

**MINUTES OF THE
THE EAST ROCKHILL TOWNSHIP
BOARD OF SUPERVISORS**

August 21, 2007

The Regular Meeting of the East Rockhill Township Board of Supervisors was called to order at 7:00 p.m. by Chairman Gary Volovnik, who led the Salute to the American Flag. Also present were Vice Supervisor John Cressman, Solicitors John B. Rice, Esquire and Patrick Armstrong, Esq., Engineer C. Robert Wynn, P.E., and members of the press and public.

Item #1 Approval of Minutes

On motion by Mr. Nyman, **seconded** by Mr. Cressman, the minutes of July 17, 2007 were approved **unanimously**.

Item #2 Payment of Bills

Mr. Nyman **moved** to approve payment of the bills list dated July 17, 2007 totaling \$187,954.72 and advance the Treasurer funds for utilities and payroll, **seconded** by Mr. Cressman and **approved 3-0**.

Public Comment I - None

Item #3 Manager's Report:

Additional Road Projects: Mrs. Klepfer asked the Board to approve two additional road projects for the 2007 schedule. She and Public Works Director Steve Funk are recommending the addition of Schwenkmill from Branch Road to Fifth Street (\$17,000) and Blooming Glen from the Township line with Hilltown to Branch Road (\$12,000). Both projects would be paid for with Liquid Fuels Funds. By **motion** of Mr. Nyman and **second** by Mr. Cressman the additional road projects **were approved unanimously**.

CDGB Grant Proposal: Mrs. Klepfer asked the Board for their consent to move forward with apply to the Bucks County Community Development Block Grant program for funds to fire proof Sheard's Mill Covered Bridge. The Board was in favor of trying to leverage CDBG funds. Mrs. Klepfer will move forward with preparing the application.

Re-application to DCED Grant- David Nyman **moved** to adopt Resolution No. 2007-14 to authorize Mrs. Klepfer to re-submit an application for DCED funding for new software. The motion was **seconded** by John Cressman and **approved unanimously**.

2007 DCED Grant Awarded – By **motion** of John Cressman and **second** by David Nyman the Board **unanimously approved** authorization for Mr.

Volovnik and Mrs. Klepfer to execute the grant contract documents to receive \$5,000 towards the purchase of a new mower.

2008 MMO: By **motion** of David Nyman and **second** by John Cressman the Board **unanimously adopted** Resolution No. 2007-15, approving the 2008 MMO totaling \$49,210.00.

By **motion** of David Nyman and **second** by John Cressman the Manager's Report was **unanimously approved**.

Item #4: Planning Commission Report – Anne Fenley

Mrs. Fenley reported that the Planning Commission recommended the Kratch Plan for approval contingent upon compliance with C. Robert Wynn Associates review letter and with a deed restriction on the lots from further subdivision. The Planning Commission also reviewed the Katz-Petit cost estimates for public improvements.

Mr. Nyman **moved** to approve the Planning Commission Report. Mr. Volovnik **seconded** the motion and it **carried 3-0**.

Item #5 PWTA Report– John Cressman

Mr. Cressman reported that the PWTA is still working on narrowing down how many additional edus will be available to East Rockhill Township. He also reported that the secretary/bookkeeper left for a position with Merck

Mr. Nyman **moved** to approve the PWTA Report. The motion was **seconded** by Mr. Volovnik and **approved 3-0**.

Item #6: Engineer's Report- C. Robert Wynn

1. Mr. Wynn reported that the Creekside Independent Living Land Development Plan was previously recommended for final plan approval by the Planning Commission and that all of the items in the C. Robert Wynn Associate's letter of July 5, 2007 have been, or are in the process of being satisfied. Centennial Drive has been approved by Emergency Services for a street name and a waiver from the planning module requirements has been approved by DEP. The location of the fire hydrants has also been agreed upon with the fire company.

By **motion** of Mr. Nyman, **second** by Mr. Cressman, and a **3-0 vote**, the Creekside Independent Living Land Development Plan was

granted final plan approval, conditioned upon the satisfaction of the Planning Commission's recommendations, approval of the street name and the compliance with all items in the C. Robert Wynn Associates Letter of July 5, 2007.

Mr. Wynn noted for the record receipt of extension of time for the review of the following plans: the Buck Subdivision, the Kratch Subdivision and the Village at East Rockhill Land Development.

Mr. Cressman **moved** to accept the Engineer's Report. Mr. Nyman **seconded** the motion and it **carried 3-0**.

Item #7: Solicitor's Report

Perkasie Borough Authority Conditional Use: Solicitor Rice is working on finalizing the order for Board action at a September meeting.

Solid Waste Management Ordinance: Solicitor Rice presented a Solid Waste Management Ordinance to replace the Township's existing Ordinance. It has been advertised properly, a copy has been sent to the law library and it is ready to be adopted. Mr. Rice summarized the Ordinance and indicated the need for the ordinance is for consistency with Court decisions relating to Interstate Commerce which has led to DEP taking responsibility for licensing and certifying haulers. The Ordinance authorizes the Township to verify that all of the haulers have the appropriate licensing and certifications and the Ordinance also updates the Township's Ordinance for compliance with DEP regulations for Act 101 of 1988 and Act 140 of 2006.

At 7:30 Mr. Rice opened the public hearing and asked if there was any public comment on the Ordinance. Mr. Nietupski asked if the Township planned to continue with its drop-off center. The Board said they do not have any plans to discontinue the present services. Mrs. Klepfer added that a drop-off center for yard waste is required by DEP for municipalities that offer one week collections of leaf and yard waste.

A resident noted that the Ordinance says that residence must have a trash hauler. He asked if this means that he has to have a

trash hauler for his home even if he disposes of his trash at his business. The Board explained that the language in the Ordinance is the language being required by DEP and that is what the Ordinance says.

By **motion** of David Nyman and **second** by John Cressman, Ordinance No. 234 was **adopted unanimously** by the Board of Supervisors.

Fox Hill Default: By **motion** of David Nyman and **second** by John Cressman, the Township Manager was **unanimously authorized** to execute the appropriate certification to seize funds estimated at \$480,086 to get the Fox Hill public improvements completed.

John Cressman **moved** to accept the Solicitor's Report. The motion was **seconded** by David Nyman and **approved 3-0**.

Item #8 Emergency Services Report

The Board reviewed with Chief David Worthington a landing incident at the Pennridge Airport. By **motion** of Mr. Cressman, **seconded** by Mr. Nyman, the Board **voted 3-0** acknowledged receipt of reports from Perkasio, and Dublin fire companies.

Item #9 Other Business

There was none.

Public Comment II

Mr. Jim Nietupski noted that the Board is going after the money for the public improvements for Fox Hill and asked what would be done about the house that was started. The Board said that the disposition of the property and project is a civil matter and the Township's concern is the completion of the public improvements.

Item #11: On **motion** by Mr. Nyman, **seconded** by Mr. Cressman, the Board adjourned at 7:50 P.M. to Executive Session. With no additional comment, **all voted in favor**.

The Regular Meeting was re-opened at 8:00 PM by motion of John Cressman and second by Gary Volovnik.

David Nyman **moved** to approve an agreement to transfer a conservation easement from five acres on tax map 12-9-166 and 12-9-167 to 37 acres on TM #12-9-93. The motion was **seconded** by John Cressman and **approved unanimously**.

The meeting was adjourned at 8:03 PM.

The next Regular Meeting – September 18, 2007, 7:00 PM. .

Respectfully Submitted,

David Nyman
Vice-Chairman

Date Approved