

**MIDDLESEX TOWNSHIP
WORKSHOP meeting
December 30, 2009**

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

Chairman Stabile called the meeting to order at 7:31am in the Middlesex Township Building

PUBLIC COMMENT - None

BID OPENING FOR MIDDLESEX TOWNSHIP SOLID WASTE & RECYCLING

CONTRACT – Solicitor Brenneman opened the bids for the Middlesex Township Solid Waste and Recycling Contract. Mr. Brenneman reported the results as follows:

York Waste Option #1 – 1 Clean-up Spring or Fall, Toter \$17.10, per bag is \$2.95

Option #2 – 2 Clean ups Spring & Fall, Toter \$17.24, per bag is \$2.95

Option #3 - 1 Bulk item per week, Toter \$17.10, per bag is \$2.95

Penn Waste Option #1 – 1 Clean-up Spring or Fall, Toter \$19.81, per bag is \$2.95

Option #2 – 2 Clean ups Spring & Fall, Toter \$20.08, per bag is \$2.95

Option #3 - 1 Bulk item per week, Toter \$29.54, per bag is \$2.95

Waste Management Option #1 – No Bid

Option #2 – No Bid

Option #3 - 1 Bulk item per week, Toter \$24.28, per bag is \$2.95

IESI Option #1 – 1 Clean-up Spring or Fall, Toter \$19.72, per bag is \$2.95

Option #2 – No Bid

Option #3 - 1 Bulk item per week, Toter \$19.72, per bag is \$2.95

Interstate Option #1 – 1 Clean-up Spring or Fall, Toter \$14.30, per bag is \$2.95

Option #2 – 2 Clean ups Spring & Fall, Toter \$14.30, per bag is \$2.95

Option #3 – No Bid

Parks Garbage – No Bid

Mr. Stabile asked Mr. Brenneman to check all of the bids for responsiveness and the bids will be considered on January 4th at the Organizational Meeting at 7:00 PM.

QUIDO GROUP AGREEMENT – Mr. Brenneman reported that he has been in contact with the Guido Group and this is an agreement with the Guido Group extending the time period for preliminary plan approval due to the outstanding NPDES permit issue with indemnification protection for the Township. Mr. Stabile asked what would cause us to use this clause. Mr. Brenneman added this because at the original meeting there was some outstanding issues that needed to be resolved and this was added for precautionary measures. Mr. Stabile made a motion to sign the agreement with Guido Group with indemnification for the Township. Mr. Geistwhite seconded the motion and it passed unanimously.

HUMANE SOCIETY CONTRACT – Mr. Brenneman explained that the contract with the Humane Society includes costs for the cats taken there over the last three years and we will no longer be paying for the cats only dogs. If cats and other domestic animals are taken to the Humane Society by residents, they will not be paid for by the township, only cats and domestic animals taken to the Humane Society by township police or township employees will be paid for by the township. Mr. Stabile made a motion to execute the contract today, as recommended by Mr. Brenneman, and approve the contract between the Humane Society of Harrisburg and Middlesex Township in the amount of \$6,424.53 upon the condition that agreement be revised the terms for cats and other domestic animals being dropped off only by employees of the township. Mr. Geistwhite seconded the motion and it passed unanimously.

RESOLUTION 09-15 FOR EMERGENCY SERVICES PROVIDERS – Mr. Geistwhite asked that this service be watched closely for the next 6 months and report anything that the Board needs to know back to Fire Chief Ed Beam. Mrs. Justh was asked to place this on a future agenda for Eileen. Mr. Brenneman reported that both companies received a copy of the resolution and only Cumberland/Goodwill responded. According to Mr. Brenneman, West Shore EMS never responded to the resolution. Mr. Stabile made a motion to authorize Resolution 2009-15 for BLS and ALS services for Middlesex Township through Cumberland/Goodwill and West Shore EMS. Mr. Geistwhite seconded the motion and it passed unanimously.

KEYSTONE ARMS SUBDIVISION AND LAND DEVELOPMENT PLANS – The engineer for Keystone Arms stated that they had been granted a Special Exception for apartments and the setback for the front lots along Harrisburg Pike. This plan is to consolidate 2 lots on either side of the road. Mr. Stabile stated that if they ever wanted to sell the apartments, they would have to sell the building and retain the land or subdivide the lots again. There will be two separate lots according to the plan. After some discussion about the waivers and comments from the township engineer, the Planning Commission, Cumberland County Planning Commission, and the Middlesex Township Municipal Authority. Mr. Carpenter stated that Keystone Arms would be obligated to pay an additional \$18,000.00 for the 24 lots at \$750. per lot for fee in lieu of dedication of recreation land. The developer will be assigning the addresses and it makes it easier for the township according to Mr. Carpenter. Mr. Stabile asked if there were any conditions attached to the Special Exceptions. Mr. Stabile made a motion in connection with the Final Lot Subdivision for Keystone Arms dated 9/28/09 and last revised 12/02/09 to grant the 3 waiver requests of 305, 502c1 and 502c2 as requested by the applicant and noted on the face of the plan. Mr. Geistwhite seconded the motion and passed unanimously. Mr. Stabile made a motion to grant approval of that plan subject to the following conditions, 1. that the applicant satisfy the engineer's comments of 12/28/09, and 2. satisfy the Cumberland County comments of 10/13/09 with reference to the subdivision review under plat 09-161. Mr. Geistwhite seconded the motion and it passed unanimously. Mr. Stabile made another motion in connection to the Final Land Development Plan for Keystone Arms dated 9/28/09 last revised 12/2/09 grant the 4 waivers requested by the applicant of 305, 502c1, 502c2 and 710. Mr. Geistwhite seconded the motion and it passed unanimously. Mr. Stabile made a motion to approve the plan subject to the following conditions, 1. the applicant satisfy the engineers comments of 12/28/09, that the applicant with respect to the township engineer's fourth comment, under Subdivision and Land Development ,provide updated community association documents subject to review and satisfactory form by the township solicitor, 2. satisfy the Cumberland County Planning Commission comments dated 10/13/09 for land development under plat 09-160, 3. that the applicant satisfy the Middlesex Township Municipal Authority comments of 12/28/09 in

particular concerning the water meter vault, and 4. that the applicant pay to the township the amount of \$18,000.00 prior to the 24 units being recorded. Mr. Geistwhite seconded the motion and it passed unanimously.

SHEETZ LEFTHAND TURN SIGNAL ON ARMY HERITAGE DRIVE – Engineer Grove has been in contact with Sheetz and they are willing to do what is warranted. Mr. Carpenter reported what information he has on the subject, but we are still waiting to here from their engineer. Mr. Carpenter reported that since with process was so long in being approved things have changed.

ORDINANCE 8-09 ESTABLISHING STOP INTERSECTIONS AND PROHIBITING PARKING IN THE MEADOWBROOK DEVELOPMENT – Mr. Larson made a motion to adopt Ordinance 8-09 providing for traffic control in Meadowbrook development. Mr. Stabile seconded the motion and it passed unanimously.

ORDINANCE 9-09 ESTABLISHING STOP INTERSECTIONS, TURNING AND ACCESS RESTRICTIONS FOR 1150 HARRISBURG PIKE AND 1402 TRINDLE ROAD - Mr. Geistwhite made a motion to adopt Ordinance 9-09 providing for traffic control Trindle Road Sheetz and Harrisburg Pike Rutter's. Mr. Larson seconded the motion and passed unanimously.

ADOPTION OF THE 2010 BUDGET – Mr. Stabile asked Mrs. Justh what the deposit from the West Shore Tax Bureau was for December. Mr. Stabile stated that this is a difficult situation and after examination of the GF spreadsheet it was realized that we are short \$37,000.00. We don't want to make any changes, but we will review the budget after 6 months. Mr. Stabile has been in contact with Dunn Insurance to see if they could save us some money on our insurance. Mr. Stabile made a motion to adopt the 2010 budget as advertised for a total of \$2,529,971.00 with an increase of .00033 to our current tax for a new tax rate of .00120. Mr. Geistwhite seconded the motion and it passed unanimously.

ORDINANCE 10-09 PROVIDING FOR THE 1.20 MILL RATE OF TAXATION IN MIDDLESEX TOWNSHIP FOR 2010, AND THE FOOT FRONTAGE ASSESSMENT OF STREET LIGHT DISTRICT 1 FOR 2010 AT \$1.12 – Mr. Stabile made a motion to adopt Ordinance 10-09 providing for the 1.20 mil rate of taxation in Middlesex Township for 2010, and the foot frontage assessment of Street Light District. Mr. Geistwhite seconded the motion and it passed unanimously.

RESOLUTION 09-16 ESTABLISHING THE FOOT FRONT ASSESSMENT FOR STREET LIGHT DISTRICT 1 – Mr. Stabile made a motion to adopt resolution 09-16 establishing the foot front assessment for Street Light District 1. Mr. Geistwhite seconded the motion and it passed unanimously.

ORDINANCE 11-09 AMENDING THE "MIDDLESEX TOWNSHIP PRETREATMENT PROGRAM MARCH 1989" AS ADOPTED THROUGH ORDINANCE NO 1-89 – Mr. Brenneman explained that this is a federal requirement for the discharge amounts. Mr. Geistwhite made a motion to adopt Ordinance 11-09 amending the "Middlesex Township Pretreatment Program March 1989". Mr. Larson seconded the motion and it passed unanimously.

RELEASE OF SUNDAY BOULEVARD MAINTENANCE CD – There was discussion on the curbing. The curbing needs to be replaced in the Spring, but the CD is due on 1/18/09. Mr. Brenneman will contact Mr. Pete Ressler and see what the best way is to handle this and place this back on the agenda for Monday night.

POLICE CONTRACT EXTENSION – Mr. Stabile stated that he was very pleased to receive a letter from Mr. Keith Seibert from the Collective Bargaining Unit concerning the police contract with the same increase, not to freeze their salary. Mr. Brenneman will prepare a new contract extension with the same amount of increase and get this back to Mrs. Justh promptly. Mr. Geistwhite thanked the police for their concern for the budget and their willingness to be sensitive to the situation. Mr. Stabile asked the Mr. Brenneman to check the Fair Labor Act.

PMRS LETTER – Mr. Brenneman stated that Police Chief Barry Sherman has been appointed to the PMRS Board. Mr. Brenneman explained to the Board what changes have been made to PMRS. When we have a forfeiture it will go toward the pension account not the individuals accounts for their pension. Mrs. Justh stated that we could be close in the future and we may have forfeit funds back to the state.

ACT 51 Line of Duty death benefit.- Police Chief Sherman reported that this is a new benefit that the State will carry this benefit in the future and we need to watch to see what happens. Mrs. Justh reported that \$4,400.00 for that particular policy.

LETTER OF RESIGNATION – Mary Justh – Mr. Stabile made a motion to accept Mrs. Justh's letter of resignation with the condition that she will train Mrs. Eileen Gault and stay for the audit. Mr. Geistwhite seconded the motion and Mr. Larson made it unanimous.

LETTER FROM CARLISLE BOROUGH – Mr. Stabile requested that Mrs. Justh write a letter stating that we are unable to waive any of the fees that are part of the Treatment Plant, just because we are a partner in ownership through the Middlesex Township Municipal Authority the financial basis is separate and the funds are not interchangeable.

PSATS LETTER – The letter is a statement showing the increase to our unemployment rate. Mr. Stabile asked Mr. Brenneman to look into this letter.

EXECUTIVE SESSION – The meeting was adjourned to executive session at 9:35 am for personnel and litigation. The Board came out of executive session at 11:55 am with a motion from Mr. Stabile authorizing Mr. Brenneman to attend and represent the Board of Supervisors at the Zoning Hearing Board on 1/13/10 for the Special Exception #09-3 Ahn Lee massage location at 1215 Harrisburg Pike for purposes of requesting reasonable conditions be imposed in the event the special exception use was approved. Mr. Larson seconded the motion and it passed with a vote of 2 – 0. Mr. Geistwhite had to leave the meeting early.

The meeting was adjourned at 12:03pm.