

BURGESS AND COMMISSIONERS OF MIDDLETOWN MARYLAND

TOWN MEETING MINUTES

REGULAR MEETING

June 8, 2015

The first monthly meeting of the Burgess and Commissioners of Middletown was called to order on June 8, 2015, by Burgess Miller at 7:00 p.m. in the Middletown Municipal Center, 31 W. Main Street, Middletown, Maryland. Present were: Commissioners Jennifer Falcinelli, Larry Bussard, Rick Dietrick, Tony Ventre and Christopher Goodman.

PUBLIC HEARING – Ordinance 15-06-02 – This ordinance is to amend Title 17, Chapter 17.04 to add a definition of the term “impervious surface”; to amend Title 17, Chapter 17.32 of the Middletown Municipal Code to clarify that mobile homes and mobile home courts or parks are prohibited in all districts; to regulate disposal containers in the same manner as storage containers; to repeal off-street parking requirements for condominiums and boarding houses; to provide that off-street parking requirements for indoor sports facilities are subject to site plan approval; to revise the requirements for off-street loading spaces; to delete the requirement that an applicant for demolition permit execute a release, waiver and indemnification agreement prepared by the town; to provide and revise regulations for non-conforming structures and uses; to make other stylistic and grammatical revisions and correct typographical errors.

Burgess Miller had a few changes he would like to be made: 17.32.045 paragraph B) A permit approving the storage or disposal container may be issued by the planning commission change to *The storage or disposal container may be approved by the planning commission.* C) A permit issued by the planning commission for such purpose shall be used in accordance with the conditions placed upon such permit by the planning commission change to *The storage or disposal shall be used in accordance with the conditions placed upon it by the planning commission.* 17.32.230 paragraph E) Site plan fees and parking requirements may be waived upon approval by the Planning Commission change to *Parking requirements may be waived upon approval by the Planning Commission.*

Public hearing adjourned at 7:15pm.

CONSENT AGENDA

Financial Statements

Town Minutes – May 7, 2015 Public Hearing and May 11, 2015

Commissioner Bussard motioned to accept this consent agenda as presented, seconded by Commissioner Dietrick and passed unanimously.

PERSONAL REQUESTS FOR AGENDA:

Delegate Kathy Afzali – was present and stated that she has been following up with the State in regards to where the Middletown Streetscape project is. Delegate Afzali stated that she feels confident that this project is on target and now it is just a matter of waiting for final design and funding. Delegate Afzali also informed the Board that on Wednesday, June 3, 2015, the Board of Public Works approved POS funds for Remsberg Park to purchase and install playground equipment, install 1,455 linear feet of walking trail and foot bridge as well as purchase and install bleachers for the multipurpose fields.

Unfinished Business:

Constant Yield Tax Rate – Motion by Commissioner Bussard to approve the constant yield tax rate as presented, seconded by Commissioner Falcinelli. Motion carried 6-0.

Resolution 15-01 – Water and Sewer Rate Increase – This resolution is for the purpose of revising the rate schedule for water and sewer service for residential accounts and non-residential user accounts and the amount of the quarter-annual capital improvement fee.

Burgess Miller stated that the proposed water & sewer budget has a 3% increase and the requested increase from the Water & Sewer Committee is 4% which is what we advertised for.

Motion by Commissioner Falcinelli to approve a 4% rate increase, seconded by Commissioner Ventre. Motion denied 3-3.

Motion by Commissioner Bussard to approve a 3% rate increase, seconded by Commissioner Dietrick. Motion denied 3-3.

Motion by Commissioner Falcinelli to approve a 3.5% rate increase, seconded by Commissioner Ventre. Motion carried 4-2 (Bussard & Miller voting against).

Operating Budgets for FY 2016 – General Fund - Burgess Miller stated that the proposed General Fund budget is \$2,753,899 which is approximately \$7,644 more in expenses from last year.

Motion by Commissioner Falcinelli to approve the General Fund operating budget with the webpage change as presented tonight, seconded by Commissioner Ventre. Motion carried 6-0.

Water & Sewer Fund – Burgess Miller stated that the proposed Water & Sewer Fund budget for FY16 is \$1,281,507 with a surplus of \$2,834. Burgess Miller stated that with the change in water & sewer rate you will have more of a surplus than shown. Commissioner Falcinelli stated that she would like to change the number of rain barrels that we purchase next year to 25 which will also save us money.

Motion by Commissioner Dietrick to approve the Water & Sewer Fund operating budget with the 3.5% rate increase and reduce the number of rain barrels we purchase, seconded by Commissioner Falcinelli. Motion carried 5-1 (Bussard voting against).

Ordinance 15-06-01 – Amendments to the Floodplain Regulations – Motion by Commissioner Ventre to approve Ordinance 15-06-01 as presented, seconded by Commissioner Goodman. Motion carried 6-0.

Ordinance 15-06-02 – Amendments to the Design Standards Regulations – Motion by Commissioner Goodman to approve Ordinance 15-06-02 with the changes presented by Cindy (stated in the public hearing), seconded by Commissioner Bussard. Motion carried 6-0.

REPORTS OF COMMITTEES –

WATER & SEWER – Commissioner Falcinelli reported:

Spring flow – 139,000 gals. Per day, EWWTP treated 185,000 gals. WWTP treated 161,000 gals.

Storm drain inlet filled with leaved on Tobias Run backed up, and also a sewer clog on East Main Street. Commissioner Falcinelli asked that our resident do not put anything that does not go in the sewer or storm drains as this just causes problems and costs the town more in expenses.

No meeting in June.

PUBLIC WORKS – Commissioner Bussard reported:

Pothole patching, Green Street plans have been backed up due to the Streetscape plans being pushed forward with a deadline of June 19, 2015. Ordered the new van for the meter technician on May 16th. It is the property owner's responsibility to cut any tree limbs that hang into the sidewalks. Several grass letters have been sent out to residents for tall grass.

PLANNING COMMISSION – Commissioner Goodman reported:

Sheffler reconsideration letter sent to BOA, BOA not going to review it as their decision stands.

No meeting in June.

PARKS & RECREATION – Commissioner Ventre and Burgess Miller reported:

Burgess Miller attended the POS meeting for Commissioner Ventre, the Town received \$30,700 for Remsberg picnic tables and the Wiles Branch Park pavilion and picnic tables.

Dog Park – Parks Committee met with the residents on May 19, 2015. Gary Madonna, 16 Eastern Circle stated that he has been a resident since 1991 and he absolutely loves Wiles Branch Park, it is maintained well, he has a spot that he likes to go to read his bible, but is concerned with the possibility of having unwanted visitors with the addition of the dog park.

Deb Hubble, 15 Eastern Circle – asked that the Board make the residents aware before moving forward with projects so that the residents can have some input.

FINANCE – Commissioner Dietrick reported:

Commissioner Dietrick asked Drew to highlight some areas of the budget to see where we stand to date if we are on budget, over budget or under budget. Commissioner Dietrick passed out a sheet showing those highlighted areas of the budget which basically show that we are on budget.

PUBLIC INFORMATION – Commissioner Falcinelli reported: Met with Ann on updating our webpage. Quarterly Update information needs to be to Ann by June 19, 2015.

NEW BUSINESS:

Discussion of Proposed Changes to the Restricted Vehicles Section of the Town Code – Burgess Miller stated that he had emailed the Board with his proposed changes that he would like to see to this section of the Town Code. Burgess Miller stated that this will be a topic of discussion at the July joint meeting with the Planning Commission.

PUBLIC COMMENT: None

ANNOUNCEMENTS:

July 2, 2015 workshop has been cancelled.

July 6, 2015 at 6:30pm with the Planning Commission.

ADJOURNMENT

Meeting adjourned at 8:50pm.

Respectfully submitted,

Ann Griffin
Office Manager