

***BURGESS AND COMMISSIONERS
OF MIDDLETOWN MARYLAND***

TOWN MEETING MINUTES

REGULAR MEETING

January 24, 2011

The monthly meeting of the Burgess and Commissioners of Middletown was called to order on, January 24, 2011, by Burgess John D. Miller at 7:00 p.m. in the Middletown Municipal Center, 31 W. Main Street, Middletown, Maryland. Present were: Burgess Miller, Commissioners Jennifer Falcinelli, Larry Bussard, Richard Dietrick, Vincent O'Reilly and Anthony Ventre.

CONSENT AGENDA

January 10, 2011 Town Minutes

Commissioner O'Reilly motioned to accept this consent agenda, seconded by Commissioner Ventre and passed unanimously.

PERSONAL REQUEST FOR AGENDA

West Green Street Improvements Plan – Residents Comments – A proposed plan showing bump outs, storm drains, curb, gutter, sidewalks and filtration system for W. Green Street was available for residents review. It was explained this plan will filter water thru the trees and the bump out is a traffic calming method and as proposed this project would cost \$70,000 to \$100,000 less. Kathleen Rudesill, Middletown Historic Society, asked if the proposed driveway apron is still in this plan and was told yes. Scott Miller, representing Jeanie and Junior Wiles thank the Town Board and Arro Engineering for taking the time to work out a solution in which the Wiles will work with the Town.

Andrew Smith, Legislative Director for the Middletown Area Chamber of Commerce – Funds Available for Areas of Need – No Show

UNFINISHED BUSINESS

Review of Draft Ordinance for Restricted Vehicles Definition – A new draft ordinance changing the dimensions for vehicles allowed to be parked in residential areas and the expansion of restricted parking to include all streets. Commissioner Bussard asked if business trucks are not allowed to park in their driveway, where can they park. Commissioner Ventre presented list of exceptions to be allowed on an overnight/short term basis. (copy of this memo is attached). By general consent the Board asked Staff to redraft this ordinance to include limited parking restriction in residential areas and including the suggested exceptions. The Board will reconsider this issue at the February 14, 2011 meeting.

Review of Draft Ordinance for Zoning Violations Enforcement – The purpose of this ordinance is for people doing work without a permit. Commissioner Bussard would like to review the fee schedule. By general consent the Board is asking the Staff Planner to prepare a fee schedule for their review.

Design Cost Amendment – West Green Street Improvement – The purpose of this amendment #1 is to amend the service agreement dated January 16, 2003 for additional work in implementing a bumpout scenario. The Board will realize a saving of at least \$70,000 or as much as \$100,000. Commissioner Falcinelli motioned to accept this Amendment #1, seconded by Commissioner Bussard and passed unanimously.

NEW BUSINESS

Draft Cable Franchise Agreement for Comcast – The Town Administrator mentioned this agreement is straight forward with a franchise fee in an amount equal to 3 percent of annual Gross Revenues. Josh Bokee, Comcast was present. The Board will review this agreement and will vote on it at the February 14 meeting.

Francie’s Family 5K Run/Walk – The Billotti family presented a map outlining the course for this event to be held on March 19, 2011. Commissioner O’Reilly motioned to accept this map, seconded by Commissioner Bussard and passed unanimously.

Vacancy – Temporary Alternate Planning Commission – Burgess Miller stated that Richard Gallagher is interested in this position.

PUBLIC COMMENTS

Pam Dietrick, Middletown Recreation Committee, The next spaghetti dinner will be February 27 at the Middletown Fire Hall. Money raised goes toward the 4th of July celebration. Mrs. Dietrick thanked the Middletown Moms at Home for providing dessert.

Burgess Miller stated that at a recent meeting with Frederick County Commissioners, the Commissioners asked municipalities to drop the APFO lawsuit and consider a “pay-as-you-go” provision to build in areas where schools are over capacity. Since there is no written draft provision, the Board was hesitant. By general consent, the Board agreed to continue with the law suit.

ADJOURNMENT

With no further business to come before the Board, the meeting adjourned at 8:30 p.m.

Respectfully submitted,

Christine H. Moore
Administrative Assistant