

Milton Town Council Meeting April 18, 2016 Summary Minutes

Call to Order

The meeting was called to order in the Milton Public Library at approximately 6:30 PM on April 18, 2016 by Mayor Kanakos. A moment of silence was then observed, followed by the pledge of allegiance to the flag.

Roll Call:

Theodore Kanakos, present
Emory West, present
Esthelda Parker-Selby, present
Charles Fleetwood, absent
Michael Cote, absent
Kevin Kelly, present
Sam Garde, present

Seth Thompson, the Town Solicitor was also present

These Summary Minutes:

These summary minutes cover only the high points of the meeting, and shall be the final minutes when approved by the Mayor and Town Council. The discussions were recorded, and may be transcribed at a later date. The recording is available in Town Hall. Documents included in the Council Packet are not included as attachments to these summary minutes.

Public Participation:

Ed Harris, Behringer Ave. made several comments and related to the Garden Club situation, including:

- He is troubled by the fact that there is an issue.
- He has not spoken with any members of the Garden Club about what he saying tonight.
- He opined that after approximately 15 years of wonderful volunteering in the Town, the Town is saying to the Garden Club "We don't respect you any more."
- He opined that the Town should apologize to the Garden Club and publish the apology in the Cape Gazette.
- He opined that the Garden Club is a great bargain to the Town, as hiring professionals to do the work that the Garden Club has done as volunteers would cost a great deal of money.
- He opined that zelcova is a good selection for a downtown tree, but that the Town butchered them when they topped the trees, and turned them into "topiary."
- The Town needs people who are qualified and the Garden Club has Master Gardeners.

Barry Goodinson, Milton Planning & Zoning Commission made several comment related to the Comprehensive Plan and its development. His comments were made both during Public Participation and Old Business and included:

- Milton has a culture of not recognizing the value-added by its volunteers. This is exemplified by the Garden Club situation and by the way the Administration has thwarted some of his efforts to produce a user-friendly Comprehensive Plan.
- The Town Administration has been “completely disrespectful” towards his and his Commission’s efforts to produce such a user-friendly Comprehensive Plan.
- The memo included in the Council Packet from Kristy Rogers summarizing the chronology of the Comp Plan development is inaccurate in more than one place.
- The set up for review and completion of the Comp Plan by Pennoni did not allow proper communication with P&Z, since the electronic copies of the document were distributed only as pdf’s. That did not allow P&Z members to comment on line.
- He had requested a meeting with Pennoni, but got no response from the Town.
- P&Z has a meeting planned with the Historic Preservation Committee to discuss relevant aspects of the Comp Plan.

Requests for Removal of Items from the Consent Agenda

Councilman Garde requested that item b (Budget revision and approval of additional funds for the citizen initiated mural project) be removed.

Approval of the Consent Agenda

Councilman West made a motion to approve the Consent Agenda as amended. Councilman Garde seconded, and the motion was unanimously approved.

Discussion and possible vote on items removed from the consent agenda

Councilman Garde made a motion to: (1) rescind the previously approved motion regarding funding a portion of the mural via a donation through State Representative Smyk from the Community Transportation Fund (CTF) for painting of curbs along Federal, Union, Front, and Chestnut Streets, and (2) apply the CTF donation of \$1,000 to the installation of sidewalks along the parcel of the Maintenance Building, as this was part of the approved FY 2016 budget. The CTF donation, when received, will allow us to make a \$1,000 donation to the mural project. The motion was seconded by Vice Mayor Parker-Selby and unanimously approved.

Additions or Corrections to the Agenda

None.

Agenda Approval

A motion was made by Vice Mayor Parker-Selby to approve the Agenda as submitted. Councilman West seconded, and the motion was unanimously approved.

Old Business - Discussion and Possible Vote on the Following Items:

a. Status of the Comprehensive Plan

The Council Packet contained (1) a memo dated April 13, 2016 from the Town Clerk summarizing the process for developing the draft Comprehensive Plan; (2) a memo

dated April 6, 2016 from the Chairman of the Planning & Zoning Commission, Barry Goodinson, requesting help and support from the Mayor & Town Council to complete the Comp Plan; (3) a memo from the Delaware Office of State Planning dated April 22, 2014 re: PLUS review 2014-03-02, Town of Milton Pre-update Review; (4) A copy of the signed Task Order dated June 22, 2015 prepared by Pennoni related to consultation and certification services for the update of Milton's Comprehensive Plan; (5) A revised schedule for completion of the Comp Plan dated 4/15/2016; (6) A memo from Councilman Cote related to the Comprehensive Plan; and (7) a copy of the "Work in Progress" draft of the Comp Plan.

There was a lengthy discussion of this topic. Highlights include:

- George Cardwell, the Planner from Pennoni who produced the "Work in Progress" draft of the Comp Plan, made several comments, including:
 - Pennoni was approached by the Town to write a Task Order to assist in the completion of the Comp Plan.
 - Pennoni reviewed the documents produced to date by P&Z and estimated the cost to complete the document.
 - Pennoni submitted a Task Order for \$37,140 to complete the Comp Plan. The estimate included attending 7 meetings, 5 workshops and 2 with the Town/P&Z.
 - There have been 9 versions of various portions of the Comp Plan to date.
 - Pennoni has attended 25 meetings to date.
 - The Comp Plan draft is close to being complete, and needs only updates of the Historic Preservation and one other section.
 - Since the last update of the Comp Plan, Milton's population has increased above 2000, which resulted in additional requirements for Comp Plan, including a requirement for a Source Water Protection Plan.
 - Since Milton had paid for the production of the Pennoni "Work in Progress", and since there was nothing confidential in it, he did not consider it to be a product owned by Pennoni.
 - He opined that, if things went smoothly, and information gleaned from planned meetings, the Comp Plan "Work in Progress" draft could be completed in approximately 2 months.
 - Use of Google Docs, or a similar sharable platform was fine with him, if it is OK with the Mayor & Town Council.
- Barry Goodinson requested the Mayor & Town Council help sort out the process for working together.
- David Johnson, 322 Behringer Ave. commented that the agenda item was status of the Comprehensive Plan, not the process for developing it, and urged the Mayor & Town Council to move on.
- Councilman Garde made a motion that Mr Goodinson and Mr Cardwell work together to select a platform that allowed limited access to specifically named persons to edit the document, and a broader, though also limited number of people, to read the document as it was being finalized. Councilman Kelly seconded and the motion was unanimously approved.

New Business - Discussion and Possible Vote on the Following Items:

a. Donation request from the Milton Fire Department for their inaugural 5K run/walk event

The Council Packet contained a letter from Dennis Hughes II, of the 5K Memorial Run Committee, requesting a donation. After some discussion, a motion was made by Councilman West to donate \$500 to the Milton Fire Department to support the inaugural 5K run/walk. Councilman Garde seconded and the motion was unanimously approved.

b. Award of Governors' Archway Project

The Council Packet contained a memo from the Town Clerk summarizing the results of the bidding process for the Project. After discussion, a motion was made by Councilman West to award Option 2 and the optional posts to create the Archway to Rogers Sign Company as the lowest responsive bid in the amount of \$9,646.10. Vice Mayor Parker-Selby seconded, and the motion was unanimously approved.

Workshop style discussion on recreational activities for youth

- This was on the agenda since it was a specific question raised during the recent campaign, and since it was also a key issue raised during Milton Speaks.
- A lively discussion followed with the following highlights:
 - Space and location for any facility, other than existing facilities in the Cape Henlopen Schools, is definitely at a premium.
 - Any new facility or activity in an existing facility will require volunteers, organization, and leadership.
 - Councilman Garde recommended that an Ad-Hoc Committee be appointed to investigate the situation and make recommendations to Mayor & Town Council.
 - Mayor & Town Council opined that if such a Committee were formed, that members should include owners of potential facilities, representative of the School District, parents of teenagers and volunteers.
 - Dave Johnson, Behringer Ave, indicated that he had experience as a volunteer supervising teenage activities, and was willing to serve in such a capacity in Milton.
 - Councilman Garde agreed to draft a Resolution appointing such an Ad-Hoc to investigate and make recommendations.

Workshop style discussion on waste containers being left out beyond Code required timeframe

- This was on the agenda since it was a specific question raised during the recent campaign, especially in one area of Shipbuilders.
- The Project Coordinator, Mr. Collier responded that the Code Enforcement department was aware of the situation and had issued notices in the area in the past.
- Mr Collier opined that the Code did not provide any specific remedy (or fine) for non-compliance.
- The possibility of including a specific remedy in the relevant ordinance was discussed, but no action was taken.

Executive Session

- A motion was made and seconded to go into Executive Session. The motion was unanimously approved.

- At the end of the Executive Session, a motion was made, seconded and unanimously approved to come out of Executive Session.

Discussion and Possible Vote on Executive Session Items:

A motion was made, seconded and unanimously approved to go into Regular Session. No actions were required in the Regular Session as a result of the Executive Session.

Adjournment

A motion was made, seconded and unanimously approved to adjourn.

Approval

These minutes were approved as part of the Consent Agenda at the Town Council meeting held on May 16, 2016.

Very Respectfully submitted,
James C. ("Sam") Garde,
Secretary of the Town Council

