

**MILTON TOWN COUNCIL
MONDAY, JANUARY 4, 2016, 6:30PM
MILTON LIBRARY, 121 UNION STREET**

The meeting was recorded; the below minutes are a summary of the agenda items.

- 1. Meeting was called to order at 6:30pm by Mayor Jones**
- 2. Moment of silence was observed**
- 3. Pledge of Allegiance to the Flag**
- 4. Roll Call:**
 - Theodore Kanakos – Present
 - Emory West – Present
 - Kevin Kelly – Present
 - Marion Jones – Present
 - Michael Cote – Present
 - James Garde - Present
 - Esthelda Parker-Selby - Present
- 5. Public Participation: (6:31pm)**
 - MaryAnn Donnan – 103 Pond Drive - Has additional signatures for the tree petition to drop off. Save the trees, and fences surrounding the trees.
 - Damalier Molina – 330 Behringer Ave. - Dr. Energy – Atlantic Ave & Behringer Ave. Lot adjacent to his property is being used as a parking lot during business hours. Lot is residential therefore the lot use is non-conforming. Discussion about whether lot was used as parking lot prior to zoning change and that it may be grandfathered in.
- 6. Presentation by the Economic Development Committee – Sustainability Subcommittee (6:42pm)**
 - Michela Coffaro, Lou Colon and Tom DiOrio – Discussion looking for additional donations and ways to fund recycling and advertising. Michela Coffaro mentioned there are some stores in other places that do not use plastic bags. May seek help from other groups to do research on recycling plastic.
 - Tom DiOrio indicated that paper breaks down at a quick rate where plastic can take up 150 years.
 - Seth Thompson mentioned there was a State Task Force that was also researching the use of plastic bags. Senate Concurrent Resolution 2012-24
- 7. Requests for Removal of Items from the Consent Agenda (6:57pm) – Councilman Garde**
 - requests removal of 8a & 8g.
- 8. Approval of the Consent Agenda: (6:58pm)** Motion was made by Councilman West to approve the consent agenda; second by Councilman Garde. Motion Carried Unanimously.
 - ~~a. Executive Session Minutes dated November 16~~
 - b. Written Committee Reports**
 - c. Written Department Reports: Administrative, Code Enforcement, Project Coordinator, Police and Public Works**
 - d. Finance Report and Statement of Revenue and Expenditures**
 - e. Appointment of Board of Elections**

- f. **Resolution 2015-025 Community Development Block Grant Program**
- ~~g. **Resolution 2015-026 and Citizen Participation Certificate of Assurance (Attachment E) Endorsing Project to be Submitted to the Delaware State Housing Authority for Funding from the U.S. Department of Housing and Urban Development.**~~
- h. **Resolution 2015-027 designating members if the Chief of Police Hiring Interview Panels.**

9. **Additions or Corrections to the Agenda: (7:00pm)** Request was made for item 13A to be moved before item 12. Motion made by Councilman Cote and Second by Vice-Mayor Parker-Selby. Motion Carried Unanimously.
10. **Agenda Approval: (7:01pm)** Motion was made by Councilman West to approve the agenda as amended; second by Vice-Mayor Parker-Selby. Motion Carried Unanimously.
11. **Discussion and possible vote on items removed from the Consent Agenda: (7:01pm) –**
Agenda Item 8a - Councilman Garde requested item 8a to be discussed during executive session.
Agenda Item 8g - Councilman Garde asked Kristy Rogers about the zero funding in the Resolution. Kristy explained that an infrastructure project had not been designated for submission and grant matching funds were not allocated in this fiscal year. Vice-Mayor Parker-Selby made a motion to approve Resolution 2015-026 and the Citizen Participation Certificate of Assurance attachment. Councilman West second the motion. Motion Carried Unanimously.
12. **Old Business – Discussion and possible vote on the following items: (7:29pm)**
a. **Tasks assigned by Resolution 2015-021 requesting an expenditure plan from the Economic Development Committee (Schedule meeting with EDC)**
Kristy Rogers indicated that Council needed to select a date and time for the meeting with EDC. When the expenditure plan was discussed at a previous Council meeting, a meeting with EDC was requested, but not scheduled. Mayor Jones asked for Council’s availability to schedule a meeting. Councilman Cote made a motion to schedule a meeting with the EDC; second by Councilman Garde. Kristy Rogers suggested that several dates and times be discussed so that she could check Library availability. Councilwoman Parker-Selby asked if possible to meet with the EDC prior to the scheduled council meeting on January 20, 2016. Councilman Cote made a motion to meet with EDC on January 20, 2016 at 5:00pm in the Library; second by Councilman Garde. Motion Carried Unanimously.
b. **Resolution 2015-024 Relating to Town Council’s Support of Tidewater Environmental Services, Inc.’s Application to Delaware Water Pollution Control and Drinking Water State Revolving Fund.**
Seth Thompson indicated Tidewater filed a Notice of Intent with the State of Delaware to seek a loan for the Milton Waste Water Relocation project. Mr. Thompson asked if any Councilmembers had any questions that he needed to address with Tidewater. Council would like clarification on specifications and usage of the new treatment plant, How many people will be served, and per day usage is half what the current plants’ usage is.

Mr. Thompson is to ask the following questions of Tidewater:

Is 180,000gal/day sufficient?

Pros and Cons to giving Tidewater Town support.

Is this a replacement or improvement to the existing facility?

Why would there be a 56% increase in user fees?

Why does the attached map only show the current site, not the future site?

Clarification on the “no” answers on page 3.

Councilman Garde made a motion to table until Mr. Thompson has answers from Tidewater; second by Councilman Cote. Motion Carried Unanimously.

13. New Business – Discussion and possible vote on the following items:

a. Michael Clampitt representing Po’ Boys and Fred Munzert representing Milton Theatre, requesting waiver of Town Code Chapter 183-47, Use of Streets

A waiver for use of streets was requested by Michael Clampitt for a benefit for the Surfriders Foundation at the Milton Theatre. A food truck would be parked along Union Street during the event. There would be no impact other than people just walking, they would not block off sidewalk use and the serving window would be toward sidewalk, no street blockage. Needed waiver from about 6:30pm to 9:00pm. May need to have additional help for crowd control. Councilwoman Parker-Selby suggests seeking student help an many can use volunteer hours. Council discussed the following conditions: event waiver from 6:15pm until 9pm on February 19, 2016, Public Works Department is to supply orange cones and block off two parking spaces in front of the Milton Theatre, and applicant is to provide a person to assure foot traffic move safely and efficiently.

Councilwoman Parker-Selby made a motion to grant the waiver with the above conditions; second by Councilman West. Motion Carried Unanimously.

14. Executive Session: A motion was made by Councilman West to go into Executive Session; second by Councilwoman Parker-Selby. Motion Carried Unanimously.

- a. Strategy sessions, involving legal advice or opinion from an attorney-at-law, with respect to collective bargaining or pending or potential litigation, when an open meeting would have an adverse effect on the bargaining or litigation position of the public body**
- b. Discussion of the content of documents, excluded from the definition of "public record" in § 10002 of this title where such discussion would disclose the contents of such documents**
- c. Personnel matters in which the names, competency and abilities of individual employees or students are discussed.**

15. Discussion and possible vote on Executive Session items

Motion made by Councilman Garde to return to regular session, second by Councilman Cote. Motion Carried Unanimously.

Seth Thompson stated a motion was needed to approve the revisions to the proposed amendment as discussed. Motion made by Councilman Kelly, second by Councilman West. Motion Carried Unanimously.

Seth Thompson stated a motion was needed to reject the offer received with regards to the attorney’s fees as discussed. Motion made by Councilman Cote, second by Councilman West. Motion Carried Unanimously.

Councilman Garde made a motion to approve the document submitted by the Town Clerk. Second by Councilman West. Motion Carried Unanimously.

Councilman Garde stated a motion was needed to approve the Executive Session minutes dated November 16, 2015, as amended. Motion made by Councilman West, second by Councilman Cote. Motion Carried Unanimously.

16. Adjournment

Motion to adjourn made by Councilman West, second by Councilman Cote. Motion Carried Unanimously.