

**MIDDLETOWN TOWNSHIP  
BOARD OF SUPERVISORS  
PUBLIC MEETING  
REORGANIZATION  
JANUARY 5, 2015**

**ANNUAL ORGANIZATION MEETING**

1. Call to Order, Pledge of Allegiance.

Mr. Mallon called the meeting to order at 7:30 p.m. The Pledge of Allegiance was recited.

2. Roll Call.

Mr. Kreiling called roll and the following were in attendance: Pat Mallon, Drew Kreiling, H. George Leonhauser, Thomas Gallagher, William Oettinger, Stephanie Teoli Kuhls, Township Manager, Joseph Pizzo, Township Solicitor, and Larry Young, Township Engineer.

A moment of silence was held for Stanley "Ernie" Taylor, a long time Middletown resident and member of the Langhorne-Middletown Fire Department who recently passed away.

3. Organization of the Board of Supervisors:

a) Election of Temporary Chairperson

ACTION: MR. LEONHAUSER NOMINATED MR. OETTINGER AS TEMPORARY CHAIRPERSON. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

b) Election of Chairperson

ACTION: MR. KREILING NOMINATED MR. MALLON AS CHAIRPERSON. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. MALLON MOVED TO CLOSE THE NOMINATIONS. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. LEONHAUSER MOVED TO APPOINT MR. MALLON AS CHAIRPERSON. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

c) Election of Vice-Chairperson

ACTION: MR. KREILING MOVED TO APPOINT MR. LEONHAUSER AS VICE-CHAIRPERSON. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

d) Election of Secretary

ACTION: MR. LEONHAUSER MOVED TO APPOINT MR. KREILING AS SECRETARY. MR. MALLON SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

4. Consideration of appointing a Township Solicitor.

ACTION: MR. LEONHAUSER MOVED TO APPOINT JOSEPH PIZZO AND ASSOCIATES AS THE TOWNSHIP SOLICITOR. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

5. Consideration of appointing a Township Labor Attorney.

ACTION: MR. LEONHAUSER MOVED TO APPOINT TRACY P. HUNT AS THE TOWNSHIP LABOR ATTORNEY. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

6. Consideration of appointing a Township Engineer.

ACTION: MR. LEONHAUSER MOVED TO APPOINT TRI-STATES ENGINEERS AND LAND SURVEYORS AS TOWNSHIP ENGINEER. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

7. Consideration of appointing a Traffic Engineer.

ACTION: MR. LEONHAUSER MOVED TO APPOINT CARROLL ENGINEERING AS TOWNSHIP TRAFFIC ENGINEER. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

8. Consideration of appointing a Special Projects Engineer.

ACTION: MR. LEONHAUSER MOVED TO APPOINT HEATH DUMACK OF DUMACK ENGINEERING AS THE TOWNSHIP SPECIAL PROJECTS ENGINEER. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

9. Consideration of appointing the Township Manager to the positions of Treasurer and Assistant Secretary and Chief Administrative Officer to Pensions.

ACTION: MR. MALLON MOVED TO APPOINT THE TOWNSHIP MANAGER TO THE POSITIONS OF TREASURER AND ASSISTANT SECRETARY AND CHIEF ADMINISTRATIVE OFFICER TO PENSIONS. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

10. Consideration of appointing the Finance Director as Assistant Treasurer.

ACTION: MR. MALLON MOVED TO APPOINT THE FINANCE DIRECTOR AS ASSISTANT TREASURER. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

11. Consideration of establishing and authorizing advertisement of 2015 public meetings of the Board of Supervisors.

ACTION: MR. MALLON MOVED TO ESTABLISH AND AUTHORIZE ADVERTISEMENT OF THE 2015 PUBLIC MEETINGS OF THE BOARD OF SUPERVISORS AS FOLLOWS:

Monday, February 2, 2015  
Tuesday, February 17, 2015  
Monday, March 2, 2015  
Monday, March 16, 2015  
Monday, April 6, 2015  
Monday, April 20, 2015  
Monday, May 4, 2015  
Monday, May 18, 2015  
Monday, June 15, 2015  
Monday, July 20, 2015  
Monday, August 17, 2015  
Tuesday, September 8, 2015  
Monday, September 21, 2015  
Monday, October 5, 2015  
Monday, October 19, 2015  
Monday, November 9, 2015  
Monday, November 16, 2015  
Monday, December 7, 2015  
Monday, December 21, 2015

MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

12. Consideration of establishing bond limits in the amount of \$1.5 Million for Treasurer, Assistant Treasurer, and Township Manager for the faithful performance of the duties of said offices.

ACTION: MR. MALLON MOVED TO ESTABLISH BOND LIMITS IN THE AMOUNT OF \$1.5 MILLION FOR TREASURER, ASSISTANT TREASURER, AND TOWNSHIP MANAGER FOR THE FAITHFUL PERFORMANCE OF THE DUTIES OF SAID OFFICES. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

13. Consideration of appointing a Chairperson to the Vacancy Board for 2015.

ACTION: MR. LEONHAUSER MOVED TO APPOINT NANCY MCCANN AS CHAIRPERSON TO THE VACANCY BOARD FOR 2015. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

14. Consideration of Appointments & Re-Appointments to Township Boards and Commissions.

ACTION: MR. KREILING MOVED TO RE-APPOINT JOHN CHAUMP TO THE DISABLED PERSONS ADVISORY BOARD FOR A TERM TO EXPIRE DECEMBER 31, 2016. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO APPOINT DORI BOWER, MARIA MILLER AND LESTER PENNY TO THE DISABLED PERSONS ADVISORY BOARD FOR A TERM TO EXPIRE DECEMBER 31, 2016. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO RE-APPOINT MICHAEL JONES TO THE FINANCIAL ADVISORY COMMITTEE FOR A TERM TO EXPIRE DECEMBER 31, 2018. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO APPOINT TODD KELLY AND CHARLES INGULLI, JR. TO THE FINANCIAL ADVISORY COMMITTEE FOR A TERM TO EXPIRE DECEMBER 31, 2018. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO RE-APPOINT DEBORAH MARCHESANI AND DORIS BOWER TO THE PARKS & RECREATION BOARD FOR A TERM TO EXPIRE DECEMBER 31, 2017. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO APPOINT DORI BOWER TO THE PARKS & RECREATION BOARD FOR THE UNEXPIRED TERM OF MARY SCHWEIKER TO EXPIRE DECEMBER 31, 2016. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO RE-APPOINT FRED THOMAS TO THE PLANNING COMMISSION FOR A TERM TO EXPIRE DECEMBER 31, 2018. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO APPOINT PATRICK MALLON, JR. TO THE PLANNING COMMISSION FOR A TERM TO EXPIRE DECEMBER 31, 2018. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO RE-APPOINT RUSSELL KAVANA TO THE ZONING HEARING BOARD FOR A TERM TO EXPIRE DECEMBER 31, 2019. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. KREILING MOVED TO APPOINT MICHAEL MCCANN TO THE ZONING HEARING BOARD FOR THE UNEXPIRED TERM OF JOSEPH KENNEDY WITH THE TERM TO EXPIRE DECEMBER 31, 2016. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

15. Consideration of authorizing Township Manager's Employment Agreement for January 5, 2015 through January 4, 2016.

ACTION: MR. MALLON MOVED TO AUTHORIZE THE TOWNSHIP MANAGER'S EMPLOYMENT AGREEMENT FOR JANUARY 5, 2015 THROUGH JANUARY 4, 2016. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

16. Consideration of authorizing payment of January 5, 2015 Bill List in the amount of \$3,089,463.73.

ACTION: MR. KREILING MOVED TO AUTHORIZE PAYMENT OF THE JANUARY 5, 2015 BILL LIST IN THE AMOUNT OF \$3,089,463.73. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

17. Consideration of authorizing the execution of a Subcontract Agreement with the Penndel Middletown Emergency Squad for the RDA Grant Program

Ms. Teoli Kuhls advised that Penndel-Middletown Emergency Squad applied for RDA funding through the Township and in order to effectuate the receipt of those grant funds this subcontract agreement must be executed for the RDA.

Mr. Pizzo had an opportunity to go through the subcontract agreement and there are very minor changes that are more to form than substance. He recommended if the Board is inclined to approve this subcontract to do so subject to the edits to be completed.

**ACTION: MR. MALLON MOVED TO AUTHORIZE THE EXECUTION OF A SUBCONTRACT AGREEMENT WITH THE PENNDEL MIDDLETOWN EMERGENCY SQUAD FOR THE RDA GRANT PROGRAM SUBJECT TO ADMINISTRATIVE REVIEW. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.**

18. Public Comment on non-agenda items.

Mike Hinkson, 324 Wyoming Avenue, Langhorne is requesting help from the Township to have his home removed from the floodplain designation. Mr. Hinkson is in the worst designation for flood insurance. He wants to put his house up for sale and in good conscience he must disclose that his house was in a floodplain (still is) at one time. Middletown Township spent \$2.3 million to rectify the flooding issue in Mr. Hinkson's neighborhood. Middletown Township now needs to take responsibility to have the floodplain designation changed.

Mr. Mallon advised that Pat Duffy is present this evening and will shed some light on this issue. Ms. Teoli Kuhls also stated that the Township has been working diligently on this issue since Mr. Hinkson was before the Board in September. Ms. Teoli Kuhls did receive the call from Mr. Gallagher and through Mr. Duffy who has been leading the efforts the Township has done everything in its power to work and try to coordinate a meeting.

Mr. Duffy said he has had conversations with FEMA concerning this issue and essentially the issue is the Township must reapply for a change in the designation. To reapply you must have the calculations which is a very involved study. All of these calculations were submitted to the state and FEMA back when the project was approved but everyone that has been contacted at the state and FEMA do not have the calculations. Whether they are archived and do not want to find them the Township is having difficulty getting the calculations.

Mr. Duffy stated that another complication is CMX, the engineering firm that did the calculations for the Township, went out of business right after the project was constructed. All of those files are no longer available and typically on all large land development projects it is the engineering groups that did the project, Township Engineer or consultant that was hired keep the calculations and all of that information. The Township has plans and correspondence but without the calculations, we can't move forward.

Mr. Mallon inquired what the most expeditious way would be to get the information from FEMA. Mr. Duffy said getting the Federal Congressman involved approaching FEMA would help. Ms. Teoli Kuhls said State Representative Farry's office has been extremely responsive anytime they have been

contacted and she will continue to communicate with Mr. Hinkson through Mr. Duffy. A meeting will be scheduled in the next several weeks.

Ron Krajewski, Cobalt Ridge Drive, Levittown reported that his meeting with Mr. Pizzo didn't go very well. He is turning all of this information over to the Township Planning Commission and the engineers to see exactly what went wrong.

#### 19. Other Business and Announcements.

Ms. Teoli Kuhls advised that the Winter Parks & Recreation Guide has gone out. She also announced the Middletown at the Mall program which will take place on the second Thursday of each month from 11:00 a.m. to 1:00 p.m. This is a program that is being launched in an effort to improve citizen engagement by taking the "show on the road". We will be able to transact business, register people for programs, obtain information and provide information. The program will be set up on the second floor adjacent to the Food Court near the J. C. Penney's entrance.

Mr. Pizzo stated that as a result of the Growing Greener Grant and the expenditure of the funds, there is no more flooding in the Oaklithurst section of the Township which was a key objective of the program and shouldn't be lost in the debate over getting FEMA to re-designate the property. Mr. Pizzo wished everyone a Happy New Year and thanked the Board once again for his reappointment as Township Solicitor.

Mr. Kreiling also wished everyone a Happy New Year and hopes that 2015 will be another good year.

Mr. Mallon wished everyone a Happy New Year and thanked the Board for their continued confidence in electing him the chairperson again this year. He also looks forward to the challenges that 2015 brings and looks forward to working with this Board of Supervisors who are a group of dedicated hardworking and intelligent people who have done everything in their power and will continue to do everything in their power to move Middletown forward. On behalf of the Board of Supervisors Mr. Mallon thanked the citizens of Middletown for their ongoing support and trust.

20. Next Board of Supervisors Meeting – Monday, February 2, 2015 @7:30 p.m.

21. Adjournment.

**ACTION: MR. GALLAGHER MOVED TO ADJOURN THE PUBLIC MEETING OF THE MIDDLETOWN TOWNSHIP BOARD OF SUPERVISORS AT 8:05 P.M. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.**