

## **COUNCIL MINUTES**

**FEBRUARY 6, 2012**

The regular meeting of Mayor and Council was held on the above date with Council members Reynolds, Faulkner, McGhee, Dixon and Burgess present with Mayor Kenneth L. Branner presiding. Town Manager Morris Deputy was also present. Town Solicitor Scott Chambers and Councilman Pierce were absent.

Mayor Branner announced the 2012 Election will be held on Monday, March 5<sup>th</sup>. Elected members will be sworn in on Monday, March 12<sup>th</sup> at the regularly scheduled Council Meeting.

Appointments for Election:

Inspector:	Kelly Fletcher
Officers:	Kristen Krenzer
	Greta Stewart
	Cari Price Papellas
	Tracy Skrobot
	Megan McGhee
	Kate Keller
	Cathy Webber

**1. Minutes Approval:** Moved by Ms. Burgess and seconded by Mr. McGhee to approve the Minutes of January 9, 2012 as presented. Motion Carried Unanimously.

**2. Treasurer's Report:** Moved by Mr. McGhee and seconded by Mr. Reynolds to approve the Treasurers Report as presented. Motion Carried Unanimously.

**3. Bills Payable:** Moved by Mr. Reynolds and seconded by Ms. Burgess to approve the Bills Payable and pay as funds become available. Motion Carried Unanimously.

**4. Police Report:** Captain Daniel Yeager

The MPD responded to 1,010 calls for service for the month of January.

- 334 calls required documentation with an accident or incident report.
- 71 incidents required arrest action; 256 arrests were made.
- Calls for service: district 1 – 250; district 2 – 349; district 3: 125 and district 4 - 151.
- 40 accidents: 29 property damage; 6 property damage/hit & run; 5 personal injury.
- Busiest days for calls: Mondays averaged 177 and Sundays averaged 175; peak times were 6 p.m. and 7 p.m.
- Top 5 calls for service: 346 vehicle stops; 58 property checks; 56 follow-ups; 54 alarms and 46 public relations calls.
- 5 juveniles were arrested for their involvement in various graffiti incidents; 23 cases were cleared. Damage is estimated at \$8,000 to \$10,000.

Moved by Ms. Burgess and seconded by Mr. Reynolds to accept the Police Report presented by Captain Yeager. Motion Carried Unanimously.

**5. Public Hearings**

**5-A. 126 Patriot Drive, Suites 1 and 2, Levels Business Park – CU-01-12 Conditional Use Permit request for a printing company (Middletown ink) in a manufacturing-industrial area.  
Tax parcel 23-041.00-014.**

Robert Mullin, owner of the building, requested approval to allow Middletown Ink, a printing company to occupy the space. Their primary business is printing promotional material for other distributors.

Planning and Zoning recommended approval.

***Moved by Mr. Faulkner and seconded by Mr. Dixon to approve Conditional Use request CU-01-12 for 126 Patriot Drive, based on Planning and Zoning's recommendation. Motion Carried Unanimously.***

**5-B. 105 Sleepy Hollow Drive, Suite A – CU-02-12 Conditional Use Permit request for a showroom (PromGirl, LLC) in a manufacturing-industrial area. Tax parcel 23-021.00-134.**

Barbara Collins, Director of Operations for PromGirl, said their business is an internet company. Additional office space is needed and they want to display some of their top-style merchandise. Clients will come to the facility to be measured and order their dresses on-line.

Mayor Branner said Planning and Zoning recommended approval.

Mr. Reynolds asked if it was the same type of operation PromGirl had at the shopping center. Ms. Collins said that location had a retail store; that is not the intention at this location. The girls will view the merchandise, be measured for proper fit and order their dresses from the internet. It is not intended to be a cash and carry location.

***Moved by Mr. Dixon and seconded by Mr. Reynolds to approve Conditional Use Permit CU-02-12 request for a showroom for PromGirl, LLC at 105 Sleepy Hollow Drive. Motion Carried Unanimously.***

**5-C. Approve construction contract for Hampshire Court Pump Station**

Morris Deputy said the installation of this pump station will carry flow from Willow Grove Mill to Longmeadow. The low bidder was MGK in the amount of \$1,009,500. KCI reviewed the bids and recommended the bid be awarded to MGK.

Bob Gouge, resident, asked for an explanation on how the project would be paid for. Mr. Deputy said two years ago the Town sold bonds to cover a variety of sewer and street projects. This project will be paid for from the proceeds from the sale of those bonds.

***Moved by Mr. Reynolds and seconded by Ms. Burgess to award the lift station contract to MGK Industries, Inc., in the amount of \$1,009,500, based on the recommendation by KCI Technologies, consulting engineers, and the Town Manager. Motion Carried Unanimously.***

**5-D. Adopt a Resolution to approve the issuance of \$825,000 in general Obligation Debt of the Town of Middletown, Delaware, in connection with the 2010 Delaware Drinking Water State Revolving Fund.**

Mayor Branner said this is part of an award received from the Office of Drinking Water. The ODW asked that this item be tabled until next month.

**UNFINISHED BUSINESS:** None

**NEW BUSINESS:**

- Mr. Reynolds reported on a meeting that he and Councilman Pierce attended with representatives from DelDOT. If funds are approved, Broad Street will be overlaid as part of a project paving Rt. 71 from Rt. 13 to Mt. Pleasant. Work will be done at night; the project is slated to start late summer. The project will also include replacing or repairing sidewalk and curbing. A turning lane into Cricklewood will be installed; the 35 MPH signs will be moved out to Noxontown Road.

Mayor Branner said a traffic study will be done at a later date to determine the impact of traffic coming from St. Anne's Church Road and Green Giant Road.

Representative Quinn Johnson said the speed limit signs near Cricklewood are in the process of being relocated now.

Moved by Mr. Reynolds and seconded by Ms. Burgess to adjourn to Executive Session to discuss legal and personnel issues. Motion Carried Unanimously.