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HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARLY SCHEDULED PUBLIC MEETING
Monday, June 10, 1991
7:30PM

The meeting of the Hilltown Township Board of Supervisors was called to order by Chairman William H. Bennett, Jr. at 7:38PM and opened with the Pledge of Allegiance..

Also present were: Betty J. Kelly, Vice-Chairperson
Kenneth B. Bennington, Supervisor
John Rice, Township Solicitor
C. Robert Wynn, Township Engineer
George Egly, Chief of Police
Eric Applegate, Bldg.Insp./Zoning Officer
Maria Gerhart, Recording Secretary

Chairman Bennett announced the Supervisors met in a one hour Executive Session prior to this meeting to discuss pending legal and personnel matters.

A. APPROVAL OF MINUTES:

Motion was made by Supervisor Kelly, seconded by Supervisor Bennington and carried unanimously to approve the minutes of the May 28, 1991 Board of Supervisor's meeting as written.

B. APPROVAL OF CURRENT BILLING:

Chairman Bennett presented the bills for payment dated June 10, 1991, which total \$41,971.16. In addition to this amount is the semi-annual Debt Service payment of 79,635.00 and the State Highway Aid payment of \$2,479.76. The grand total for all bills is \$124,085.92.

Supervisor Bennington asked if the Township is responsible for the flashers during the summer months when schools are not in session. Chairman Bennett replied the flashing lights are disconnected for approximately 3 months.

Motion was made by Supervisor Kelly, seconded by Supervisor Bennington and carried unanimously to pay all bills when due.

C. TREASURER'S REPORT:

Chairman Bennett reported on the account balances as of June 10, 1991:

General Fund Checking -	\$193,354.00
Payroll Checking -	\$ 139.38
Fire Fund Checking	\$105,692.46
Debt Service Investment Checking -	\$159,630.00
State Highway Aid -	\$145,549.11
Road Improvement Fund -	\$ 80,000.00
Builders Escrow Fund -	\$ 13,227.00

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Motion was made by Supervisor Kelly, seconded by Supervisor Bennington and carried unanimously to accept the Treasurer's Report as read, subject to audit.

D. RESIDENT'S COMMENTS ON AGENDA ITEMS ONLY: None.

E. CONFIRMED APPOINTMENTS:

1. Fire Panel - Chairman Bennett explained the Fire Panel agreed at their meeting last week to donate \$5,000.00 to the Hilltown Fire Company for repair of the blown engine. The total cost of repairs was \$19,000.00. Chairman Bennett commented this is the second \$5,000.00 payment to come out of the Fire Reserve Fund.

In previous years, the Township has been remiss in distributing the Fire Contracts, which should normally be out by the first of the year. The seven fire companies who service Hilltown Township should be receiving their contracts by July 1, 1991. The Township is beginning with a guaranteed payment of at least as much money as the Fire Companies had received last year. Fifty percent of that money will be paid on July 1, 1991 with the balance being paid on December 1, 1991. Any adjustments, hopefully upward, will be paid in the December payment.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to accept the provisions of the Fire Panel's proposal to contribute \$5,000.00 to the Hilltown Fire Company.

2. Mr. Tom Egitto - Egitto Subdivision - Mr. Egitto was in attendance to request that a septic easement be permitted to create a subdivision on his parcel. The site is located across the street from the Good Shepherd Church on Rt. 152. The system would go from the proposed lot to the existing farmhouse.

Chairman Bennett asked if Mr. Egitto wishes to put two septic systems on one property. Mr. Egitto replied that is his intention. Mr. Egitto has appeared before the Planning Commission and they felt the main problem would be that the property could be transferred to a new owner without the knowledge of the septic easement through the property. Mr. Egitto assured the Board of Supervisors this septic easement would be recorded in the Recorder of Deeds office and it would also appear on a title report, should the property ever be transferred.

Supervisor Bennington cited the law which specified "on-lot system", not an easement from one lot to a second lot which is what Mr. Egitto is proposing and asked Mr. Wynn to offer some alternatives to Mr. Egitto's proposal. Mr. Wynn advised of alternatives, which include installing some other type of system, that may very well be a package treatment plant for Lot #3. Mr. Wynn asked if there is a problem with the existing system. Mr. Egitto did not feel there was a problem with the existing system, however he feels there is more potential for a problem with the existing system due to it's age. Mr. Wynn asked if anyone had investigated the present system. Mr. Egitto replied the existing system was investigated, tested and certified in 1990 by a testing agency.

Supervisor Bennington did not wish to set a precedent by granting this easement knowing there are other alternatives available and the Board was in agreement. The Board of Supervisors advised Mr. Egitto to proceed with an alternative system as long as he is granted approval.

3. Glenn Garis - Act 537 - Mr. Garis is before the Board this evening regarding his mother's 14 acre property on Cherry Road and Cherry Lane. At the present time, Hilltown Township Water and Sewer Authority is installing sewer lines at Cherry Drive and up Cherry Road to the corner of Mrs. Garis' property. Mr. Garis attended the May 20, 1991 Planning Commission meeting with a sketch plan proposing to subdivide his mother's property into eight lots. The Planning Commission was not sure if the Garis property is part of the Act 537 for the extension of sewers and advised Mr. Garis to appear before the Board of Supervisors for clarification of the Act 537. It is Chairman Bennett's understanding the Act 537 was approved in approximately 1983 or 1984. Mr. Wynn confirmed the Act 537 was approved by Resolution #83-19 in 1983, however it is very likely that Mr. Garis will have to complete Planning Modules for another Act 537 for the actual construction of the sewer line extension. The Garis site was definitely within the area which was studied by Cowan Associates at that time. Mr. Wynn advised Mr. Garis to submit plans and new Planning Modules for the actual sewer line extension and resolve the matter with the Hilltown Township Water and Sewer Authority.

Mr. Wynn asked Mr. Garis for an update on the box culvert at Pleasant Meadows. Mr. Garis replied final plans have been submitted to the Army Corp. of Engineers. According to Mr. Garis' consultants, it is a 60 day process before the permit will be issued. This is the final permit needed to begin construction.

F. MANAGER'S REPORT:

1. Bid Awards - Chairman Bennett advised bids for road materials had been opened at the May 28, 1991 Board of Supervisor's meeting, reviewed by the Director of Public Works, Mr. Tom Buzby, and will be awarded this evening.

Bid #91-2 - Asphalt:

Blooming Glen Quarry - Bid: \$28,900.00
M & M Stone - Bid: \$30,500.00

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to award the bid contract for Asphalt (Bid #91-2) to Blooming Glen Quarry in the amount of \$28,900.00, which is the low bid.

Bid #91-3 - Stone (Aggregate):

Blooming Glen Quarry - Bid: \$15,162.50
M & M Stone - Bid: \$16,565.00

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to award the bid contract for Stone (Aggregate) (Bid #91-3) to Blooming Glen Quarry in the amount of \$15,162.50, which is the low bid.

Bid #91-4 - ID-2 Wearing Course:

Blooming Glen Contractors - Bid: \$33,264.00
M & M Stone - Bid: \$35,103.60
Polaris Construction Co. - Bid: \$42,400.00

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to award the bid contract for ID-2 Wearing Course (Bid #91-4) to Blooming Glen Contractors in the amount of \$33,264.00, which is the low bid.

Bid #91-5 - Bituminous Seal Coat:

Blooming Glen Contractors - Bid: \$31,578.00
Asphalt Industries - Bid: \$40,165.00
Hi Way Maintenance & Supply Co. - Bid: \$33,863.25

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to award the bid contract for Bituminous Seal Coat (Bid #91-5) to Blooming Glen Contractors in the amount of \$31,578.00, which is the low bid.

2. Escrow Releases: Chairman Bennett presented the following Escrow Releases for approval:

Hilltown Village	Voucher #8	\$458.49
Sterling Knoll II	Voucher #37	\$679.01
Hawk Ridge	Voucher #42	\$297.33
Hawk Ridge	Voucher #43	\$22,932.07
Solar Atmospheres	Voucher #6	\$364.42
Solar Atmospheres	Voucher #7	\$42,217.83

Chairman Bennett advised the above listed vouchers are all Letters of Credit held by the bank, rather than the Township.

Mr. Wynn explained the Solar Atmospheres' voucher would accept the completion of the improvements and begin the eighteen month maintenance period and reduce the escrow to 10%. Solar Atmospheres has completed the road widening, curbs, stormdrainage, retention basin improvements and buffer plantings.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to accept the six Escrow Releases listed above.

4. Supervisor Kelly announced that a free Rabies Vaccination Clinic was held at the Municipal building on Saturday, June 8, 1991 from 10:00AM to 1:00PM. Over 300 dogs and cats, and two goats were vaccinated. Dr. Richard Derstine and Dr. Tom Derstine were the veterinarians in attendance. Supervisor Kelly thanked Sara Kelly, Maria Gerhart, and the two vet assistants from Dr. Derstine's office for their help at the clinic.

5. Representative Peter Kostmayer will be present at the Hilltown Township Municipal Building on Tuesday, July 2, 1991 from 1:30PM to 3:00PM to hear resident's comments and concerns.

6. The Bucks County Commissioners have requested use of the Hilltown Township Municipal Building on Wednesday, June 26, 1991 at 7:30PM.

G. POLICE CHIEF'S REPORT - Chief George Egly:

Chief Egly read the Police Chief's Report for May, 1991, which is on file at the Township office.

Chief Egly warned the residents of driveway sealer scams which have been taking place within the Township.

A speed trap was run on Hilltown Pike on Friday, June 7, 1991. One motorist was clocked at 81 miles per hour.

H. BUILDING INSPECTOR/ZONING OFFICER'S REPORT - Mr. Eric Applegate:

Mr. Applegate read the Building Inspector/Zoning Officer's Report for the month of May, 1991.

I. SOLICITOR'S REPORT - Mr. John Rice:

1. Mr. Rice presented two Resolutions, both pertaining to the Toth Subdivision on Maron Road. One is the Deed of Dedication from Toth Brother's partnership of a deed dated May 23, 1991, and the second is an Acceptance Resolution.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to adopt Resolution #91-25 accepting Deed of Dedication for Toth Brothers Subdivision on Maron Road.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to adopt Resolution #91-26 which is notification to the Board of Assessment of the Toth Brothers Subdivision on Maron Road.

2. Mr. Rice explained requests have been received from the Chalfont-New Britain Sewer Authority to update our Mandatory Sewer Connection Ordinance, which was last passed in the mid-70's, and specifically permitted mandatory sewer connections to the Hilltown Township Water and Sewer Authority. The Township has been requested by Chalfont-New Britain Sewer Authority, but the situation can also arise with any Sewer Authority other than Hilltown's, which could service any part of the Township where public sewer exists. Hilltown Township, under it's current Ordinance which is outdated, could not require any existing property owners or any malfunctioning sewer systems to connect, based upon the way the Ordinance presently reads. Mr. Rice recommends the Board of Supervisors authorize updating of the Mandatory Sewer Connection ordinance to bring it up to date and to provide for any sewer system to require connection. The Board needs to authorize advertising of the updated Ordinance and the Ordinance would then be up for adoption next month.

Mr. John Bolger, a resident, could understand why the Board would request mandatory sewer connection for Hilltown Township Water and Sewer Authority, however he does not understand why it would be required for other municipalities. Chairman Bennett replied the Ordinance will be advertised and a hearing will be held before a final decision is made. Mr. Wynn cited the situation presently taking place in Line Lexington where approximately six homes have not connected to mandatory public sewer, although the residents have already paid to run the line. Mr. Bolger suggested the Board address the problem with the residents of Line Lexington, and deal with future connection problems as they arise. Discussion took place regarding the advantages and disadvantages of such an Ordinance.

Mr. Jack Fox, Chairman of the Planning Commission, asked the urgency of passing such an Ordinance, when the procedures for updating our own Zoning Ordinance has come to a standstill. Mr. Fox did not feel the expense of advertising for the Ordinance was justifiable at this time. Chairman Bennett stated there did not appear to be any urgency on the part of Chalfont-New Britain Sewer Authority, other than they would like to have connections made by June of 1991 to finish up the project.

J. HEARING FOR CABLE TV ORDINANCE - 8:35PM:

Mr. Rice presented Ordinance #91-3 which is a minor amendment to an Ordinance which was adopted in February regarding Cable TV. Ordinance #91-3 is an extension of the term of the Cable TV franchise in Hilltown Township from a five year term to a fifteen year term. The Ordinance was advertised in the June 5, 1991 edition of the Perkasie News Herald.

Mr. Rice explained the original franchise, prior to the passage of either of these Ordinances, was due to expire in five years.

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When the Board of Supervisors adopted the updated Cable TV Ordinance in February, it was specified as a five year term. This did not give Suburban Cable much in terms of their franchise. Suburban Cable inquired as to whether the Board would be willing to extend their franchise term to fifteen years. The only change in the amendment which has been advertised for adoption this evening, provides for a fifteen year term by extending the term another ten years.

Mr. John Bolger asked if there are any requirements for public service on the part of the cable company. Mr. Rice stated there are no public service requirements. Part of the Ordinance which was adopted in February provides that all public and municipal buildings maintained in the Township that are passed by the distribution cable, will receive free monthly service. Mr. Bolger suggested televising local government meetings, such as the Board of Supervisors or School Board meetings. Supervisor Bennington agreed with Mr. Bolger and mentioned representatives from neighboring communities may wish to approach Suburban Cable about free local government television coverage.

Mr. Bolger asked if the Township's fees from the Cable TV franchise are based upon percentages or a fixed rate. Mr. Rice replied the Township will receive 5% of whatever Suburban Cable bills. Chairman Bennett advised fees received by the Township for 1990 were approximately \$12,000.00. The new rate of 5% would bring the revenues up to approximately \$20,000.00 in 1991.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to adopt Ordinance #91-3 accepting the extension of the Cable TV franchise.

K. CORRESPONDENCE: None.

L. RESIDENT'S COMMENTS:

1. Mrs. Jean Bolger mentioned the proposed water connection to the Cefelli Tract development on Blooming Glen Road which was discussed at the last Board of Supervisor's meeting. Mrs. Bolger asked for an update on who will be paying for the water connection. Chairman Bennett advised that issue has been tabled until after the Hilltown Township Water and Sewer Authority meeting scheduled for Wednesday, June 12, 1991.

2. Mr. George DiDomizio, representing the Indian Valley Public Library, had spoken to Mr. Eric Applegate, Building Inspector/Zoning Officer regarding the possibility of the Board waiving the temporary sign requirements for signs announcing the upcoming carnival on June 24 through June 29, 1991 to benefit the library. The signs in question are larger than what is allowed per the Ordinance requirements.

Motion was made by Supervisor Bennington, seconded by Supervisor Kelly and carried unanimously to ask Indian Valley Public Library to request a temporary sign permit and the Board will then waive the \$100.00 fee.

3. Mr. Bill Godek asked if any further progress has been made in terms of the asphalt plant on Skunk Hollow Road. Chairman Bennett advised there was an 18 month time period involved. Supervisor Bennington asked Mr. Applegate to investigate the quarry at Skunk Hollow Road to get an update on the asphalt plant. Mr. Godek asked if correspondence has been received by the Township from the quarry itself regarding this issue. Mr. Applegate replied he visited the site approximately 3 months ago and the asphalt plant was still under construction and not near completion at that time.

M. SUPERVISOR'S COMMENTS:

1. Supervisor Bennington read a proclamation from the Hilltown Township Board of Supervisors recognizing local amateur radio operators and their contributions to public safety and assistance. The Board declared the week of June 17 through June 23, 1991 as "Amateur Radio Week". Supervisor Bennington presented the proclamation to Mr. Robert Garland. On behalf of the Radio Club, Mr. Garland thanked the Board of Supervisors for the proclamation.

N. PRESS CONFERENCE: A press conference was held to answer questions of those reporters present.

O. ADJOURNMENT: There being no further business, a motion for adjournment of the Hilltown Township Board of Supervisor's meeting of June 10, 1991 was made by Supervisor Kelly, seconded by Supervisor Bennington, and carried unanimously at 9:00PM.

Respectfully submitted,

Lynda Seimes

Lynda Seimes
Assistant Township Secretary
(*These minutes were transcribed from recordings and notes taken by Mrs. Maria Gerhart, Recording Secretary).

E.E. 9A

C. ROBERT WYNN ASSOCIATES, INC.

Consulting Engineering
11 West Broad Street
Haverhill, PA 18951

(215) 536-7547
(215) 536-7336

Memo To: Hilltown Township
From: C. Robert Wynn
Subject: Escrow Release Summary
Date: June 10, 1991

1. Hilltown Village - Voucher No. 8 dated June 7, 1991 in the amount of \$458.49 for const. obs./esc. admin. for period from 2/1/91 thru 5/31/91.
2. Sterling Knoll II - Voucher No. 37 dated June 7, 1991 in the amount of \$679.01 for const. obs./esc. admin. for period from 2/1/91 thru 5/31/91.
3. Hawk Ridge - Voucher No. 42 dated June 10, 1991 in the amount of \$297.33 for const. obs./esc. admin. for period from 12/1/90 thru 6/10/91.
4. Hawk Ridge - Voucher No. 43 dated June 10, 1991 in the amount of \$22,932.07 for reduction of funds per Board of Supervisors approval June 10, 1991.
5. Solar Atmospheres - Voucher No. 6 dated June 10, 1991 in the amount of \$364.42 for const. obs./esc. admin. for period from 5/1/91 thru 6/10/91.
6. Solar Atmospheres - Voucher No. 7 dated June 10, 1991 in the amount of \$42,217.83 for reduction of funds to 10% retainage.

Note: All above releases are bank held accounts.