

**Town of Milton  
Town Council Meeting Minutes  
January 5, 2004**

**7:15 p.m. – 7:30 p.m. --OPEN FLOOR:** There was no one present to speak during this portion of the meeting.

Mayor John F. Bushey called the meeting to order at 7:30 p.m. at the Fire Hall on Front Street.

Councilwoman Betts offered the opening prayer.

Mayor Bushey called the roll.

PRESENT: Mayor John Bushey  
Councilman Charles Fleetwood  
Councilwoman Leah Betts  
Councilwoman Ronda Melson  
Councilwoman Stephanie Parker  
Councilman Jerry Hudson  
Councilman Noble Prettyman

Others Present: Jocelyn Jenkins, Town Clerk  
Stephanie Coulbourne, Finance Clerk  
Robin Davis, Town Maintenance  
Eric Evans, Code Enforcer  
William Phillips, Chief of Police  
Tim Willard, Town Attorney  
Bob Kerr, Town Engineer

**Presentation and Approval of Minutes**

Councilman Fleetwood made a *motion* to approve the minutes of the October 16, 2003 regular meeting, seconded by Councilman Prettyman.

Motion carried – “Aye”

Councilman Prettyman made a *motion* to approve the minutes of the December 1, 2003 regular meeting, seconded by Councilman Fleetwood. (The date on the top needs to be changed to December; it says November).

Motion carried – “Aye”

**Approval of Treasurer’s Report**

Councilwoman Parker made a **motion** to accept the treasurer’s report, seconded by Councilman Hudson.

Motion carried – “Aye”

**Presentation and Approval of Monthly Bills**

Councilman Fleetwood made a **motion** to pay the monthly bills as money becomes available, seconded by Councilman Hudson.

Motion carried – “Aye”

**Committee Reports**

Sewer & Water Committee – Councilwoman Melson

Item to be addressed under new business.

Streets & Sidewalks Committee – Councilwoman Betts

Councilwoman Betts reported that the cost for streetlights on Coulter would be \$1400 and for Betts would be \$750. The town has also received a request for streetlights on Chestnut and Manship.

Councilman Fleetwood made a **motion** to approve the request for Coulter and Betts Streets, seconded by Councilwoman Melson.

Motion carried – “Aye”

Councilman Fleetwood made a **motion** to include a light on Manship and Chestnut Streets, Councilwoman Melson seconded the motion.

Motion carried – “Aye”

Ordinance Committee – Eric Evans

Nothing to report.

Personnel Committee – Councilwoman Parker

Nothing to report.

Pension Committee – Councilwoman Betts

Nothing to report.

Parks & Recreation Committee – Councilman Fleetwood

A meeting will be held this month regarding the summer concerts.

Economic Development Committee – Councilman Fleetwood

Nothing to report.

Planning & Zoning Committee – Dean Sherman

Nothing to report. There will be a public hearing on the map at the February meeting.

Milton Development Corporation – Councilwoman Betts

Councilwoman Betts reported that the House Tour did earn a little money. No total is available yet. Councilman Fleetwood wants to see if we can help get heat for the building. Per Karen Kelly it is going to cost approximately \$60,000 to \$70,000 for heat and air conditioning in the building.

Board of Adjustment – Larry Savage

Nothing to report.

Finance Committee – Gene Dvornick

Nothing to report.

200<sup>th</sup> Anniversary – Jocelyn Jenkins

Councilwoman Betts will be resigning from the Committee since there are now four (4) Councilpersons on the Committee.

**Written Reports**

Maintenance Report

Councilman Hudson made a ***motion*** to approve the maintenance report as written, seconded by Councilwoman Betts.

Motion carried – “Aye”

Councilman Hudson thanked Robin Davis for coming out to work on Saturday to clean out a sewer drain.

Code Enforcer Report

Councilman Fleetwood made a ***motion*** to approve the Code Enforcer’s Report, seconded by Councilman Prettyman.

Motion carried – “Aye”

Police

Councilman Fleetwood made a ***motion*** to approve the report of the Police Department, seconded by Councilwoman Betts.

Motion carried – “Aye”

Councilman Hudson questioned why an officer is no longer at Mariner Middle School.

Councilman Hudson made a ***motion*** for a letter to be sent to the School Board and

Dr. Brandenberger that an officer needs to be present during school opening and closing. A letter will also be sent to Mr. Curtis about children walking after dark from games, etc. Councilwoman Melson seconded the motion.

Motion carried – “Aye”

Town Clerk

Councilwoman Parker made a **motion** to approve the Town Clerk’s report, seconded by Councilman Prettyman.

Motion carried – “Aye”

**Correspondence**

There was no correspondence.

**Old Business**

Laundromat E.D.U. Update – Bob Kerr/Tim Willard

Bob Kerr stated that he could not find where the E.D.U.’s were purchased by the current Laundromat. Eric Evans could not find where Council approved to waive the E.D.U.’s. No additional E.D.U.’s were purchased. Mayor Bushey made reference to a letter for the shopping center dated November 2, 1990 that only 12 E.D.U.’s were purchased for the whole shopping center. We gave the owner the option to research this on his own; he has not come back to us. It was decided that no E.D.U.’s should be moved. The owner has to purchase E.D.U.’s for the new Laundromat.

Mulberry Street Project Update – DelDOT

Joe Cantalupo gave an update on the project. There has been some lost time due to complications of the project. The design has been finalized. The survey has been started. When preliminary plan are done, they can answer more questions on the project. The project won’t go to bid until the end of 2004 and construction will start in the Spring of 2005. They do not want to start construction in the Fall of 2004 and run into problems and not be finished before winter hits.

Mr. Cantalupo introduced a new team of people working on the project. A public workshop will be held in the middle to end of March.

Councilman Prettyman gave his opinion about the 2005 construction. He thinks the town has been waiting way too long for this project. Mr. Cantalupo reinforced that work is being done behind the scenes even if construction is not being done. Councilman Prettyman asked for letters from DelDOT on the progress. These letters will be available for the monthly Council meetings.

CDBG Update – Bill LeCates

Mr. LeCates reported that due to the construction being pushed back, we will need to reapply per the resolution. The cost of the project will be changed to \$2 million.

Mr. LeCates does not believe it will be a problem; we shouldn't lose the money. He needs new letters and a resolution to re-apply.

Councilwoman Betts made a **motion** to reapply effective January 1, 2004. Councilman Fleetwood seconded the motion.

Motion carried – “Aye”

#### Cannery Village – Memorandum of Understanding

Per Councilman Hudson the Sewer and Water Committee asked Mr. Kerr and Mr. Willard for input. Mr. Willard says legally we can go into this kind of agreement. There is some concern about whether or not the Town wants to do this kind of agreement because there capacity concerns.

Mr. Kerr noted the upcoming development of Preserve on the Broadkill; Merriweather; Milton Center; Shipbuilders; Admiral's Quarters; Cannery Village; and Wagamon's. These will all need sewer capacity. Cannery Village wants 600 E.D.U.'s. If the agreement with Cannery is executed, the others will not be able to connect until the capacity is upgraded. Decisions need to be made about either upgrading the current plant or building a new plant to be able to handle all the new growth.

This issue was tabled.

#### Horseshoe Crab Festival

Shelly Graybill reported that the Festival is set for May 29. Grants are being looked at. They need 5013c status to apply. They would like to use Milton's 5013c status. The goal is to have international and national coverage. They are working with Prime Hook Wildlife Refuge on being a part of the festival. They have commitments from 25 artists for a showing at Cannery Village. The Committee is meeting twice a month.

Councilman Fleetwood made a **motion**, seconded by Councilwoman Betts to allow the Horseshoe Crab Festival to use the Town's 5013c status.

Motion carried – “Aye”

#### Feral Cats – Brenda Sims

The Humane Society has a trap/neuter/release program. The program does work, but it needs money. It is \$25 per animal. There will be a meeting in Dewey Beach at 2:00 p.m. on January 11, 2003 to train people about the program. Chief Phillips will have someone attend. The Town needs to look at the ordinances regarding residents harboring a large number of cats.

#### **New Business**

##### Engineering Update – Water & Sewer Committee

The three (3) finalists were interviewed on December 19, 2003. The Committee met and decided that we will stay with our current engineering firm, Cabe Associates. We will

need to go over their proposal in a special meeting in detail. A special meeting was scheduled for Wednesday, January 22, 2004 at 7:00 p.m., to go over the engineering details and Cannery Village request.

New Building Update for Police Department – Chief Phillips/Councilwoman Betts

The Committee is looking at the old Southern States building. E.M.T. is not available for 4 or 5 years to share the building. It will take 2 or 3 years to renovate the building. Chief will get grants to upgrade the building. He needs Council's okay to take the building.

Councilman Hudson made a ***motion*** for the Committee to meet with Cannery on the issues of the building/ parking and anything that goes along with the building.

Councilwoman Betts seconded the motion.

Motion carried – “Aye”

Councilman Hudson made a ***motion*** with regard to the moratorium that Mr. Willard and Mr. Kerr draft an ordinance to upgrade the sewer plant. Councilwoman Betts seconded the motion.

Motion carried – “Aye”

Four students working on Boy Scout badges were recognized and applauded.

**Executive Session**

A ***motion*** was made and seconded to go into executive session at 9:40 p.m.

Motion carried – “Aye”

Respectfully submitted,

Dawn Johnson  
Administrative Assistant

dmbj:1/31/04