

North Middleton Township Board of Supervisors March 4, 2010

The meeting of the North Middleton Township Board of Supervisors was held at the Township Municipal Building, 2051 Spring Road, Carlisle PA on March 4, 2010. 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, Solicitor Mark Allshouse, Manager Deborah A. Ealer, Police Chief Jeffrey Rudolph and Recording Secretary Lori A. Coleman. Supervisor Richard A. Bucher and Supervisor James E. Hare were not in attendance.

Visitors: see attachment #1.

Supervisor Reisinger announced a public hearing was slated for 6:15 p.m. concerning Ordinance 2010.01. In addition, Solicitor Allshouse noted the board has accepted a letter from the Concerned Citizens of North Middleton Township for the block rezone. Since the last continuance was advertised for 6:30 p.m. this evening, Solicitor Allshouse noted it should be added to the agenda.

Public Comment/ Hearing of Visitors Dennis Hurley-Committee candidate

Ms. Ealer said Mr. Hurley had expressed an interest in being appointed as the resident at large to the Zoning Ordinance Update Committee. He did send a letter of interest which was provided to the supervisors. He lives in the Cross Creek development and is a forensic engineer. Mr. Hurley said he lived in NMT for the last 6 years, and was originally from New Jersey. He saw the request for volunteers for the committee on the township website and felt it was something that would be interesting to him. He thought he may have some expertise to offer while completing community service. Supervisor Kelso asked if he had reviewed the Comprehensive Plan. Mr. Hurley stated he did not. Mr. Hurley noted working as a technical director for many businesses in which he has represented companies in front of a planning group. Mr. Hurley reviewed his work experience with the board. Supervisor Reisinger verified with Ms. Ealer that it was an appointment. Ms. Ealer agreed.

Appointment Zoning Ordinance update committee members

Supervisor Shearer moved to appoint Denny Garman, Harry Kelso, Brad Mitchell, Pat McDowell, Paul Fegley, Mark Carpenter, James Hare and Dennis Hurley to the Zoning Ordinance Update committee. Supervisor Kelso seconded the motion, and the motion carried.

Park Crew Candidates: Johnny Zimmerman, Ernest Christopher

Dick Cockley introduced Mr. Zimmerman and Mr. Christopher to the board. Ms. Ealer and Mr. Cockley completed the interview process. Ms. Ealer added the appropriate background checks were completed. Mr. Cockley anticipated the Parks Crew starting up in about two weeks. Supervisor Reisinger questioned if there were any budget issues. Ms. Ealer replied no.

Hire part time temporary park crew

Supervisor Kelso moved to hire Johnny Zimmerman and Ernest Christopher to the temporary parks crew. Supervisor Shearer seconded the motion, and the motion carried.

Cumberland Goodwill EMS

Robert Pine of Cumberland Goodwill EMS asked if the board had any issues with their current service. He stated he did provide a report to Ms. Ealer. Supervisor Reisinger thanked Mr. Pine for the detailed report and hoped it would continue on a monthly basis.

Consent Agenda

- a. **Meeting Minutes: 01/28/10 workshop, 01/28/10 joint NMA/BOC meeting; 02/04/10 action meeting**
- b. **Tax Collector's Reports: January 2010 monthly report**
- c. **Payment of the bills: 02/17/10; 03/04/10**
- d. **Agreement with DEP for Air Monitoring System**
- e. **GIS Contract with CET**
- f. **Mechanicsburg Special Police Request**
- g. **Draft Pretreatment Ordinance**

Supervisor Shearer noted all the items listed on the consent agenda were discussed at the workshop meeting. Then, Supervisor Shearer moved to approve the consent agenda, and Supervisor Kelso seconded the motion. The motion carried.

Business of Township Officials**Township Manager****a. February Report**

Ms. Ealer reviewed her report with the board.

b. Financial Report

Ms. Ealer presented the February financial report to the board. Supervisor Kelso asked if a quarterly report would be presented at the end of next month. Ms. Ealer agreed.

c. Organic Recycling Grant

Ms. Ealer reviewed her memo with the board. She said the township received notification from DEP that the grant was approved on February 24th with a reduction in the grant award amount of \$91,227. She noted NMT staff will be meeting with Middlesex Township staff next week to determine what the municipalities can reduce in the project scope to stay within the grant and municipal budgets. She did review the agreement, but noted it does have a section which permits modifications to the grant. She anticipates having the agreement ready for the board to review at the March 25th workshop meeting. Middlesex Township did verify with DEP that they will provide an extension of time to April 8, 2010. Supervisor Kelso asked when the site would be operational. She said it was dependent on the acceptance of the grant, and the time frame to develop the site. With the grant, the township was going to use in-house manpower and equipment for the site. Supervisor Kelso asked if the Township residents would still be able to use the Post Road recycling site. Ms. Ealer noted the township still has an agreement with the Borough of Carlisle. Supervisor Shearer expressed his concern of how the \$91,000 would be made up for the project. Ms. Ealer noted the entire project would have to be analyzed.

6:19 p.m. -Public Hearing- Ordinance 2010.01- Crain Drive Ordinance Hearing

See attachment.

Chief of Police

Chief Rudolph reviewed the following with the board:

- The police department received a check for the all the equipment.
- The replacement car has been ordered and it should take about 2 months for arrival.
- The new computers should arrive in three weeks.
- Officers attended mandatory training in which they all received their certification.

Solicitor's Report: Mark Allshouse**a. February Report**

Solicitor Allshouse presented his monthly report to the board.

New Business**a. Carl Myers memo**

Supervisor Shearer referenced the Codes department memo concerning 2077 Reservoir Drive. On March 1, 2010, the codes department met with Carl Myers, his council Nathan Wolf and Supervisor Shearer concerning Mr. Myers property. After a lengthy conversation, Supervisor Shearer noted Mr. Myers had not completed the 8x12 addition to his property. The codes department cited Mr. Myers for rubbish outside his home. After hearing his personal appeal, Mr. Myers agreed to have the work completed by April 5th, with all the building materials removed. Supervisor Shearer said a hearing for the code violation was slated for March 18th. Mr. Myers asked if the board would consider granting an extension of time to April 5th. Supervisor Shearer supported the extension to April 5th since Mr. Myers attorney was present. Thus, Supervisor Shearer moved to grant an extension of time until April 5, 2010 to Carl Myers to correct the code violation. Supervisor Kelso seconded the motion. Supervisor Kelso asked Solicitor Allshouse how long it takes to reschedule a hearing. Solicitor Allshouse said two weeks. The motion carried.

Old Business**a. Carlisle Brethren in Christ Church house**

Ms. Ealer explained Doug Thomas approached the board on behalf of the Carlisle Brethren in Christ. The church was working to construct a home in the Hillcrest Farms development on Prickly Pear Drive with donated labor and at cost materials. The home would then be sold with the proceeds going toward an orphanage in Haiti. The church was seeking a waiver for the building permit fees. Ms. Ealer asked Mr. Thomas to provide an official letter and documentation from the church. Supervisor Reisinger felt the board would be setting a precedence if the building permit fees were waived. He did not support the request, and felt the board had a responsibility to the taxpayers. Supervisor Shearer said if it was a question of upfront money to pay for the permits, then the township could defer the permit fees until the property is sold. He agreed with Supervisor Reisinger that the board would be setting a precedence. Supervisor Reisinger asked Solicitor Allshouse if the board could have the fees deferred until the home is sold. Solicitor Allshouse stated it was a possabilitiy if the church agreed to a written agreement.

Supervisor Reisinger moved to deny the request to waive the building permit fees, but offer to have an agreement in place stating that the fees do not have to be paid until the sale of the property. Supervisor Shearer seconded the motion, and the motion carried.

6:30 p.m. Public Hearing- Continuance of the Concerned Citizens Block Rezone

See attachment.

Block Rezone

Supervisor Kelso noted a Planning Commission meeting was scheduled next month. Solicitor Allshouse stated the block rezone cannot go forward without a recommendation from the Planning Commission. He said at one point the block rezone is going to come before the Board of Supervisors without an extension request in which a hearing is going to have to be held. When the hearing occurs, a Planning Commission opinion is going to be required. If an opinion is not offered, then it becomes a timing issue.

Adjournment

Supervisor Reisinger moved to adjourn the meeting of the Board of Supervisors at 6:37 p.m. Supervisor Kelso seconded the motion, and the motion carried.

Respectfully submitted,

Deborah A. Ealer
Township Secretary

Lori A. Coleman
Recording Secretary