

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

1. Minutes Approval: Moved by Mr. Pierce and seconded by Ms. Burgess to approve the Minutes of March 7, 2011 and March 14, 2011. Motion Carried Unanimously.

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

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

4. Police Report: Chief Hank Tobin

The MPD responded to 975 calls for service for the month of March.

- 279 calls required documentation with either an accident or criminal report.
- 55 incidents required arrest action; a total of 204 charges were placed.
- Zone 1 – 237 calls: 88 vehicle stops; 16 alarms; 15 property checks; 12 public relations
- Zone 2 – 331 calls: 107 vehicle stops; 19 public relations; 11 domestics; 10 alarms
- Zone 3 – 135 calls: 30 vehicle stops; 10 follow-ups; 7 public relations; 6 alarms
- Zone 4 – 155 calls: 53 vehicle stops; 15 property checks; 12 alarms
- 27 accidents for the month of March: 16 property damage; 7 hit & run; 4 personal injury
- Call analysis: busiest days - Saturday and Tuesday; busiest time - between 6 and 8 p.m.
- Top five calls for service: 322 traffic stops; 48 property checks; 46 public relations; 43 alarms
- A resident asked about a shooting on Lake Street. Chief Tobin said the incident is still under investigation.

5. Grant Review: Lou Vitola

Validation Reports :

- a. Middletown Area Chamber of Commerce for \$2,500 awarded 2010
- b. Middletown-Odessa Rotary Club for \$2,175 awarded 2009
- c. MHS Band Boosters for \$2,500 awarded 2007
- d. The Neighborhood House for \$5,300 awarded 2007

Mr. Vitola reported all the validation reports provided receipts and documentation confirming the funds were spent as promised in the grant request and approval. The Committee recommends Mayor and Council approve all four validation reports.

Grant Requests:

MHS Band Boosters - \$1,000: A grant request was received from MHS Band Boosters in the amount of \$2,500 to support a trip to Disneyworld to perform in a concert and parade. All but \$6,000 of the \$53,000 required has been raised by the parents and students. The Committee is recommending approval of \$600 for transportation costs and \$400 for T-shirts. The Committee doesn't feel the grant should pay for meals, etc.

Compassionate Care Hospice COURAGE - \$3,000: A grant request was received from this program in the amount of \$5,000. The program provides support and counseling to grieving children. Last year the program counseled 150 school-aged children in Delaware and 65 in the MOT area. The Committee is recommending approval of only \$3,000 because the larger foundation has a strong balance sheet and several paid employees.

Mr. Dixon requested the Band Boosters submit their validation report in a more timely fashion.

Moved by Mr. Pierce and seconded by Mr. McGhee to approve the validation reports as presented, the grant request to the MHS Band Boosters in the amount of \$1,000, and the grant request of \$3,000 to the Compassionate Care Hospice COURAGE as recommended by the Grant Committee. Motion Carried Unanimously.

6. Public Hearings

6-A. 16 Crawford Street – Minor Subdivision Plan for subdivision of the existing parcel into three separate lots and construction of two 1,200 square-foot, two-story dwelling units on lots 2 and 3. Tax parcel 23-006.00-194.

Ron Sutton with Civil Engineering Associates said approval is requested for a duplex dwelling at 16 Crawford Street. Comments received from KCI have been addressed with the exception of the Fire Marshal's approval. Plans will be submitted to the Fire Marshal for review at building permit stage.

Planning and Zoning recommended approval.

Moved by Mr. Pierce and seconded by Ms. Burgess to grant approval for the Minor Subdivision Plan at 16 Crawford Street with the stipulation the Fire Marshal's comments are addressed. Motion Carried Unanimously.

6-B. Public Assembly Permit request for Tax Day Rally April 15, 2011.

Ceil DiNozzi, Chair Person for the First State's Patriot organization, requested permission to use the Town Square and public address system again this year for a peaceful rally on April 15, 2011. The time for the event is 3 p.m. to 6 p.m. Tables will be setup to display promotional items, sign new members and pass out material for upcoming events and meetings. The First State Patriots is a 501C-3 organization and their meetings are open to the public.

Mr. Reynolds asked that they be mindful of school buses and school children crossing the intersection at that time.

Moved by Mr. Reynolds and seconded by Mr. Dixon to grant approval for the public assembly permit for Tax Day Rally on April 15th on the Square and use of the public address system. Motion Carried Unanimously.

6-C. Motion to Ratify Maintenance Agreement with DelDOT (Peterson Road, Cedar Lane Road, Silver Lake Road)

Morris Deputy said this agreement will clarify the original 1998 agreement regarding maintenance and repair of culverts, bridges and pavement rehab. DelDOT needs approval from the Town to

perform maintenance on those roads because they are town roads. The new agreement will also specify who is responsible for what maintenance.

Moved by Ms. Burgess and seconded by Mr. Reynolds to ratify the Maintenance Agreement with DeDOT for Peterson Road, Cedar Lane Road and Silver Lake Road. Motion Carried Unanimously.

6-D. Motion to Ratify design contract with KCI Technologies, Inc. for amendment to Route 1 Sewer Collection System

Morris Deputy stated this is an amendment to the Route 1 Sewer Collection System Agreement for the gravity feed design for flow from Odessa and Willow Grove to the pump station at Longmeadow. It will be paid for with proceeds from the bond sale.

Moved by Mr. Pierce and seconded by Mr. McGhee to ratify the design contract with KCI Technologies, Inc. for amendment to Route 1 Sewer Collection System. Motion Carried Unanimously.

6-E. Introduce an Ordinance to amend Chapter 142, Solid Waste, in the Town of Middletown Code of Ordinances.

Mayor Branner introduced an Ordinance to amend Chapter 142, Solid Waste, in the Town of Middletown Code of Ordinances. This Ordinance will be on the May agenda for consideration.

7. Unfinished Business - None

8. New Business

A resident asked about the possibility of painting the transformer boxes. Mayor Branner suggested they contact the Gibby Center for artists and then obtain approval from the Town.

Moved by Mr. Reynolds and seconded by Ms. Burgess to go into Executive Session to discuss personnel and legal matters. Motion Carried Unanimously.