMMENT: None.

K. PRESS CONFERENCE: There were no questions from those reporters present.

L. ADJOURNMENT: Upon motion by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously, the June 25, 2012 Hilltown Township Board of Supervisors meeting was adjourned at 7:53PM.

Respectfully submitted,



Lynda Seimes
Township Secretary

(NOTE: These minutes were transcribed from notes and recordings; and should not be considered official until approved and accepted by the Board of Supervisors at a Public Meeting).