

AGENDA

LEGISLATIVE MEETING.....SEPTEMBER 17, 2014.....7:00 P.M.

1. Call to order.
2. Pledge of allegiance.
3. Roll call.
4. Welcome to visitors/public comment.
5. Approve Minutes of the August 20, 2014 Legislative Meeting.
6. Approve Minutes of the September 3, 2014 Workshop Meeting.
7. Approve Payment of Bills – Warrant No. 2014-8.
8. Approve Treasurer’s Report for August 2014.
9. Monthly financial statements.
10. Engineer’s Report.
11. Solicitor’s Report.
 - Action on the Assessment Appeal of Shri Sai Middletown, LLC for property located at 815 Eisenhower Boulevard, Best Western Harrisburg Airport (Parcel 36-007-081)
12. Manager’s Report
 - Acknowledge the hiring of Thomas D. Etzle, effective September 19, 2014, as a Laborer for the Public Works Department.
 - Acknowledge the hiring of Edward Finsterbush, effective September 15, 2014, as a part-time Laborer for the Public Works Department.

Future Meetings/Events:

September 22	7 PM	Municipal Authority Mtg.
September 25	7 PM	Planning Commission Mtg.
October 1	6 PM	Recreation Board Mtg.
October 1	7 PM	Board of Commissioners Workshop Mtg.

13. COMMITTEE REPORTS:

- a. Police Committee – Vice President Wilt (Community Development, Personnel, liaison to EMS, liaison to PSU Advisory Board, member of Non-Uniform Pension Advisory Board).
- b. Public Safety – Commissioner Springer (Police Committee, Public Safety Committee, Building Committee, liaison to EMA, liaison to Olmsted Recreation Board, liaison to Middletown School Board, liaison to PSU Advisory Board, member of Police Pension Advisory Board) .
- c. Budget and Finance – Commissioner Davies (Public Safety, liaison to Olmsted Recreation Board, liaison to Dauphin County Agency on Aging, Alternate to COG, member of Police Pension Advisory Board).
- d. Community and Economic Development Committee – Commissioner DiFrancesco (Public Works, Building Committee, liaison to Fire Department, Delegate to COG, Non-Uniform Pension Advisory Board).
- e. Public Works – President Mehaffie (Public Safety Committee, Budget & Finance, Personnel, liaison to Olmsted Regional Recreation Board, liaison to Municipal Authority).

14. UNFINISHED BUSINESS:

- A. Approve/reject the Final Land Development Plan of Residential Retirement Community, Phase 1, File #2007-14, located along Fulling Mill Road at the intersection of Nissley Drive, prepared by Navarro & Wright, Inc. and submitted by Fulling Road LLC. The plan was recommended for approval by the Planning Commission on November 15, 2007 with stipulations. The plan was due to expire on February 20, 2008. 90-day time extensions were granted by the Board on February 20, 2008, May 21, 2008, August 20, 2008, November 19, 2008, February 18, 2009, May 20, 2009, August 19, 2009, November 18, 2009, February 17, 2010, May 19, 2010, August 18, 2010, November 17, 2010, February 16, 2011, May 18, 2011, August 17, 2011, October 19, 2011, January 18, 2012, April 18, 2012, July 18, 2012, October 17, 2012, January 16, 2013, April 17, 2013, July 17, 2013, October 16, 2013, December 18, 2013, March 19, 2014 and June 18, 2014. The plan is due to expire on October 10, 2014. **See attached letter of time extension request for 90 days.**
- B. Approve/reject the Final Land Development Plan for Middletown Home Access Driveway/Parking Revisions, prepared by Schlouch, Inc. and submitted by the Middletown Home. The initial Plan submitted was due to expire on May 29, 2013. 90-day time extensions were granted by the Board of Commissioners on May 15,

2013, August 21, 2013, November 20, 2013, February 19, 2014, May 21, 2014 and August 20, 2014. The plan will expire on November 18, 2014.

- C. Approve/reject the Susquehanna Area Regional Airport Authority (SARAA) sewage planning module for the North 29 Area (land where Sheetz and other commercial properties are planned to be built) requesting that the sewage be sent to SARAA's treatment plant instead of Middletown Borough Authority as would be required according to their location within the sewage area. Lower Swatara Township Authority's agreement with the Middletown Borough Authority reads that sewage in the designated area shall be exclusively treated at Middletown Borough's treatment plan. The Planning Commission approved the planning module, conditioned upon SARAA getting Middletown Borough to agree that the exclusivity can be waived in this instance or upon proof that the exclusivity portion of the agreement does not apply to SARAA because of established Authority statues. The burden of proof is on SARAA at this point. The planning module was due to expire on January 23, 2014. The Board of Commissioners granted a 90-day time extension on January 15, 2014, April 16, 2014 and July 2, 2014. The plan is due to expire on October 20, 2014.
- D. Any other Unfinished Business.

15. NEW BUSINESS:

- A. Approve/reject the Subdivision/Annexation Plan for the Middletown Home, File #2014-04, 999 W. Harrisburg Pike, submitted by The Odd Fellows Home of Pennsylvania and prepared by Schlouch, Inc. The plan was recommended for approval by the Planning Commission on August 28, 2014 with the following conditions; 1) Waiver, Section 22-403 preliminary plan to allow submission of Final Minor Plan. 2) Defer, Section 22-606 installation of curbing along West Harrisburg Pike until Land Development Plan. 3) Defer, Section 22-607 install sidewalk along West Harrisburg Pike until submission of Land Development Plan. 4) Defer, Section 22-508.B provide a maintenance and access easement to the existing stream on Lots 1 and 2 until submission of Land Development Plan on the respective lot. Deadline for action is November 26, 2014.
- B. Approve/reject the Revised Land Development Plan for KGH Properties – Campus Heights Village, Wood Street Access, File #2012-05, prepared by Forino, Inc. and submitted by Campus Heights Associates I, LP. This plan was recommended for approval by the Planning Commission on August 28, 2014. The following waivers were requested and recommended for approval by the Planning Commission on October 25, 2012: 1) Section 22-403.1. – preliminary plat to qualify as a Final Minor Plan. 2) Section 22- 606. – construct curbing. 3) Section 22-607. – construct sidewalks. Deadline for action is November 26, 2014.

- C. Approve/reject Improvement Guarantee Reduction #1, in the additional amount of \$187,976.00 for site improvements to FedEx Ground East. This reduction from the current balance of \$620,562.80 will leave a remaining balance of \$432,586.80.
 - D. Any other New Business.
- 16. Good and welfare.
 - 17. Adjourn.