

MAYOR & COUNCIL

April 2, 2018

Vice Mayor Pase called the regularly scheduled meeting of the Mayor and Council of Delmar, Delaware to order at 7:00 P.M. In attendance were Council Members Smith, Boyan and Holmes, Town Manager Bynum-King, Delmar Police Chief Barkley and Clerk of Council Fisher. Absent: Mayor Houlihan. Guests: Chris Brown, Robert Colucco, Marcus Clark, Alan Preston, and Doug Marshall.

Vice Mayor's Comments

Vice Mayor Pase informed everyone that Mayor Houlihan is on vacation. She asked everyone to silence their cell phones and anyone wishing to address the Council to sign in at the podium.

Oath of Office

Vice Mayor Pase administered the Oath of Office to Alan Preston for the Delmar Parks and Recreation Council.

Proclamation- April is Fair Housing Month

Vice Mayor Pase read the Proclamation declaring April as Fair Housing Month.

Proclamation- May is Municipal Clerk's Month

Vice Mayor Pase read the Proclamation declaring May 6 through May 12, 2018 as Municipal Clerk's Week.

Approval of Minutes

Council Member Smith made a motion to approve the March, 2018 minutes as circulated. Council Member Boyan seconded the motion which passed with 4 ayes and 1 absent.

New Business

Charles Kistler- Disaster Recovery Services

Mr. Kistler identified himself as being with a 501 C non-profit program with Disaster Recovery Services. He said a fire occurred in Legislative Hall last year and they had to vet out companies that were insured. There are 6 companies that have been awarded the contract for Delaware. He said that 2 are out-of-state and of the 4 that are in Delaware; 3 are in Dagsboro. All municipal agencies are allowed to use this contract. He said that it is very helpful to consider signing up and be on-call for any type of relief. There is no financial commitment.

On the Disaster Preparedness side of the business; there is something called Smart 911. It is a service that was purchased by the State of Delaware. Citizens register family and house information and all the specifics to that dwelling for when the responders come, they know as much about the dwelling as possible. Things such as how many people live in the house, any elderly, anyone with disabilities, any children and pets. He suggested that everyone go to Smart911.com and register. Of the 220,000 residents of Sussex County, only 8,000 residents are registered. Mr. Kistler strongly stated that preparation in case of an emergency needs to be taken seriously.

He went on the Public Safety side of the company. He stated that he serves on the Energy Efficiency Advisory Council and he represents low income families. The State of Delaware has set aside \$4M for low income families.

There are actually 2 sources of money- one is community based and the other is for state wide initiatives. They have started a program “Lights over Dover Strong”. It is funding to provide lighting measures for low income families. They put LED lights with night sensors on the porches of the houses. The back of the houses have motion sensor lights powered by solar power so that when someone walks by, the lights come on. The criminal activities in the neighborhood has left. To date they have installed lights to over 300 homes. SEC purchased the license for the lighting and Wells Fargo furnished the money for the labor costs involved. Mr. Kistler suggested that Delmar could take advantage of this money source for lighting or other projects.

Council Member Holmes asked if this program includes homes in subdivisions. Mr. Kistler said that while yes it does, the way the program works is that he contacts the police department to see where the criminal elements are in Town. They will then be able to locate the streets and identify the homes that the LED lighting will go to. He said that they start with the porches. The street lights come from a different funding source. The cost of the LED lights is far less that what we pay now for street lights. The lights last 18 years.

He concluded by saying the SEC Community Energy Centers acts as a referral for the municipalities.

Old business-

Town Manager Bynum-King said that a resident was at the last meeting and spoke about an ongoing storm drain issue at his house on Grove Street. CES have been cleaning out some of our constricted storm drains. They are scheduled to be back in Town within the next 2 weeks and N. Second Street is on their list to be cleaned. The fire hydrant that was hit by a car has yet to be replaced.

Committee Reports:

Student Advisory Report

No one was here to give a report. Vice Mayor Pase stated that they are on Spring Break this week.

Police Chief’s Report

Chief reported that his department is working with the high school in reference to safety protocols. In the coming weeks, the Council might hear about a small scale drill that they will be doing. It will be basically about coordinating logistics. There was a request from the high school for when the regular RSO is off or in training that someone else be sent to the school. He said that he is looking into that now. There are questions about the legality of just sending in another officer since there is additional training needed that the regular officers do not have.

Chief reported that they took part in the St. Patrick’s Border to Border event. The event was from Virginia, Maryland and Delaware along Rt. 13. It was a very successful outing. Virginia had the lowest number of DUI’s with Maryland having the highest number.

He concluded by saying the department is prepping for the Little League Parade on the 14th.

Parks & Rec. Report

Town Manager Bynum-King reported that there was not a meeting this month. There is a new member for the Parks and Rec Council and the next meeting will be held on April 17th at 6:30 p.m.

Code Enforcement Officer Report

Town Manager Bynum-King said that there is a report in the mail packet. There has been very minimal activity with just the issuance of building permits and CO’s. The other components of Code Enforcement has been

recessed. The application period for the Code Enforcement position closed on March 30th. There are 7 applicants and hopefully next week they can start setting up interviews.

Fire Department Report

Vice Mayor Pase reviewed the report that was provided prior to the meeting.

Utility Commission

Council Member Smith reported that the Pine Street Pump Station should be operating tomorrow. There is nothing new to report in reference to the Grove Street Water Main Project. The Utility Commission met with Doug Marshall from Marshall Home and Land to hear his request for a reduction of the impact fees for lots in Yorkshire Estates and Heron Ponds. That was tabled and will be discussed at the Utility Budget Workshop this Wednesday.

Council Member Smith stated that due to a death in the family and medical issues, both the Waste Water Superintendent and the Public Works Director were out. The Town contracted with DB&F on-call a 5A licensed operator to assist during the impending storm.

Public Works

Council Member Smith stated that the Public Works Commission met this evening. Public Works is working at State Street Park taking down the swing set and removing all the old play equipment from the tot lot. They are cleaning and painting the benches, fixing the fences and cleaning up the gumballs. They are painting the parks bathrooms. They have completed the fire hydrant flushing and they cut down some trees in Gordy Park. CES unclogged a sewer blockage on Delaware Avenue.

Planning & Zoning

Council Member Boyan reported on the following:

Robert Colucco- Dynamic Engineering- Construction of Trash Enclosure at Wawa, 37811 Sussex Hwy, Delmar, DE

Mr. Colucco said that he is here this evening to be allowed in construct a trash enclosure for the rear wall of Wawa. He originally was given approval from this Council back on October, 2015. No changes have been made to the plans since they were last reviewed by the Council. The approval expired prior to anything being done.

Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for the construction of a trash enclosure along the rear wall of Wawa, located at 37811 Sussex Highway, Delmar, DE, per the attached drawings. Council Member Boyan seconded the motion which passed with 4 ayes and 1 absent.

Doug Marshall- Combining Lots in Yorkshire Estates, Delmar, DE

Mr. Marshall stated that he needs to combine some of the lots in Phase I of Yorkshire Estates. The larger lots work better with the type of homes that are being built in Yorkshire Estates.

Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for the combination of Lots 16-22 in Yorkshire Estates, Delmar, DE to become Lots 16-20, per the attached plat dated 03-15-18. Council Member Boyan seconded the motion which passed with 4 ayes and 1 absent.

Council Member Boyan made a motion to accept the favorable recommendation from the Planning and Zoning Commission for the combination of Lots 29 and 30 in Yorkshire Estates, Delmar, DE to become Lot 29, per the

attached plat dated 03-15-18. Council Member Smith seconded the motion which passed with 4 ayes and 1 absent.

Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for the combination of Lots 251 and 252 in Yorkshire Estates, Delmar, DE to become Lot 251, per the attached plat dated 03-15-18. Council Member Boyan seconded the motion which passed with 4 ayes and 1 absent.

Mr. Marshall said that there are a few lots, some with drainage easements, that he is thinking about dedicating to the community and asked who he should talk to. Town Manager Bynum-King said that he should start with the HOA and once everyone there is on board, then he can come before the Planning and Zoning Commission. When asked, Town Manager Bynum-King said that the HOA would take ownership of those properties.

Chris Brown- Ryan Homes- New Home Build- Lot 80, House Type 1918, Elevation A, 11497 Buckingham Drive, Yorkshire Estates, Delmar, DE

Upon reviewing the plans, Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for a new house build on Lot 80, house type 1918, elevation A, located at 11497 Buckingham Drive, Yorkshire Estates, Delmar, DE, per the attached drawings. Council Member Boyan seconded the motion which passed with 3 ayes, 1 absent and Council Member Holmes abstaining.

Chris Brown- Ryan Homes- New Home Build- Lot 81, House Type 2203, Elevation A, 11505 Buckingham Drive, Yorkshire Estates, Delmar, DE

Upon reviewing the plans, Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for a new house build on Lot 81, house type 2203, elevation A, located at 11505 Buckingham Drive, Yorkshire Estates, Delmar, DE, per the attached drawings. Council Member Boyan seconded the motion which passed with 3 ayes, 1 absent and Council Member Holmes abstaining.

Chris Brown- Ryan Homes- New Home Build- Lot 82, House Type 1680, Elevation A, 11513 Buckingham Drive, Yorkshire Estates, Delmar, DE

Upon reviewing the plans, Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for a new house build on Lot 82, house type 1680, elevation A, located at 11513 Buckingham Drive, Yorkshire Estates, Delmar, DE, per the attached drawings. Council Member Boyan seconded the motion which passed with 3 ayes, 1 absent and Council Member Holmes abstaining.

Chris Brown- Ryan Homes- New Home Build- Lot 83, House Type 2203, Elevation A, 11519 Buckingham Drive, Yorkshire Estates, Delmar, DE

Upon reviewing the plans, Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for a new house build on Lot 83, house type 2203, elevation A, located at 11519 Buckingham Drive, Yorkshire Estates, Delmar, DE, per the attached drawings. Council Member Boyan seconded the motion which passed with 3 ayes, 1 absent and Council Member Holmes abstaining.

Marcus Clark- Sign Approval (LEEGAR 1950) for 9 W. Jewell St., Delmar, DE

Council Member Boyan informed the Council that this was an item from the February, 2018 Planning and Zoning Commission meeting. Mr. Clark said that there was family from out of town for his mother's birthday, so he wasn't able to attend last month. But he is here this evening for sign approval. The Town Manager reminded the Council that prior to issuing an approval they needed to verify that Mr. Clark or anyone was not residing at the property. Mr. Clark responded that no he wasn't, that he had just closed on a house in Salisbury, Maryland. Mr.

Clark responded that no one was residing at the property, he was just staying there until he closed on a house in Salisbury, Maryland. Council Member Holmes asked again to reiterate that no one was living in the property. Mr. Clark stated again, that there was no one residing at 9 W. Jewell Street. Council Member Smith made a motion to accept the favorable recommendation from the Planning and Zoning Commission for sign approval (LEEGAR 1950) for 9 W. Jewell St, Delmar, DE, per the attached drawings with the contingency that Mr. Clark no longer uses the building as a living space without the proper compliance inspections. Council Member Holmes seconded the motion which passed with 4 ayes and 1 absent.

Town Manager's Report

Town Manager Bynum-King said that Heritage Day is coming up and the Fundraising Committee has come up with another fund raiser. The Clerk of Council is putting together a Delmar Cookbook. Anyone with recipes that you would want included in the book should contact Clerk of Council Fisher. The Town Manager concluded with informing the Delaware Council that the next Joint Budget Workshop will be held on Wednesday, April 11th.

Adjournment

Upon hearing no public comments, Council Member Smith made a motion for adjournment which was seconded by Council Member Holmes. The motion passed with 4 ayes and 1 absent.

Submitted by:

Cindy Fisher
Clerk of Council

