

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

April 21, 2009

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

Item #1: Approval of Minutes

On motion by Mr. Cressman **seconded** by Mr. Volovnik the minutes of March 17, 2009 were approved **unanimously**.

Item #2: Payment of Bills

Mr. Cressman **moved** to approve payment of the bills list as April 21, 2009 totaling \$224,851.14. The motion was **seconded** by Mr. Volovnik and **approved 3-0**.

Public Comment I:

Mr. and Mrs. Parker from 11 Hillendale Road spoke to the Board about their concerns about outdoor burning. The Parkers indicated that they both have respiratory health problems and are adversely affected by smoke. Their problem is that their neighbor has an outdoor fire pit and has been burning things such as yard waste and garbage. The Board asked Mrs. Klepfer to have Code Enforcement Officer Michael Gardner investigate their complaint and resolve it according to Township Ordinance. The Board advised Mr. and Mrs. Parker that the Township's Solid Waste Ordinance prohibits the burning of garbage and yard waste.

Mr. Walter Brinkman of 1418 Schwenkmill Road was in attendance to ask questions about the draft ATV ordinance currently under review. Mr. Brinkman suggested the Township consider creating its own ATV track/trail that the Township could control and encourage riders to use it. He suggested the trail could be a multi-purpose trail. Mr. Nyman thanked him for his comments and invited him to submit his thoughts on the specific ordinance after he had the chance to read through it.

Item #3: Manager's Report: Anne Klepfer

Fee Schedule Update: By **motion** of Mr. Cressman and **second** by Mr. Volovnik the Board **unanimously** voted to adopt **Resolution No. 2009-13** amending the 2009 Fee Schedule and incorporating thirty party inspection program fees.

1920 Ridge Road: The Board of Supervisors agreed that the property had been cleaned up sufficiently and rental payments were made current sufficiently to rescind the eviction notice. Township Solicitor John Rice advised no action was needed to stop the eviction notification process.

Fuel Bids: By **motion** of Mr. Volovnik and **second** by Mr. Cressman, the Board of Supervisors **voted 3-0** to award the 2009-2010 Fuel Bid to Sunoco for Premium Unleaded Gasoline (\$1.7510 per gallon), #2 Heating Oil (\$1.57271 per gallon) and Ultra

Low Sulfur Diesel (\$1.5335 per gallon) in accordance with the Bucks County Consortium 2009 bid results.

Quick Books Software Proposal: By **motion** of Mr. Volovnik and **second** by Mr. Cressman, the Board of Supervisors **unanimously** voted to authorize \$2,550 to be charged to account number 01.407.740 for the purchase of Quick Books Enterprise Solutions software.

Open Space Plan Presentation: Mr. David Sebastian of the Bucks County Planning Commission was present to review the Open Space Plan Update prepared by the Open Space Committee prior to the Board considering it for adoption.

The Township is updating its Open Space Plan in order to qualify for available funding from the Bucks County Open Space Program. The Plan is not advocating any Zoning Changes. The Committee has worked for the past four months on updating the plan and Mr. Sebastian is the consultant assisting the Township. Mr. Sebastian proceeded to summarize the required components of the Plan that are included which include Community and Background, Goals and Objectives, Inventory of Protected Lands, Inventory of Vulnerable Resources, Greenway and Trail Network, Analysis of Resources, Tools and Techniques, Government Organization and an Action Plan. Mr. Sebastian provided a summary of the Open Space preserved or protected in East Rockhill Township to date indicating that the total acreage that has been protected since the original Open Space Plan from 1998 totals 645 acres for a grand total of 1,364.3 acres of preserved or protected land in the Township.

Land Preservation Focus Areas include Natural Areas Inventory Sites, Greenway and Riparian Buffer Corridors and Agricultural Lands. The Township also developed a ranking system to assist them with prioritizing acquisition projects. The Plan also includes an Action Plan that includes continuing its ongoing commitment to land preservation.

Chairman Nyman asked if there were any public comments on the plan. Mr. Nietupski of Route 313 asked if the Board is planning on conducting a historic inventory in the next 2-4 years. Chairman Nyman said that the Open Space's plan language regarding a historic inventory is the same language that is in the Township Comprehensive Plan that was adopted in 2005. Nothing changed.

Mr. Brinkman of 1418 Schwenkmill Road asked if Open Space Preservation programs are common amongst other townships. Mr. Sebastian indicated it is and that Hilltown, Bedminster and West Rockhill all have active programs..

Resolution No. 2009-12: By **motion** of Mr. Cressman and **second** by Mr. Volovnik, the Board **unanimously** voted 3-0 to adopt **Resolution No. 2009-12** adopting the Open Space Plan Update.

Mr. Cressman **moved** to approve the Manager's Report. The motion was **seconded** by Mr. Volovnik and **approved 3-0**.

Item #4: Planning Commission Report: Anne Fenley reported that the Planning Commission reviewed two subdivision/land development applications. First, the Planning Commission recommended final plan approval for the Dr. Walter Buck Subdivision consisting of ten lots on Richlandtown Road. Secondly, the Planning Commission also discussed the Geisert Subdivision Plan for the first time. That project is a five lot subdivision on Blooming Glen Road. There were a number of neighbors at the meeting who are concerned about drainage and the Township Engineer is going to examine the stormwater management.

By **motion** of Mr. Cressman and **seconded** by Mr. Nyman, the Board unanimously approved the Planning Commission report.

Item #5: PWTA Report: Mr. Cressman reported that he has a litigation matter he wants to discuss with the Board in Executive session.

By **motion** of Mr. Volovnik and **seconded** by Mr. Nyman, the PWTA Report was **unanimously approved**.

Item #6 PACC Report: Mr. Nyman reported on projects PACC is working on completing or is participating in. The Water Resource Plan has been sent to DEP for approval.

By **motion** of Mr. Volovnik and **second** by Mr. Cressman, the PACC Report was **unanimously approved**.

Item #7: Engineer's Report: C. Robert Wynn, P.E.

Buck Subdivision, 10 lots, Richlandtown Road: Scott Mease of Mease Engineering and Dr. Walter Buck were present. They agreed to all the conditions outlined in the C. Robert Wynn review letter dated April 2, 2009. Mr. Cressman **moved** to grant final plan approval subject to the C. Robert Wynn review letter dated April 2, 2009 and the execution of Developer's agreement. Mr. Volovnik **seconded** the motion and the motion **carried 3-0**.

Vouchers – By **motion** of Mr. Cressman and **second** by Mr. Volovnik, the Board of Supervisors authorized Voucher #61 for the Pennridge School District in the amount of \$313.10 for construction observation; Pennridge School District Voucher #60 in the amount of \$836 (signs). The motion **carried 3-0**.

Extensions: C. Robert Wynn noted for the minutes that the Township received a notice of withdrawal of the Goepfert Subdivision Plan. That plan is no longer active and the file can be closed.

Rockhill Bridge PennDot Report: Mr. Wynn advised the Board to respond to the PennDot Bridge Inspection Report that gave a first priority rating to suggested repairs to the Rockhill Bridge. The bridge was inspected prior to the failure of the stone parafait which has since fallen into the creek. Mr. Wynn suggested making PennDot aware that the recommended repairs are no longer feasible and inform them of what steps the Township has taken. By **motion** of Mr. Volovnik and **second** by Mr. Cressman the

Board of Supervisors **by 3-0 vote** authorized C. Robert Wynn to respond to the PennDot Bridge Inspection Report on behalf of the Township.

Mr. Cressman **moved** to accept the Township Engineer's Report. Mr. Volovnik **seconded** the motion which **carried 3-0**.

Item #8: Township Solicitor's Report- Patrick Armstrong, Esq.

Ordinance No. 246: An Ordinance Authorizing Participation in An Inter-municipal Agreement for the Purpose of Electric Procurement – Mr. Armstrong noted for the record that this ordinance was properly advertised in the April 14th News Herald and that copies were made available to the News Herald, The Bucks County Law Library and at the Township Office and Website. A public hearing commenced at 7:58 PM. Mr. Brinkman commented that he thinks it's a good idea. The hearing ended at 8:00 PM. By **motion** of Mr. Volovnik and **second** by Mr. Cressman, Ordinance No. 246 was adopted by unanimous vote of **3-0**.

Inter-municipal Agreement: By **motion** of Mr. Cressman and **second** by Mr. Volovnik the Board of Supervisors **voted 3-0** to have the Chairman execute an Inter-municipal agreement for the joint procurement of electricity.

By **motion** of Mr. Cressman and **seconded** by Mr. Volovnik the Solicitor's Report was accepted **unanimously**.

Item #9: Emergency Services Report:

The Board acknowledged monthly reports from Perkasio, Sellersville and Dublin Fire Companies, **by motion** of Mr. Cressman, **seconded** by Mr. Volovnik, **voting 3-0**.

Item #10: Other Business: Mr. Cressman noted that the Pennridge Police Commission meeting is tomorrow night, April 22, 2009 at the Township office.

Mrs. Klepfer noted that she received prior to the meeting a letter requesting a waiver of the \$1,900 Park and Recreation Fee for the Daniel Scholl Subdivision that was previously approved by the Board of Supervisors. By **motion** of Mr. Volovnik and **second** by Mr. Cressman, the Board **3-0** voted to approve the waiver request.

Public Comment II – None.

Item #11: Adjournment:

On motion by Mr. Volovnik, **seconded** by Mr. Cressman, the Board adjourned into an Executive Session to discuss real estate and litigation matters at 8:05 P.M. With no additional comment, **all voted in favor**. The next Regular meeting is May 19, 2009.

Board of Supervisors

April 21, 2009

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Respectfully Submitted,

Anne W. Klepfer, Secretary / Township Manager

Date Approved