

**HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARLY SCHEDULED MEETING
Tuesday, May 28, 2013**

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 will be meeting in Executive Session during and following this meeting to discuss legal matters.

2) A Public Hearing will be held at 7:15PM this evening to consider the adoption of an Ordinance amending Chapter 160 of the Zoning Ordinance to add a new use of Correctional Facility and Group Institution and to amend the Heavy Industrial Zoning District to allow for said use as a permitted use by Special Exception; to amend requirements for nurseries, mobile homes, communication towers and cellular telecommunications facilities and fences and terraces in yards for compliance with the Federal Fair Housing Act; and to delete use B2 Mobile Home.

3) Chairperson Salvadore provided information regarding PennDot's new Yellow Dot Program and Emergency Contact Information Program aimed at saving lives; all of which will be posted on the Township website.

4) The annual Memorial Day Service held at the Civic Park yesterday and was well attended. Chairperson Salvadore commended the bugle player for the moving tribute he provided.

B. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.

C. CONSENT AGENDA:

- Minutes of the May 13, 2013 Supervisor's Meeting
- Bills List dated May 29, 2013

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

1) Our Lady of Sacred Heart Church -- Road Frontage Easement Resolution – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to **adopt Resolution #2013-17, accepting the Road Frontage Easement for Our Lady of Sacred Heart Church.** There was no public comment.

2) TD Bank Land Development Agreement, Financial Security Agreement, and Stormwater Maintenance and Monitoring Agreement – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to accept and approve the TD Bank Land Development Agreement, Financial Security Agreement and Stormwater Maintenance and Monitoring Agreement. There was no public comment.

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

1) Rosenthal Zoning Petition (Map Revision) – Mr. Wally Rosenthal, the applicant was in attendance. The Planning Commission unanimously recommended approval of the zoning map revision. Mr. Wynn's engineering review dated May 10, 2013 and the Bucks County Planning Commission review dated May 1, 2013 were discussed.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to authorize advertisement of the adoption of a Zoning Ordinance map amendment for Public Hearing for the Rosenthal property as noted in Mr. Wynn's May 10, 2013 review. There was no public comment.

2) Kirk Tract Subdivision (Preliminary Plan) – The Water Monitoring Network was recommended for approval by the Planning Commission with the addition of one well on Skunkhollow Road. No action is required.

3) Ciocca Faulkner Ford Land Development Waiver Request – The Planning Commission unanimously recommended waiver of land development plan submission noting that the applicant will replace the four trees referenced in the engineering review dated May 13, 2013, and satisfactorily address all other review comments.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to grant waiver of land development plan submission to Ciocca Faulkner Ford, pending satisfactory completion of all outstanding items as noted in the May 13, 2013 engineering review. There was no public comment.

4) Waste Management Land Development Waiver Request -- The Planning Commission unanimously recommends waiver of land development plan submission conditional upon resolution of items contained in the engineering review dated May 10, 2013.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to grant waiver of land development plan submission to the Waste Management Land Development project, pending satisfactory completion of all outstanding items as noted in the May 10, 2013 engineering review. There was no public comment.

5) Enterprise Rent-A-Car Land Development Waiver Request -- The Planning Commission unanimously recommends waiver of land development plan submission conditional upon resolution of items contained in the engineering review dated May 10, 2013.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to grant waiver of land development plan submission for the Enterprise Rent-A-Car project, pending satisfactory completion of all outstanding items as noted in the May 10, 2013 engineering review. There was no public comment.

F. ADVERTISED PUBLIC HEARING -- The regularly scheduled meeting of the Hilltown Township Board of Supervisors of Tuesday, May 28, 2013 was recessed at 7:20PM in order to enter into an advertised Public Hearing to consider the adoption of an Ordinance amending Chapter 160 of the Zoning Ordinance to add a new use of Correctional Facility and Group Institution and to amend requirements for nurseries, mobile homes, communication towers and cellular telecommunications facilities and fences and terraces in yards for compliance with the Federal Fair Housing Act; and also to delete use B2 Mobile Home.

The proposed Ordinance Amendment was appropriately advertised in the Doylestown Intelligencer on May 3rd and May 10th. Mr. Wynn provided a brief summary of the specific Ordinance amendments.

Public Comment: None.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to **adopt Ordinance #2013-2, amending Chapter 160 of the Zoning Ordinance to add a new use of Correctional Facility and Group Institution and to amend requirements for nurseries, mobile homes, communication towers and cellular telecommunications facilities and fences and terraces in yards for compliance with the Federal Fair Housing Act; and also to delete use B2 Mobile Home**, as noted above. There was no public comment.

****The advertised Public Hearing was adjourned, and the regular meeting of the Hilltown Township Board of Supervisors was reconvened at 7:29PM.**

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

1) Bid Award – Conestoga Way Improvements (Bid #2013-2) - Bids were opened on May 20th with the following results:

- Blooming Glen Contractors, Inc.	\$ 88,439.10
- GoreCon, Inc.	\$107,518.82
- Haines Paving and Landscape, Inc.	\$118,644.00
- Floyd G. Hersh, Inc.	\$127,530.00

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to award Bid #2013-2 for Conestoga Way Improvements to Blooming Glen Contractors, Inc. in the amount of \$88,439.10. There was no public comment.

2) Penn Foundation Subdivision – Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to not accept completion of the 18-month maintenance period for the Penn Foundation Subdivision, noting the outstanding items as contained within the May 22, 2013 punchlist prepared by Mr. Wynn. There was no public comment.

3) Hilltown Walk Subdivision – Open Space D – Mr. Wynn explained that it has come to his attention that proposed Open Space D designated to be owned by the HOA abuts. Open Space D, and includes the walking path from Silverdale Borough office and park through Township property to Rt. 152. Open Space C was previously approved for Township ownership by a majority of the Board of Supervisors. Discussion took place.

Motion was made by Supervisor Groff and seconded by Chairperson Salvadore to designate Township ownership of proposed Open Space D for the Hilltown Walk Subdivision. Supervisor McIlhinney was opposed. Motion carried: 2:1. There was no public comment.

G. UNFINISHED BUSINESS:

1) Municipal Building Roof Replacement Bid - **At 7:38PM, the Board of Supervisors entered into Executive Session to discuss potential litigation with respect to the Roof Replacement Bid.

**At 7:49PM, the regularly scheduled meeting of the Board of Supervisors was reconvened.

Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to reject all bids originally submitted for the Municipal Building Roof Replacement Project, and to authorize re-bidding process for the Municipal Building Roof Replacement Project. There was no public comment.

H. NEW BUSINESS:

1) H&K Quarry Request for Extension of Hours of Operation – June 2013 - Motion was made by Supervisor McIlhinney, seconded by Supervisor Groff, and carried unanimously to authorize the extension of hours of operation from 6:30PM to 6:30AM Monday through Saturday for the month of June for H&K Quarry. There was no public comment.

2) FEMA – Adoption of Resolution “Designation of Agent” for Disaster Relief for Superstorm Sandy - Motion was made by Supervisor Groff, seconded by Supervisor McIlhinney, and carried unanimously to **adopt Resolution #2013-18, designating Township Manager Richard Schnaedter as the authorized agent for Hilltown Township for execution of all forms and documentation for the purpose of obtaining financial assistance through PEMA as a result of Super Storm Sandy.** There was no public comment.

I. SUPERVISOR’S COMMENTS:

1) Supervisor McIlhinney referred to a newspaper article in the May 22, 2013 edition of the Intelligencer in the “Political Analysis,” which stated “Salvadore and her fellow Supervisors raised municipal real estate taxes nearly 30% in 2011.” Supervisor McIlhinney wished to make it clear that he did not vote to raise taxes in 2011; it was Supervisors Salvadore and Groff who did. Chairperson Salvadore asked if Supervisor McIlhinney had contacted the Intelligencer to notify them of the error, and he replied that he had not, and that he just wanted it to be known by those in attendance.

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 May 28, 2013 Hilltown Township Board of Supervisors meeting was adjourned at 7:55 PM.

Respectfully submitted,

Lynda S. Seimes

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).