

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARLY SCHEDULED MEETING
Monday, July 24, 2006
7:30PM**

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:35PM and opened with the Pledge of Allegiance.

Also present were: Richard J. Manfredi, Vice-Chairman
Barbara A. Salvatore, Supervisor
Kenneth B. Bennington, Township Manager
Christopher E. Engelhart, Chief of Police
Francis X. Grabowski, Township Solicitor
C. Robert Wynn, Township Engineer
Lynda S. Seimes, Township Secretary

A. POLICE OFFICER SWEARING IN – Chief Engelhart introduced the newest police officer, James Browne, who will be the 19th member of the Hilltown Police Department. Officer Browne’s actual start date is August 21, 2006, which coincides with his entrance in the Montgomery County Police Academy. Judge Robert Gaffney conducted the swearing in ceremony.

Motion was made by Supervisor Manfredi, seconded by Supervisor Salvatore, and carried unanimously to **adopt Resolution #2006-31, authorizing Officer James Browne to attend basic training through the Municipal Police Officers’ Education and Training Act, Act 120 of 1974, as required by the State of Pennsylvania, for reimbursement of costs incurred.** There was no public comment.

B. ANNOUNCEMENTS: None.

C. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.

D. APPROVALS – Action on the minutes of the June 2, 2006 Special Meeting - Supervisor Salvatore noted the following:

- Pg. 2, second paragraph, Supervisor Salvatore pointed out that the requirement for committee/board reports to be to the Township Secretary by noon on Wednesday prior to the meeting is not a new requirement.
- Page 3, Item #2, second sentence should state, “He suggested that Mrs. Seimes prepare an Excel spreadsheet for every board or commission to be completed **by the Township Secretary** showing each member’s individual attendance record.”

- Page 6, third paragraph, last sentence should state “At the recent Deep Run Little League opening day ceremonies, she and Chairman McIlhinney spoke with members of the Deep Run board, who suggested that signage be placed at the entrance to the Deep Run facility **within the fields at the site.**”
- Page 10, second paragraph, second last sentence, should state, “Supervisor Manfredi suggested that a joint meeting could be held prior to the Supervisors meeting on the second Monday of the month, **as necessary.**”
- Page 10, fourth paragraph, second sentence, should state, “He believes the Township’s Park and Recreation Board should be more active by sponsoring more recreational and cultural activities such as a community day, jazz festival, and other activities for children and **adults** alike.”

Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to approve the minutes of the June 2, 2006 Supervisor’s Special Meeting, as corrected. There was no public comment.

Action on the Bills List dated July 25, 2006 – Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to approve the Bills List dated July 25, 2006, as written. There was no public comment.

E. CONFIRMED APPOINTMENTS:

1. Mr. Chris Canavan – W.B. Homes – Public Sewer Inquiry for White Chimney Farms Subdivision – The Estates at White chimney Farms is a 21-lot subdivision with 20 new lots proposed and one existing dwelling lot, which received conditional preliminary plan approval in late 2004. The site is located near the intersection of Blue School and Schwenkmill Roads. The conditional preliminary plan approval was for the site to be served with public water and on-site septic systems. Marginal soil conditions exist on the site, which would require the execution of long-term Operation and Maintenance Agreements for on-site systems. Mr. Canavan is requesting that the Board consider extending public sewer to serve the development. Currently, twelve of the lots are proposed to be served by elevated sandmound systems, and the remaining nine lots are proposed to be served by AB Systems. Mr. Canavan advised that the sanitary sewer service could be extended from the intersection of South Perkasio and Blooming Glen Roads, via Blue School Road. He envisions a low-pressure sanitary sewer system that would run concurrently with the water extension proposed along Blue School Road.

Supervisor Manfredi noted that the Board has considered the adoption of a Non-Contiguous Open Space Ordinance, which could impact this proposal if the developer was interested in considering that alternative with respect to the Cinnabar Farms site. Mr. Canavan explained that the developer had pursued the idea of non-contiguous open space for Cinnabar Farms and White Chimney Farms for several months, however due to financial constraints, the applicant now intends to move forward with the development of White Chimney Farms. Supervisor Manfredi wished to make it clear that the issue previously raised by the developer to consolidate the Cinnabar Farms and White Chimney Farms site is no longer a consideration for W. B. Homes. Mr. Canavan confirmed that was correct.

Supervisor Salvatore questioned correspondence from W.B. Homes regarding Cinnabar Farms, stating they believe they received direction to use the Hilltown Water and Sewer Authority for extension of public sewer versus East Rockhill Township. Mr. Canavan confirmed that W.B. Homes sent correspondence to the Hilltown Authority, which was copied to the Board of Supervisors. When the applicant received approval to extend public sewer to the Cinnabar Farms site, Mr. Canavan noted that the Board of Supervisors was quite clear that the sewer extension was to be through East Rockhill. He then reviewed the minutes of the April 2006 Hilltown Authority meeting at which time HTWSA directed the staff to request that W. B. Homes consider using the Hilltown Authority facilities, rather than East Rockhill Township, to serve Cinnabar Farms with public sewer. Mr. Canavan then arranged a meeting with the HTWSA staff to discuss the outcome of that meeting. Unless the Board of Supervisors changes its direction, Mr. Canavan intends to follow through on the direction previously given, which is to go through East Rockhill Township to serve Cinnabar Farms with public sewer.

Supervisor Manfredi commented that this issue was before the Supervisors prior to Supervisors McIlhinney and Salvatore being members of the Board, at which time the applicant was directed to go through East Rockhill Township for sewer service to Cinnabar Farms. Chairman McIlhinney disagreed, stating that he recalls the prior Board directed the applicant to negotiate their agreement through HTWSA for public sewer service to Cinnabar Farms when dealing with East Rockhill Township. Mr. Bennington, who was a member of the Board at that time, believes that the applicant was directed to go through the Hilltown Authority to utilize the tap-in to East Rockhill Township's facilities. Mr. Canavan assured the Board that the applicant did not attempt to circumvent that original direction. He noted that the East Rockhill Manager had contacted him in late 2005 stating that they were close to capacity, and that it would be in W.B. Homes' best interest to secure that capacity immediately. Mr. Jim Groff, Manager of the Hilltown Authority, agreed with Chairman McIlhinney's recollection as to how the developer was directed to proceed.

Mr. Groff commented that the Hilltown Authority has been in litigation with PWTA for approximately 20 years concerning various issues, specifically which Authority is providing sewer treatment within their own municipality. He reminded the Board that the goal is to provide capacity to the site, and fears that if the Hilltown Authority now purchases capacity from another Authority, it could damage negotiations with PWTA. Chairman McIlhinney asked if 23 EDU's are available through the Hilltown Authority. Mr. Groff replied that the HTWSA does have capacity available. Supervisor Manfredi stated that this information was not presented to the Board of Supervisors at the time the request was made and granted. He noted that it was never, at any time, the intent to purchase EDU's from the Hilltown Water and Sewer Authority to serve the Cinnabar Farms site. Chairman McIlhinney recalls that Mr. Dave Nyman, a member of the East Rockhill Board of Supervisors attended that meeting where the Hilltown Supervisors granted authorization to extend the public sewer. At that meeting, Mr. Nyman advised the Board that East Rockhill had more than sufficient capacity to serve the Cinnabar Farms site. Therefore, East Rockhill Township's claim to Mr. Canavan that capacity was limited is unacceptable to Chairman McIlhinney, particularly since the HTWSA has more than enough capacity available. Lengthy discussion took place. Since this is a matter of litigation, Solicitor Grabowski suggested that this issue be discussed in Executive Session.

***8:06PM – Chairman McIlhinney recessed the July 24, 2006 Board of Supervisors meeting in order to enter into Executive Session to discuss legal matters.**

***8:25PM – Chairman McIlhinney reconvened the July 24, 2006 Board of Supervisors meeting.**

The Board of Supervisors agreed to consider Mr. Canavan's request to extend public sewer to serve the White Chimney Farms site within the next 30 days, and will provide the applicant with their decision at their August meeting. Mr. Canavan will be meeting with Mr. Groff tomorrow regarding the Cinnabar Farms site, and asked if it would be appropriate to provide Mr. Groff with a sense of the applicant's plans for the White Chimney site so that he may provide feedback to the Board of Supervisors if necessary. The Board was agreeable.

***8:26PM – Chairman McIlhinney recessed the regularly scheduled meeting of July 25, 2006 to enter into an advertised Public Hearing to consider an Ordinance establishing sex offender residency restrictions.**

Solicitor Grabowski advised that the proposed Ordinance was advertised in the Doylestown Intelligencer on July 14, 2006, and a Proof of Publication is on file at the Township office. The Ordinance requires that sexually violent predators must be precluded from residency within a 1,500 ft. radius from certain facilities, including child

care centers, schools, open space owned, regulated, or maintained by the Township, community centers, public parks and recreation facilities that are owned or operated by the Township or any other governmental agency including the Pennridge School District, the County of Bucks, and the Commonwealth of Pennsylvania. Discussion took place.

Public Comment: None.

Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to **adopt Ordinance #2006-5, Sex Offender Residency Ordinance**. There was no public comment.

***Chairman McIlhinney adjourned the advertised Public Hearing and reconvened the regularly scheduled Board of Supervisors meeting at 8:30PM.**

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

1. Ashland Meadows – Drainage and Retention Basin Easement and Municipal Access Agreement – Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to approve the Drainage and Retention Basin Easement and Municipal Access Agreement for the Ashland Meadows Subdivision. There was no public comment.

2. Equestrian Court – Deed of Dedication of Internal Roads and Acceptance Resolution – Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to **adopt resolution #2006-32, Accepting Deed of Dedication of Internal Roadways for the Equestrian Court Subdivision;** and to **adopt Resolution #2006-33, accepting Public Purpose of the Internal Roadways within the Equestrian Court Subdivision**. There was no public comment.

3. Summer Lea – Deed of Dedication of Internal Roads, Acceptance Resolution, Public Purpose Resolution, and Acceptance Resolution of Open Space 1A – Motion was made by Supervisor Manfredi, seconded by Supervisor Salvadore, and carried unanimously to **adopt Resolution #2006-34, Accepting Deed of Dedication of Internal Roadways of the Summer Lea Subdivision;** and to **adopt Resolution #2006-35, accepting Public Purpose of the Internal Roadways within the Summer Lea Subdivision;** and to **adopt Resolution #2006-36, accepting Open Space 1A in the Summer Lea Subdivision**. There was no public comment.

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

1. RVC Land Development (Preliminary) – Mr. Patrick Cox, the applicant's engineer, and Mr. Dick Coluccio, the applicant, were in attendance to present the plan.

The proposed office building located on Rt. 313 within the Planned Commercial-2 Zoning District was recommended for preliminary approval by the Planning Commission, conditional upon completion of all outstanding items as contained within the March 13, 2006 engineering review, with the following noted:

- Parking requirement information included on the plan must be revised that one space is required per 200 sq. ft. of office floor area.
- Waivers requested by the applicant as contained within Items 2.A through F of the March 13, 2006 engineering review were recommended for approval. Item 2.D regarding a waiver of parking within 20 ft. of an outside wall of a non-residential building was unanimously recommended for approval subject to the applicant providing written verification of acceptance from the Dublin Fire Company prior to final plan approval. Waivers requested of cartway widening, curb, and sidewalk (Item 2.F of the engineering review) were recommended for approval subject to the applicant contributing a fee in-lieu-of street improvements in an amount equal to the cost of required improvements along the frontage of the site to be deposited in Township Capital Improvement Fund.
- Additional renderings of the proposed building must be submitted during final plan review for resolution of Section 160-23.D of the Zoning Ordinance (refer Item #5 of the engineering review).

Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to grant conditional preliminary plan approval to the RVC Land Development Plan, pending completion of all outstanding items as noted in the March 13, 2006 engineering review, and additional conditions as noted above. There was no public comment.

2. Gitlin/Johnson Subdivision (Final) – Mr. William Benner, the applicant's legal counsel, and Mr. Scott Guidos, the applicant's engineer, were in attendance to present the plan. The Planning Commission recommended final plan approval (by a 4:2 vote, with Mr. Kulesza and Mr. Beatrice voting no due to the public sewer extension) conditioned upon completion of all outstanding items as noted in the June 30, 2006 engineering review and resolution of public sewer issues in a manner satisfactory to the Board of Supervisors. The June 23, 2006 letter from the Hilltown Township Water and Sewer Authority concerning availability of public sewer capacity to serve the site was discussed as well.

Motion was made by Supervisor Manfredi, seconded by Supervisor Salvadore, and carried unanimously to grant conditional final plan approval to the Gitlin/Johnson

Subdivision, subject to completion of all outstanding items in Mr. Wynn's engineering review dated June 30, 2006, and conditioned upon the sewer conveyance and collection as detailed by the HTWSA and Mr. Wynn be approved for extension; and that the trench restoration be permitted at the off-site location to the satisfaction of the Township Engineer and Public Works Director, in accordance with the design of the HTWSA. There was no public comment.

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

1. Fedele Tract Subdivision (Incomplete Improvements) – Mr. Wynn's correspondence dated July 17, 2006 regarding the site status was discussed. Public improvements required to be completed by November 2005 still remain incomplete, and there appears to be no resolve by the developer to address stormwater issues that continue at the site. This matter has been included on the agenda for consideration of possible default due to non-compliance with the timeframe for completion of required improvements pursuant to the Development/Financial Security Agreement executed between Mr. Fedele and Mr. Forino and the Township on November 17, 2005. This Agreement required improvements to be completed by November 17, 2005. At a previous meeting, Mr. George Ditter, the applicant's legal counsel, discussed miscellaneous items remaining to be completed on site. After lengthy discussion as noted within the Supervisor's meeting minutes of November 28, 2005, a motion was approved to allow Mr. Fedele and Mr. Forino "one week to submit a recommended timeline for completion of all outstanding items as noted within the August 9, 2005 punchlist to Mr. Wynn's satisfaction and with a caveat that if Mr. Wynn determines that the accomplishment of outstanding items is not being completed to the Township's satisfaction, the matter of default will once again be considered by the Supervisors." Correspondence dated December 2, 2005 from Mr. Ditter advised of their timeframe for completion of remaining punchlist items and indicated all construction items would be completed within one or two weeks. Subsequently, cold weather and snow in early December of 2005 caused Mr. Wynn to advise the applicants that construction of the path, particularly the paving, as well as stabilization of the site in lawn could not occur until weather improved. Once spring weather conditions improved, work again commenced in the beginning of April 2006.

Mr. Wynn noted that no significant work was accomplished within the past seven weeks. He presented a copy of the June 19, 2006 punchlist that had been provided to the applicant, along with response correspondence dated July 7, 2006, which was received by Mr. Wynn on July 17th. Mr. Wynn presented photographs of the site, and noted that the applicants have also not fulfilled their agreement on reimbursement for engineering costs. Lengthy discussion took place.

Motion was made by Supervisor Salvatore, seconded by Supervisor Manfredi, and carried unanimously to declare the Fedele Tract Subdivision in default due to non-compliance with the timeframe for completion of required improvements pursuant to the Development and Financial Security Agreements executed between Mr. Fedele and Mr. Forino and the Township on November 17, 2005; and to take the appropriate legal action to secure the necessary funds to complete the project; and to authorize the Township Engineer, Solicitor and Manager to take whatever action is necessary to effectuate payment and compliance with all Township Ordinances. There was no public comment.

2. Village at Dorchester (Dedication Request) – W.B. Homes, Inc. requests an extension until October 31, 2006 to complete miscellaneous items, most of which are stabilization/landscaping that cannot be accomplished at this time, and authorization to commence the 18-month maintenance period for public improvements. A check in the amount of \$20,000.00 has been received to provide cash escrow funds to guarantee that the stabilization items will be completed.

Motion was made by Supervisor Salvatore, and seconded by Supervisor Manfredi to accept the extension until October 31, 2006; to accept completion and commencement of the 18-month maintenance period for the Village at Dorchester Subdivision, while acknowledging the \$20,000.00 cash escrow to guarantee completion of outstanding maintenance and stabilization items, and to provide additional security in the amount of \$206,807.76 to guarantee any repairs that might be necessary to those required improvements over the next 18-months; and to direct the Township Solicitor to review and approve the required maintenance bond.

Public Comment:

1. Ms. Jean Vandergrift of 219 Dorchester Drive, Vice-President of the Homeowner's Association, expressed concern with deterioration of the walking path, presenting photographs showing damages to the path that occurred due to recent storms. Mr. Wynn will inspect the walking path.

There was no further public comment. Motion passed unanimously.

3. Equestrian Court Subdivision (Dedication Request) – Motion was made by Supervisor Salvatore, seconded by Supervisor Manfredi, and carried unanimously to accept dedication of the Equestrian Court Subdivision and commencement of the 18-month maintenance period as noted above, and as specified in the June 27, 2006 correspondence from Mr. Wynn to M & N Homes, L.P. There was no public comment.

4. Resolution for Traffic Signal Installation (Rt. 152/Hilltown Pike – Southern Intersection) – Motion was made by Supervisor Salvatore, seconded by

Supervisor Manfredi, and carried unanimously to **adopt Resolution #2006-37 for PennDot Traffic Signal Installation Permit Application for the Rt. 152/Hilltown Pike (Southern Intersection)**. There was no public comment.

I. OLD BUSINESS –

1. Award Bid #2006-6 – Loose Rubber Playground Surface Materials; Bid #2006-7 – Super Pave, and Bid #2006-8 – Installation of Bituminous Seal Coat with E-3M – Bid #2006-6 – Loose Rubber Playground Surface Materials:

a) Coastal Scapes II, Virginia Beach, VA
Bid Price: (\$800.00/ton) – Total: \$26,400.00

b) Martin Tire Operations, Sturgis, KY
**Invalid Bid – Price does not include installation, therefore does not meet bid specifications to provide installation.

Bid #2006-7 – Super Pave

a) H & K Materials, Chalfont, PA

1000 Tons 9.5 mm PG-22 SRL-H	\$45.01/ton	\$45,020.00
250 Tons 19 mm PC 64-22 SRL-H	\$42.40/ton	\$10,600.00
100 Tons 25 mm PG 64-22 SRL-H	\$39.09/ton	\$ 3,909.00
Total:		\$59,529.00

b) Glasgow Inc., Glenside, PA

1000 Tons 9.5 mm PG 64-22 SRL-H	\$47.25/ton	\$47,250.00
250 Tons 19 mm PG 64-22 SRL-H	\$43.70/ton	\$10,925.00
100 Tons 25 mm PG 64-22 SRL-H	\$39.55/ton	\$ 3,955.00
Total:		\$62,130.00

Bid #2006-8 – Installation of Bituminous Seal Coat with E-3M

a) Asphalt Maintenance Solutions LLC, Center Valley, PA
53,000 sq. yds. Bituminous Seal Coat Total: \$62,540.00

Motion was made by Supervisor Salvatore, seconded by Supervisor Manfredi, and carried unanimously to award Bid #2006-6 for Loose Rubber Playground Surface Materials to Coastal Scapes II of Virginia Beach, VA in the amount of \$26,400.00; to award Bid #2006-7 for Super Pave to H & K Materials of Chalfont, PA in the amount of \$59,529.00, and to award Bid #2006-8 for the Installation of Bituminous Seal Coat with E-3M to Asphalt Maintenance Solutions of Center Valley, PA in the amount of \$62,540.00. There was no public comment.

Supervisor Salvadore suggested that funds be allocated to purchase loose rubber playground surface materials for the Blooming Glen Playground in the 2007 Budget.

J. NEW BUSINESS –

1. Since a majority of the Park and Recreation Board members will be on vacation the week of their regularly scheduled meeting of August 10th, they are requesting authorization to change their meeting date to August 17th and to advertise same.

Motion was made by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously to authorize the advertisement of the change in meeting dates for the Park and Recreation Board as noted above. There was no public comment.

2. Mr. Robert Knauff of 22 Paige Trail, president of the Hilltown Chase Homeowner's Association requested Board consideration of fencing the pond in the open space to assist residents with the problems being created by a large Canadian goose population. When Chairman McIlhinney visited the site last week, many members of the Homeowner's Association appeared to express a great deal of interest in taking ownership of that open space area including the pond. Mr. Knauff did not get that sense, however it is an option and he will discuss it with the Homeowner's Association Board. Mr. Knauff believes that fencing the pond would be a quick, easy, and relatively inexpensive solution. Discussion took place.

Motion was made by Supervisor Manfredi, and seconded by Supervisor Salvadore, to authorize the Township Solicitor to initiate and execute an agreement for the Board's consideration, if he should receive a letter indicating an affirmative vote by a majority of the Hilltown Chase Homeowner's Association to take over maintenance and operation of the open space area in a manner approved by the Township Solicitor and Engineer. Prior to a vote, discussion took place.

If a lease option is to be pursued, Solicitor Grabowski believes that the Homeowner's Association should provide insurance coverage in a reasonable amount to the Township as the property owner. Further, Solicitor Grabowski advised that leasing of the property by a unit of government to a private corporation, even one that is non-profit, might negate the property's exemption status for real estate taxes. If the Homeowner's Association is not inclined to lease the property from the Township, Mr. Knauff asked if the Township would consider fencing the pond. Chairman McIlhinney suggested that the Homeowner's Association make a donation to the Township for installation of a fence. Mr. Wynn referred to a publication that offers different methods to address goose nuisance problems, several of which have seen some success, such as the installation of a single wire around the water pond itself.

Public Comment:

1. Ms. Alice Lintgen of 48 Paige Trail expressed concern with what the Hilltown Chase Homeowner's Association liability would be if they were to agree to lease that open space.
2. Ms. Sandy Williamson of Mill Road suggested that the Hilltown Chase Homeowner's Association contact the Open Space Committee for suggestions for dealing with the goose nuisance problems. She is concerned that if the open space is leased to the Association, there will be greater temptation to mow the grass around the pond, which in her opinion would create even more of a problem. Ms. Williamson recommended that the grass immediately surrounding the pond be permitted to grow tall, which is known to deter geese and also suggested that border collies are very effective for this type of nuisance problem.

Motion passed unanimously. There was no further public comment.

K. SUPERVISOR'S COMMENTS:

1. Supervisor Manfredi noted that there is a provision in the SALDO, which requires subdivision/land development applications to be submitted in digital format. If that requirement is not adhered to, he suggested that the submission be considered administratively incomplete, and that the plan should be removed from any agenda until the requirement has been met. Discussion took place.
2. Supervisor Manfredi asked the status of the Hilltown Ridge stormwater concerns. Mr. Wynn noted that correspondence has been sent to the developer and the affected property owners, and that progress is being made.
3. Supervisor Salvadore has been asked by several citizens for the Board consider a tax freeze for individuals who preserve land, a system that is currently in place in several surrounding municipalities. Supervisor Manfredi would be interested in investigating the fiscal impact of such a proposal. Supervisor Salvadore believes that this issue should be placed on a future agenda once the pertinent fiscal data has been gathered. Discussion took place.
4. Supervisor Manfredi requested that sufficient funds be appropriated in the 2007 budget for the advertising costs for change of meeting dates, and with that, Mr. Bennington would be permitted to advertise any additional meetings without seeking authorization from the Board at a public meeting. Supervisors Salvadore and McIlhinney agreed.

L. PUBLIC COMMENT:

1. Mrs. Eleanor Cobb of Rickert Road appreciated Supervisor Salvadore's suggestion for consideration of a tax break for those individuals who preserve open space. A recent newspaper article confirms that West Rockhill Township purchased 85 acres for \$55,000.00 by taking advantage of different trusts and grants through the State of Pennsylvania. She stated that there are many resources for the purchase of open space that could be utilized if a committee was developed to investigate.

Mrs. Cobb asked the Supervisors to refrain from using acronyms that are not easily understood and identified by the general public.

Mrs. Cobb requested that the proposed subdivision map maintained by the Township be updated to include more recent developments.

2. Mr. Henry Rosenberger of Rt. 113 thanked the Police Department for utilizing the speed boards along Rt. 113 near the village of Blooming Glen. He and other area farmers often travel that road on tractors or other farm equipment, which has become very dangerous. Mr. Rosenberger supports any type of traffic calming, and suggested that agricultural equipment warning signs be erected along Rt. 113 near Blooming Glen. Mr. Bennington will contact PennDot regarding the signs.

3. Mr. Charles Gambino of 1 Pinewood Lane called for the immediate termination of Mr. Lupinacci as Hilltown Township Zoning Officer. Mr. Gambino expressed his displeasure that Mr. Lupinacci had not rescinded the fence permit issued to his neighbor in error, did not enforce the Zoning Ordinance requirements to remove the fence, and then did not attend the Zoning Hearing where Mr. Gambino's neighbor applied for a variance. He feels this shows total incompetence and disrespect for the Zoning Hearing Board members, the attorneys and the neighbors who were present at that hearing. Mr. Gambino further believes that Mr. Bennington should be suspended without pay for not knowing what the job requirements are for the individuals working under his supervision and for not directing Mr. Lupinacci to attend the Zoning Hearing. In a meeting with Mr. Bennington the day following the Zoning Hearing, Mr. Gambino was told that it was his responsibility to subpoena Mr. Lupinacci to attend the Zoning Hearing. However, Mr. Gambino then spoke to the Zoning Hearing Board Solicitor, who stated that was not the case. Further, Mr. Gambino noted that he was denied a Confirmed Appointment on this agenda because "the matter did not meet the Board of Supervisor's definition of a Confirmed Appointment." He reminded the Board that they represent all Hilltown Township residents and he resented the fact that certain individuals appear to be entitled to rights that others are not.

Supervisor Manfredi had no comment whatsoever with respect to the personnel issues that Mr. Gambino brought to light. While Mr. Gambino's request for an agenda item did not meet the Board's standards for scheduling a Confirmed Appointment, Supervisor Manfredi noted that the Board does provide for sufficient public comment at all meetings. Mr. Gambino wondered what avenue is available to him to express complaints regarding members of the Township staff. Chairman McIlhinney explained that Mr. Gambino was not granted a Confirmed Appointment on this agenda because there is no action the Supervisors can take with regard to any decision made by the Zoning Hearing Board. He further noted that Mr. Gambino's concerns with respect to the Township staff are personnel issues that would be addressed in Executive Session.

4. Mr. Hans Sumpf of 9 Beverly Road stated that the Public Comment timing rules were not properly enforced for all individuals this evening.

5. Mr. Jim Groff of 1331 Fairhill Road, who is the parent of three children under the age of 12, thanked the Board for adopting the Sex Offender Residency Ordinance.

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

N. ADJOURNMENT: Upon motion by Supervisor Salvadore, seconded by Supervisor Manfredi, and carried unanimously, the July 24, 2006 Hilltown Township Board of Supervisors meeting was adjourned at 10:00PM.

Respectfully submitted,

Lynda Seimes
Township Secretary

(*These minutes should not be considered official until voted upon at a public meeting).