

**MIDDLESEX TOWNSHIP
SUPERVISORS MEETING
October 1, 2008**

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

CALL TO ORDER AND PLEDGE TO THE FLAG

Mr. Vic Stabile called the meeting to order at 7:10 PM in the Middlesex Twp Building with Sentinel Reporter, Jeremy Grad leading the pledge to the flag.

PUBLIC COMMENT – Amy Myers, President of Union Fire Company asked the Board to consider increasing their funding to the fire companies that serve the Township. Mr. Stabile asked if the other municipalities were increasing their giving. Ms. Myers stated that other municipalities are considering an increase. Mr. Stabile stated that the Board will look at the budget during the next meeting.

APPROVAL OF MINUTES – Mr. Geistwhite made a motion to accept the minutes of 29 August and 3 September. Mr. Larson seconded the motion and it passed unanimously.

AUTHORIZE PAYMENT OF BILLS – Mr. Geistwhite made a motion to authorize payment of the September Bills per the list.

REPORTS

Solicitor – Mr. Brenneman reported that he had called DEP and his call was returned, but he was out of the office. Mr. Brenneman stated that he will get back to the Board on the burning ban after he talks to them. The Board had authorized Mr. Brenneman to advertise the last Ordinance under Act 39 and it has been done. Mr. Brenneman was working on the Ordinance that deals with the setbacks and the Planning Commission has given the Ordinance more of a progression that evens out the Ordinance. Mr. Stabile would like to have it before the workshop meeting in October. The Planning Commission is taking a consensus of the Zoning Ordinances to see to what extend changes need to be made. Changes that have been made recently at the Planning Commission and to what changes need to be made yet.

Engineer – No report

Police – Mr. Stabile asked Chief Sherman if there was any ticketing of trucks interfering with cars on the highways.

Zoning – Ordered to file

Recreation – Ordered to file. Mr. Stabile wanted to know what is in the Recreation Fund and Fee in Lieu accounts.

Fire/EMC – Ordered to file. Mr. Beam stated that the NIMS Coordinator for the Township. This position is a requirement under Homeland Security and Mr. Darrel Justh has offered to fill this position according to Fire Chief Beam. Mr. Geistwhite made a motion to Appoint Mr. Darrel Justh as NIMS Coordinator for Middlesex Township. Mr. Larson seconded the motion and it passed unanimously.

Municipal Authority – Mr. Geistwhite reported that the MTMA and the Township crews are working on the Army Heritage grounds to put the line in and meet up with where Aaron's is drilling under Route 81 with a 2" test line under the road and didn't hit any rock.

Secretary - None

OLD BUSINESS

Surplus Vehicle Bid Opening – Chief Sherman stated that he recommends that we reject all bids except the Crown Victoria because of the bidding increments. Mr. Geistwhite made a motion to reject all bids on the 85 Blazer and the 74 John Deere and bid them for the next meeting. Mr. Larson seconded the motion and it passed unanimously.

Julie Johnsen Vacant Property – Mr. Stabile asked Chief Sherman if he was able to meet with Julie. Chief Sherman stated that she did not want the garage torn down and she thinks the poll could be repairs. Mr. Stabile asked Julie what she thought about the agreement and she stated that it was too high and was not itemized. Someone recommended that the bid should be itemized and that \$18,000.00 was too high. It should be about \$15,000.00 according to a quote she was given. Mr. Stabile asked her if it was reduced to \$15,000.00 would you sign it. She refused to sign it until her lawyer looked at it. Mr. Geistwhite asked her who her lawyer was. She stated that she is appointed one and will see it on Friday. Mr. Stabile stated that the Township is still willing to reach an agreement with you. Mr. Stabile stated that the Township is still going to move forward on this, even if there is no agreement. Julie stated that her daughter is involved in this and there is something about 90 days. Mr. Stabile stated that the 90 days is once it is executed that the Township will complete the work within 90 days. Julie is concerned about doing the work in the winter. Mr. Stabile told her to talk to her attorney. Julie told the Board that she does not want to drag this out. She asked how to get in contact with Mr. Brenneman the Township's Solicitor.

2009 Township Calendar – Mrs. Justh stated that the dates had been corrected and they were acceptable to the Planning Commission and the Municipal Authority. Mr. Geistwhite made a motion to adopt the 2009 Calendar and authorize having it published.

Leaf Collection – Mr. Stabile informed everyone that York Waste will collect the leaves for \$3,000.00 and the price for disposal has yet to be determined. Mr. Stabile stated how he feels about the requirement of not burning in the Township until we get a composting site. Mrs. Justh explained that if we allow burning of leaves, we are doing nothing to help the air quality in the Township. Mr. Stabile asked what other townships do. Mrs. Justh and Chief Sherman explained that what other townships do. Mr. Stabile is concerned about the cost per load of leaves. Mr. Stabile asked Mrs. Justh to have Mr. Pergolese to call Mr. Geistwhite. Mr. Stabile stated that he is going to repeal the Ordinance and when we get to the point of 10,000 people we will not build a composting site. Mr. Larson suggested that all the trees be cut down and we use artificial trees instead.

NEW BUSINESS

Appointment of Tony DeLuca & Ernest Giovannitti to the Zoning Hearing Board – Mr. Geistwhite made a motion to appoint Mr. Tony DeLuca to fill the unexpired term that will end on January 1, 2009 and to appoint Ernest Giovannitti's to fill a full term that will last until January 1, 2013. Mr. Larson seconded the motion and it passed unanimously.

Velocity Cycles Land Development Waiver – Mr. Carpenter stated that he has a copy of the plan. The company would like to move from Silver Spring Township into Middlesex Township for his cycle sales. Mr. Carpenter stated that it has always been used for retail sales and he would like to make some changes to the façade of the building. Mr. Stabile was concerned about the oil collection. Chris stated that he has a trap for washing the cycles. The Municipal Authority will have them install an oil and water separator according to their regulations. Mr. Stabile stated that he has an aerial on the site. Recovery will be given with the building permit stage. Occupancy permit will require a building permit, because it is a new occupant and a new use. Mr. Carpenter would suggest a reevaluation of the driveway through an HOP application. Mr. Stabile made a motion with respect to the application of Velocity Cycles for the property of 1880 Harrisburg Pike that we accept applicant's letter dated September 29, 2008, with his four page submission attached showing the existing conditions of the building and property and we accept it as a Land Development Plan and we waive all other land development requirements that would be technically necessary because of a change in use. On the condition, that at least as of the time that the certificate of occupancy is issued, that the applicant show an acceptable way to dispose of the wash water in the facility and waste oil separator. Mr. Geistwhite seconded the motion and it passed unanimously. They hope to be in at January 31, 2009.

Resolution 2008-18 Designating West Shore Tax Bureau as Its Collection Agent – Mr. Geistwhite made a motion to adopt Resolution 2008-18. Mr. Larson

seconded the motion and it passed unanimously. Mr. Stabile mentioned how effective the Bureau has been at collecting the funds on behalf of the Township. Mr. Stabile asked Mrs. Justh to write a letter to Al Timko for responsiveness to the Township wishes to express our thanks for the efforts at collecting the funds on behalf of the Township.

Mr. Carpenter stated that the **Trindle Road Sheetz** needs a letter about the right in and right out and the second thing is that they are still waiting for the HOP permit. Mr. Carpenter stated that things are taking so long because of the Chesapeake Bay initiative

Mr. Brenneman stated that the people at **Verizon** will be sending you a contract to review in the near future and we will begin negotiations.

The **Conservation Ordinance comments** from Bob Fisher and the County should go the Planning Commission for review before someone acts upon them. Mr. Geistwhite made a motion and to have the comments go to the Planning Commission for review. The motion was seconded by Mr. Larson and it passed unanimously,

Enforcement action that was taken again **Mr. Thumma** will be to replace his home with a modular home by October 22, 2008, with the work being done by John Gleim. Mr. Carpenter does not feel that action needs to be taken, because they are doing their best to comply.

Mr. Geistwhite spoke about the **trucks coming off the Turnpike** and taking the wrong turn off trying to turn on private property. Mr. Geistwhite called to get a sign placed that directs them to go straight ahead not to go to Carlisle.

Mr. Geistwhite mentioned that we need to issue a citation for **playing in the street at Meadowbrook Farms**. Chief Sherman suggested that by the end of the month, and we will find something about kids in playing in the streets.

At 8:30am the Supervisors adjourned to **Executive Session** that may or may not require action.

At 8:40 the Board returned from **Executive Session** to take action on the termination of Mr. Ron Kepner as Codes Official for the Township with conditions, that he be paid for 2 weeks pay,. And the remainder of his comp. time, with no challenge to the unemployment compensation and a letter of recommendation stating that he was a very good codes official. The Board asked that Mrs. Justh find someone to conduct a class on sexual harassment for the office personnel.

The Board also gave Mrs. Justh the go ahead to lease a new copier for **\$169.00 monthly**, giving out old one to the police department.