

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

TOWN MEETING MINUTES

REGULAR MEETING

February 14, 2011

The monthly meeting of the Burgess and Commissioners of Middletown was called to order on February 14, 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

Paid Invoices

Minutes – January 24, 2011

Park Playground Equipment Dedication – Friday, March 18, 2011 at 6:00 p.m. at Memorial Park
Commissioner O'Reilly motioned to accept this consent agenda, seconded by Commissioner Bussard and passed unanimously.

PERSONAL REQUEST FOR AGENDA:

UNFINISHED BUSINESS

Introduction of Ordinance 11-03-01 - to amend the Restricted Vehicles Definition – Burgess Miller mentioned the Town Attorney stated that should the Town Board make sufficient changes, then the draft must go back to the Planning Commission (PC). To correct this in the future, the Board should work out what they want and then refer to the PC for their recommendation. It is noted this ordinance is complaint driven. Under Section II 4C1 change to read *“The operator shall submit proof from the governmental entity/agency that he is under contract to provide emergency assistance and is on call for said purpose including the dates and times as requested.”* This will be referred to the Planning Commission for their review and hopefully back for the Board's vote on February 28, 2011.

Introduction of Ordinance 11-03-02 - to amend Section 17.08.110 for Zoning Violations Enforcement – By general consent this ordinance will be sent to the Planning Commission for their review.

Vacancy – Temporary Alternate Planning Commission – Commissioner Falcinelli motioned to appoint Richard Gallagher as Temporary Alternate to the Planning Commission, seconded by Commissioner Ventre and passed unanimously.

Cable Franchise Agreement for Comcast – Mr. Josh Bokee, Comcast was present. Hearing no other comments, Commissioner Bussard motioned to accept this franchise agreement as presented, seconded by Commissioner Dietrick and passed unanimously.

REPORTS OF COMMITTEES

WATER & SEWER – Commissioner Falcinelli reported:

Water Usage – 311,000 gallons, last year 297,000 gallons – Springs 58,000 gallons, last year 142,000 gallons. We are still technically under a dry period.

Discharge – East WWTP 123,000 gallons and West WWTP 148,000 gallons.

Committee meeting – FY10 and FY11 budgets were discussed. There will be no meeting in February. The next meeting will be March 16, 2011 at 7:00 p.m.

Main Street Water Line Program – Future replacement will be done in phases with downtown area being first.

Leak detection – Received a proposal in the amount of \$7,300.00 for leak detection for the entire town water system.

Residents are reminded not to pour grease down drains and flush dental floss and clorax wipes in the toilets. This causes damage to the pumps. It was noted that a pump at Brookridge South has to be pulled last week and the problem was clorax wipes.

PUBLIC WORKS – Commissioner Bussard reported:

Snow events – Cost of salt is \$30,193.00 (\$74 per ton). Commissioner Bussard thanked the Town employees for a great job. There are still sidewalks in the Town that need to be cleared.

Walnut Street Bridge – Commissioner Bussard invited the Board to visit this bridge and see for themselves the deterioration.

Bulk Trash pick-up – Only 2 items must be placed out by 6 a.m. on March 26, 2011

PLANNING & ZONING – Commissioner Dietrick reported:

Hollow Creek – A revised site plan for a 4' x 24' scoreboard (dry erase board) is on hold until home owners review the location. Enlargement to pond has been placed on hold.

Continued discussions on Zoning Violations and Restricted Vehicles ordinances

Planning Commission – Mark Carney elected chairman and David Lake, vice chairman.

PARKS & RECREATION – Commissioner Ventre reported:

Benches – Notice will go into the quarterly update informing citizen they can donate money or purchase outright a bench as a personal memorial

Pocket Parks – looking for possible locations

Safe route to schools – Grant application is in a holding pattern until July 2011

Wiles Branch Park – investigation is ongoing regarding the pond. By general consent, the Board agreed with the equipment (wave line) selection presented by the committee. Town Employees have cleaned the underbrush along the walking trail and now the stream is visible. Pam Dietrick, member of the Parks and Rec. committee mentioned a family of ducks is there. Commissioner Bussard mentioned he has a horse on a spring and will donate to the Town for placement at a Park.

POS Application – Board members were asked to submit their ideas for these funds to Commissioner Ventre.

FINANCE – Commissioner O’Reilly reported:

Town continues to be in balance at 7 months into the fiscal year.
The Board will meet with the Community Groups on February 28, 2011 to discuss their budget needs.
Commissioner Falcinelli mention the State cutting the amount of the Highway User Fee has really hurt the Municipalities.

PUBLIC INFORMATION – Commissioner Falcinelli reported:

Newsletter format – A new format was distributed for the Board review. If approved, the quarterly update will be printed on the new format in April.

NEW BUSINESS

Appointment of Board of Appeals Members – Commissioner O’Reilly motioned to appoint Tom Routzahn and Ken Kyler to a 3 year term, seconded by Commissioner Bussard and passed unanimously.

Appointment of Board of Appeals Alternate – Commissioner Ventre motioned to appoint Chris Stimac as alternate to a 3 year term, seconded by Commissioner Bussard and passed unanimously.

Discussion of Text Amendments to TC District Special Exceptions – Change I7.20.010C #6 to read; “Light vehicle repair limited to a maximum of 2.5 ton capacity. Repair and service shall include lubrication, brakes, exhaust systems, wheel alignment, installation of accessories and parts, and installation of tires. Also included are major repairs, involving the repair or replacement of engine, transmission, chassis or body work.” Commissioner Bussard mentioned Model Garage started business in 1913. This text amendment would include LDS. This is being referred to the Planning Commission for their review.

Discussion of Amendment to Snow Removal Section – The Board, Lewis Corl, 110 Linden Blvd. and Chris Goodman, 320 S. Jefferson St discussed:

- Of the 22 violation letters sent, 17 are in foreclosure
- After 48 hours have the sidewalk cleared and send a bill to the property owner
- If bill not paid, placing a lien on the property
- Assessing a fine in addition to billing
- Middletown Community Park is not within the Corporate Limits of the Town
- Sending notification by certified mail

This will be discuss again at February 28 meeting.

PUBLIC COMMENTS

ANNOUNCEMENTS

Burgess Miller mentioned the Lions Club is celebrating their 80th Anniversary on February 28, 2011 at 6:00 p.m. at Hollow Creek. Since this is a meeting night, he asked who would like to represent the Town.

Superintendent of Maintenance Position – This is a working in field position and supervising both General and Water & Sewer to begin on April 1. Commissioner O’Reilly motioned to offer this position to Paul Pearl, seconded by Commissioner Bussard and passed unanimously

MEETINGS FOR THE MONTH

<i>Planning & Zoning</i>	<i>Monday, February 21, 2011</i>	<i>7:00 p.m.</i>
<i>Parks & Recreation</i>	<i>Tuesday, February 15, 2011</i>	<i>7:00 p.m.</i>
<i>Main Street Board</i>	<i>Thursday, February 24, 2011</i>	<i>7:00 p.m.</i>
<i>Town Board Meeting</i>	<i>Monday, February 28, 2011</i>	<i>7:00 p.m.</i>

ADJOURNMENT

With no further business to come before the Board, the meeting adjourned at 8:25 p.m.

Respectfully submitted,

Christine H. Moore
Administrative Assistant