

**MIDDLESEX TOWNSHIP
WORKSHOP MEETING
FEBRUARY 26, 2010**

OFFICIALS PRESENT:	SUPERVISORS:	Vic Stabile Don Geistwhite Steve Larson
	SOLICITOR:	Keith Brenneman
	ENGINEER:	Bud Grove - Absent
	POLICE:	Chief Barry Sherman
	ZONING OFFICER:	Mark Carpenter
	MANAGER:	Eileen Gault

Chairman Stabile called the meeting to order at 7:40 am in the Middlesex Township Building

PUBLIC COMMENT: None

LETTER OF RESIGNATION PLANNING COMMISSION: Tracey Gillespie submitted her letter of resignation to the Planning Commission on February 17, 2010. Mr. Stabile asked Mrs. Gault to send a letter thanking Tracey Gillespie for her service on the Planning Commission. On the motion of Mr. Geistwhite, seconded by Mr. Larson, it was unanimously agreed to accept with regret the resignation of Tracey Gillespie.

NEWSLETTER TOPICS – UNITED METHODIST CHURCH: Mr. Brenneman reported that he had received a phone call from Mrs. Jumper, the Township Recreation Director, in regards to the United Methodist Church wanting to advertise in the newsletter regarding a daycare program. Mr. Brenneman felt that this was a decision for the Supervisors to make due to the ramifications. Mr. Stabile thought that at one time there was a policy that if it were a community service being promoted, that they had no problem allowing that in the newsletter. On the motion of Mr. Geistwhite, seconded by Mr. Larson, it was unanimously agreed to authorize messages of community service with regards to health, safety and welfare and in this instance to allow publication of daycare services in the Township Newsletter without promoting any particular business and without advertising their rates.

AUTHORIZATION FOR EXECUTION OF THE CONTRACT BETWEEN MIDDLESEX TOWNSHIP AND YORK WASTE / LEAF COLLECTION DATES: Mr. Brenneman reported that York Waste has submitted the required performance bond, the signed contract and the insurance certificate which is part of the bid specifications and he has confirmed that everything is in order. Mr. Stabile added that he thought the original dates of April 2 & 3 for leaf collection were too early and that the other option of April 22 & 23 would work best. The actual dates were not a part of the contract just the requirement to provide service for leaf collection. On the motion of Mr. Stabile, seconded by Mr. Geistwhite it was unanimously agreed to approve and execute the contract dated February 26, 2010 between York Waste Disposal and Middlesex Township for waste collection services.

DEP RECYCLING GRANT: Originally the Township along with North Middleton had applied for an approximate \$500,000.00 grant. The Township had received official notification from DEP that it was being awarded a Recycling Grant in the amount of \$408,773.00 with the

remaining amount being matched by the Township. Mr. Stabile asked if the remaining amount could be with in kind service. Mr. Sherman stated that it could however; he was concerned that it had been 2 ½ years since he had quoted the costs and there may be a cost increase for materials. It was agreed upon that Mrs. Jumper would be the Project Officer and major contact with DEP. Mr. Sherman will provide assistance with the project. Mr. Stabile wondered how long it would take the state to reimburse township expenditures on the project and if the completion time could be about 6 months instead of 2 years. North Middleton will need to be notified so that they too can look at the agreement since this is a joint effort. Middlesex has an Intermunicipal Agreement with North Middleton that was done in 2008 by Ordinance. No decision will be made at this time. Mr. Stabile asked that this topic is put back on the agenda for the Wednesday, March 3, 2010 meeting.

CABLE FRANCHISE RENEWAL: Mr. Brenneman reported that the franchise agreements vary in length but are typically 10 years. The current one the Township has is 10 years with a 5 year extension, which ends in 2012. Mr. Brenneman stated that the first 6 months within the 3 year time that the contract ends, the cable company gives notice to preserve their rights to procedures of renewal under the Cable Act, if they want to go to formal proceedings to negotiate their contract with the Township. Mr. Stabile stated that his recollection of the franchise agreement was that the Township could charge a fee to Comcast to allow lines in the Township Right of Ways, however; under Federal Law Comcast has the right to directly bill the client for that charge. If the Township were to consider an increase in the fee, Comcast would therefore increase the fee for the residents that use Comcast. Mr. Stabile feels that Comcast gets exclusive rights to Township Right of Ways and pays for nothing. Mr. Brenneman stated that one of the benefits of this process is that the Township could have a public hearing with Comcast to discuss what their plans are for future service, expansion, enhancement and the quality of service that they provide the Township. Mr. Brenneman was requesting the ability to contact Comcast and ask what timetable they would be using for these features. There is technically 6 months to start this process from the date of the Comcast notice in which the Township could investigate certain areas of their enhancements, and the hearing is part of that process. Mr. Stabile agreed that there should be a public hearing so that the public could come in and let Comcast hear what they have to say. No immediate action was required at this time. Mr. Brenneman will get clarification on the six month period and report back.

CUMBERLAND COUNTYWIDE STORMWATER MANAGEMENT PLAN: Mr. Grove was not present but did report on this matter. Mr. Grove reported that Cumberland County has developed a Stormwater Management Ordinance within guidelines provided by DEP. Mr. Grove feels that this doesn't really adequately address stormwater runoff control in Karst Limestone areas in Middlesex and that water infiltration in these areas present unique problems. Mr. Grove also indicates that based upon some methodology in this proposed ordinance he is providing comments to the County about post development rates. Mr. Stabile then stated that Mr. Grove could just report to them the next time he is here. Mr. Carpenter reported that Cumberland County did a study with DEP funding. He stated that they came up with a plan for the whole County then they came up with a model Ordinance and once the County adopts this Ordinance the Townships have 6 months to enact similar Ordinance. Mr. Carpenter stated that Mr. Grove is working on a Stormwater Ordinance for Middlesex Township and may recommend regulations in Karst Limestone areas that may be stricter than the County Ordinance. It will basically be the same Ordinance. Mr. Grove is in the process of reviewing this.

ZONING ORDINANCE AMENDMENTS: Mr. Carpenter reported that the Planning Commission is still working on the Wind Turbine Ordinance. Mr. Grove has some technical comments that the Planning Commission is incorporating with Mr. Brenneman's comments and at the March meeting the Planning Commission should come up with a final draft to send out to the Board in April. Mr. Geistwhite commented that he had spoken to Mr. Grove and asked that he simplify the Ordinance with layman's terms.

EXECUTIVE SESSION: The meeting was adjourned to executive session at 8:50 A.M. for personnel and litigation.

Adjourning from executive session at 9:05 A.M. Mr. Brenneman reported that he and Mr. Carpenter have discussed possible Zoning Ordinance Amendments to regulate location and use of massage establishments. Mr. Brenneman will prepare a draft for future review by the Board.

There being no further business, on the motion of Mr. Stabile, seconded by Mr. Larson, it was unanimously agreed to adjourn the meeting at 9:22 A.M.