

## **North Middleton Township Board of Supervisors May 7, 2009**

The meeting of the North Middleton Township Board of Supervisors was held at the Township Municipal Building, 2051 Spring Road, Carlisle PA on May 7, 2009. Chairman Robert Reisinger called the meeting to order at 6:00 p.m. Board members present were Vice Chairman Harry Kelso, Supervisor Robert H. Shearer, Supervisor Richard A. Bucher, Supervisor James E. Hare, Solicitor Mark Allshouse, Manager Deborah A. Ealer, Police Chief Jeffrey Rudolph and Recording Secretary Lori A. Coleman.

Visitors: see attachment #1.

The Pledge of Allegiance to the American Flag opened the meeting.

### **Public Comment / Hearing of Visitors**

#### **EMC Recognition**

Mike Murray of the NMT Fire Company explained that on February 12, 2009 a family in the township faced an emergency in which a family member collapsed. At that time, 911 was called and dispatcher Chris Ziegler answered the call. Mr. Ziegler began providing instructions to the caller and contacted the fire department. As fire department and emergency representatives arrived, CPR and the AED (Automated External Defibrillator) was used on John Rhoads. When the paramedics arrived, they continued with medical care. Mr. Murray noted when Mr. Rhoads was leaving his residence, he was trying to breathe on his own and his pulse returned. Nine days later Mr. Rhoads returned to his home and was currently doing well. Mr. Murray explained the fire company decided to carry AED's about 9 years ago on the fire engines. Mr. Rhoads was the first person in which the AED saved his life. Mr. Murray presented Mr. Rhoads with an AED certificate and tee shirt.

Other certificates were presented to the following:

- Officer Gary Carter of the NMT Police Department
- Fire Chief Shawn Brickner
- Lester Brickner, firefighter
- Ashley Bair, junior firefighter
- Scott Winters, dispatcher
- Lonnie McKillip, firefighter
- Brian Metzger, deputy EMS Chief of Cumberland Goodwill
- Katie Beasley, EMT
- Dan Todds, EMT (not present)
- Eric Durham, EMT
- Chaplain Frank Poley
- Brianna Murray, Jayden Murray and Brianna Metzger
- North Middleton Township Fire Department- Emergency Cardiac Chain of Survival certificate presented to Scott Winters, Ashley Bair, Lonnie McKillip, Lester Brickner & Shawn Brickner
- Certificates and heart saver pins were presented to: Katie Beasley, Chaplain Frank Poley and Eric Durham

Steve Poffenberger of the West Shore EMS noted it was very important that the community ambulance association has a relationship with the West Shore EMS. They provide the paramedic service to the area. He stressed both groups work together in one area and share common rooms and vehicles. He introduced Mark Bolen and Bill Hess who were the paramedics on call. Mr. Poffenberger explained the paramedic level was a higher level than an EMT. The paramedics provide the medications and advanced breathing machines that also contributed to Mr. Rhoads survival. Mr. Poffenberger stressed the incident demonstrated that teamwork worked. In addition, Supervisor Reisinger presented Mike Murray and Steve Poffenberger certificates of appreciation from the Board of Supervisors recognizing their hard work and dedication for the services rendered to the citizens of North Middleton Township.

### **Fred Gettys**

Mr. Gettys was before the board seeking a meeting with staff and/or members of the board concerning the bonding for the Phase II subdivision in North Ridge. Mr. Gettys noted the issue was related to having one bonding. Mr. Gettys was seeking to have the bonding issue resolved so he could proceed forward. Ms. Ealer noted Mr. Gettys did contact her and Codes Enforcement Officer Paul Fegley. She proceeded to contact Doug Brehm of Brehm-Lebo Engineering which reviewed the bonding figures. She noted the bonding dollars required by the approval of a subdivision or land development are put in place in case a developer is unable to follow through with project improvements. Ms. Ealer noted the figures were agreed upon and approved as submitted by Hartman & Associates. Ms. Ealer did contact Mr. Brehm who confirmed the figures were good. Ms. Ealer referenced a previous subdivision in which two bonds were put up that created an accounting issue with determining the releases upon completion of work. She noted it became very cumbersome and difficult. Overall, Ms. Ealer recommended one bond. Ms. Ealer noted the bonding was the land development agreement, and the board approves all subdivisions contingent upon all the legal and engineering items being addressed. She noted it was an administrative issue. Ms. Ealer noted Mr. Gettys was seeking to not post one bond which is against policy. Mr. Gettys stated he was seeking to get clarification on what the bonding issue represents. He was seeking a meeting to discuss the information with staff to resolve the issue. He noted the difference in totals should be reviewed. Supervisor Reisinger mentioned a meeting with Mr. Gettys prior to the workshop meeting. Mr. Gettys was seeking an opportunity to work with staff to review the details of the bond, and stressed his goal was to come up with an accommodation for one bond. Mr. Gettys added the bond issue obligation is the completion of the job. Supervisor Shearer and Supervisor Reisinger noted they would be board representatives for the meeting with the township's staff and Mr. Gettys and his representatives.

### **Roy Lindstrom**

Mr. Lindstrom noted the board approved the Comprehensive Plan last fall. Mr. Lindstrom noted the Concerned Citizens of North Middleton Township hold monthly meetings in which the plan was discussed. He wondered when the process of the plan would be completed and when the zoning ordinances would be put in place. Ms. Ealer said the zoning ordinance would be updated but not this year. She mentioned the board was in the process of working on an RFP (request for proposal) which would outline what the board wants to do to mesh the Comp Plan and update the subdivision and zoning ordinances. She felt the RFP would go out this fall and the committee/engineer work would begin in January 2010. Mr. Lindstrom wanted to verify the information in the Comp Plan for their application process.

**Dave Yoder**

Mr. Yoder wanted to voice his concern for some disturbing rumors related to the possibility of eliminating the police department. He stated the majority of the citizens in the township would not think that was a brilliant plan. He certainly supported the use of local police protection.

**Consent Agenda**

- a. Meeting Minutes: 03/26 Workshop, 04/02 Public Hearing Ordinance 2007.01, 04/02 Action meeting, 04/15 Joint Meeting with North Middleton Authority, 04/15 Motor Freight Hearing #30
- b. Tax Collector's Reports: 4-8
- c. Payment of the bills: 04/15/09; 05/07/09
- d. Tree Deletion at Spring Road Family Practice
- e. Building Design at Lehman's Crossing
- f. Resolution 2009-03- Municipal Records Retention Policy
- g. 2009 Road Material Bid
- h. Special Police Request – Mechanicsburg
- i. SEO-outstanding permits
- j. Dog walking at North Middleton Park

Supervisor Kelso moved to approve the consent agenda, and Supervisor Shearer seconded the motion. The motion carried.

**Business of Township Officials****Township Manager****1. April Manager's Report**

Ms. Ealer presented her April Manager's report to the board.

**2. Villages at North Ridge Bond Reduction Request**

Ms. Ealer reviewed a bond reduction request for the curbing in the development. Bill Green and Lester Brickner inspected the work and recommended the release of \$24,193.00 from the bond. Thus, Supervisor Shearer moved to release \$24,193.00 from the bond for the Villages at North Ridge Phase I, and Supervisor Bucher seconded the motion. The motion carried.

**3. Spring Road Family Practice Bond Release**

Ms. Ealer presented a request from Spring Road Family Practice requesting a release for a letter of credit in the amount of \$3396.78 for the balance of the land development improvements. She verified the information with Solicitor Allshouse and noted they could not hold the bond. Supervisor Shearer moved to reduce the letter of credit for the Spring Road Family Practice in the amount of \$3396.78. Supervisor Hare seconded the motion, and the motion carried.

**4. Pro-Logis Request**

Ms. Ealer reviewed a request from Pro-Logis to release two letters of credit for Lot#4. The letters of credit are for the water line looping and additional land development work for Phase II of Lot 4. She referenced Lee Koch's memo in which he recommended not releasing the letter of credit #3092622. She added the letter of credit #3092624 is for land development for Lot #4. After a discussion with Solicitor Allshouse and the Township Engineer, she recommended to not release the letter of credit. Overall, staff's recommendation was to keep the bonds in place. Supervisor Shearer moved to not release

the letters of credit requested by Pro-Logis. Supervisor Kelso seconded the motion, and the motion carried.

**Chief of Police**

Chief Rudolph presented his report to the board. He noted the spring car show was very busy, and visitors for the Performance & Style show have started to arrive. Supervisor Shearer mentioned an article in The Sentinel in which the state police were assisting the borough police in traffic stops. He noted this was the type of assistance the board was seeking from the state police. Chief Rudolph noted on three separate occasions the same assistance was scheduled, but either the state police or township police department were called out to handle other issues.

**Solicitor's Report: Mark Allshouse  
April Report**

Solicitor Allshouse presented his April report to the board.

**New Business****Hurley Bonding Request**

Supervisor Reisinger noted the issue was discussed at the workshop meeting. Ms. Ealer noted Mr. Hurley was seeking to be exonerated from the required bonding for a private driveway. Ms. Ealer stressed the township has not exonerated anyone from this same request. Solicitor Allshouse noted it was part of the ordinance. Supervisor Hare noted he did not hear any hardship per say to violate the ordinance. Thus, Supervisor Kelso moved to disapprove the request by Mr. Hurley, and Supervisor Bucher seconded the motion. The motion carried.

**Old Business****Fire Vehicles**

Supervisor Shearer and Supervisor Kelso met with the fire department trustees to hear some of their concerns. Supervisor Shearer recommended the board and the fire department trustees discuss the issue at the workshop meeting in June.

**Gail Rich citation**

Supervisor Bucher asked Ms. Ealer if the Gail Rich citation was taken care of. Ms. Ealer noted the letter was sent out.

**Adjournment**

The meeting was adjourned at 7:43p.m.

Respectfully submitted,

Deborah Ealer  
Township Secretary

Lori A. Coleman  
Recording Secretary