



Town of Milton

115 Federal Street, Milton, Delaware 19968

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RESOLUTION 2024-004

TO RATIFY THE RESULTS OF THE JANUARY 27, 2024, WATER SYSTEM IMPROVEMENTS REFERENDUM

WHEREAS, the Town of Milton, Delaware, owns, operates and maintains a public water system;
and

WHEREAS, the Town proposes to construct certain water system improvements, being Water Main Replacement under Carey Street, Walnut Street, Magnolia Street, Mill Street and Bay Avenue (\$1,785,000); and Chandler Street Water Treatment Facility Improvements (\$579,000); and Federal Street Water Tower (\$3,850,000); and

WHEREAS, the Town had applied to the State of Delaware and received a preliminary commitment for a combined loan total of up to \$6,214,000 principal amount from the Drinking Water State Revolving Fund ("DWSRF"), to finance the total project costs; and

WHEREAS, Section 33 of the Town Charter outlines specific procedures that were followed in order to conduct a referendum and incur indebtedness;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Milton ratifies the following actions that were completed in accordance with Section 33 of the Town Charter:

- a) In compliance with Section 33(a)(2)(A), Resolution 2023-024, entitled "To Schedule a Public Hearing on Resolution 2023-022 [To Propose Borrowing of up to \$6,214,000 to Finance Public Water System Improvements and to Order the Referendum to be Scheduled] ", was adopted on November 6, 2023;
- b) In compliance with Section 33(a)(2)(B), the Town posted the public hearing notice on the Town's website, bulletin board, Town Hall, Kiosk in Memorial Park, and Milton Library on November 17, 2023; and advertised the public hearing notice in the Cape Gazette on November 21, 2023;
- c) In compliance with Section 33(a)(2)(C), on December 4, 2023, said public hearing took place, and thereafter Mayor and Town Council adopted Resolution 2023-022, entitled "To Propose Borrowing of up to \$6,214,000 to Finance Public Water System Improvements and Order the Referendum to be Scheduled";
- d) In compliance with Section 33(a)(2)(D), a notice of the time and place of the Referendum was published in the Cape Gazette on December 22, December 26, December 29, and January 2, 2024; mailed to all property owners and citizens on January 5, 2024; and posted on December

18, 2023 at Town Hall, bulletin board, Town website, Kiosk in Memorial Park, Milton Library; and

- e) In compliance with Section 33(a)(2)(F), the Board of Special Election was appointed on January 8, 2024; the referendum ballot was prepared by the State of Delaware, Department of Elections on January 2, 2024; and the referendum was conducted using voting machines.

BE IT FURTHER RESOLVED that said Water System Improvements Referendum took place on Saturday, January 27, 2024, at Milton Fire Department, from 8 a.m. to 6 p.m., with the Board of Special Elections then counting the absentee votes and certifying the voting totals between the machine votes and absentee votes. Results are as follows: Water Main Replacement 567 votes in support and 41 against; Chandler Street Treatment Facility 558 votes in support and 46 against; and, Federal Street Water Tower 513 votes in support and 92 against. Receipt of said certificate is hereby acknowledged and the results are hereby ratified.

I, **Scotty Le Edler**, Secretary of the Town Council of the Town of Milton do hereby certify that the above resolution was passed at the meeting of the Town Council, duly called and convened, held on the 5th day of February 2024, at which a quorum was present and voting throughout and that same is still in full force and effect.

TOWN OF MILTON

BY: _____

SECRETARY OF TOWN COUNCIL

DATE: _____

02/04/2024