

**Town of Felton
Town Council Meeting
July 12, 2010
7:00pm**

Mayor Kelley called the Town Council of Felton Meeting to order at 7:00pm on Monday, July 12, 2010. Present at the meeting were:

Council Members: Mayor David L. Kelley, Joe Yapsuga Jr., Kevin Fletcher, Joanne Clendaniel and Anthony Carroll.

Staff: Town Manager, Rebecca Greene; Chief of Police, Levi Brown; Town Clerk, Sarah Ferguson.

Public: Residents – Henry Twardus, Bea Harrington, and Colleen Whitt

Citizen Concerns:

Councilman Yapsuga would like all Hidden Pond residents to know that he found out that he has a \$3 million lien against his property and other properties in the development might also have the same problem. He continued stating that they used Altieri Enterprise's lawyers Reed and Smith as their closing agent they failed to notify Wachovia Bank that they had purchased the home.

Councilman Yapsuga suggest that all Hidden Pond residents call to see if there is a lien against their property since if there is a lien they cannot sell or refinance the property. Councilman Yapsuga asked if the town should send out a letter notifying all residents of the problem and Rebecca responded that she would send a notice stating that there may be a problem and this is what you can do about it. Rebecca said that she will look into sending this notice.

Mrs. Whitt asked about the fence at the Odd Fellows Park and Rebecca stated that it will be on next month's agenda since she received the letter of request too late to be added to this agenda.

Police Report:

Chief Brown reviewed the July 2010 Police Report (see attached). He stated that the tickets for July 2010 were:

Officer	2010	SEU 2010
9451	172	0
9452	256	41
9453	47	0
9454	107	0
9455	188	96

Mayor Kelley stated that they will table approving the Police Report until after the Executive Session.

Budget Report:

Councilman Yapsuga asked why the Administration Salary line was over and Rebecca stated that she had cut the dollar amount too close and had left out the amount for FICA taxes. She continued that this year she added a 10% buffer so they will not have this happen again.

Rebecca stated that the carry over amount was \$16,000 and that she did have to pull the \$45,000 out of savings that was approved on last year's budget. She also informed Council that she had written the checks for the Community Impact Fees and that \$3,600 went to the Felton Community Fire Company and that \$1,200 will go into a CD for the Town.

Rebecca stated that the Police Dept was approved for the SLEAF Grant to purchase the GPS units for the Police vehicles and that they had also been approved for funds to pay for the aircards in the GPS units.

Motion: Councilman Yapsuga made a motion to accept the Budget Report. Councilman Carroll seconded the motion. The motion passed unanimously.

Minutes:

Mayor Kelley presented the June 14, 2010 Town Council Meeting Minutes and asked if there were any corrections. Councilman Yapsuga stated that he had reviewed the minutes and did not have any comments or corrections.

Motion: Councilwoman Clendaniel made a motion to accept the June 14, 2010 Town Council Meeting Minutes. Councilman Fletcher seconded the motion. The motion passed unanimously.

Chesapeake Utility Franchise Agreement

Rebecca stated that she and the attorney went through the Chesapeake Utility Franchise Agreement and anything that was of concern is marked yellow on the Council copies. Rebecca brought the Council's attention to page 10 "Franchise Fees" and stated that if there is a fee it will be passed on to the customer and that will increase their bills. She asked Council what they would like to do about a Franchise Fee and they agreed that they did not want to charge a Franchise Fee.

Councilman Carroll asked if the town will get anything in exchange for the franchise agreement if there is no franchise fee and Rebecca answered that the town would receive property taxes on the infrastructure. The Chesapeake Utilities Franchise Agreement was tabled until next month for Council review.

Recycling Containers

Rebecca stated that in September of 2011 the town will be required by the State to offer curbside recycling so we need bins for recycling. She continued saying that Delaware Solid Waste Authority (DSWA) gave the town a grant to purchase the bins. The problem is where to store them. Mayor Kelley suggested asking Independent Disposal Services who will be running our recycling program to store them but Rebecca stated that she had already asked them and they do not have room. Councilwoman Clendaniel suggested storing them outdoors by the Maintenance Building. Rebecca said that she would take care of finding a place to store them.

Energy Grant

Sarah stated that the town has been approved for the Delaware Dept of Energy Formula Energy Grant which will be used to improve insulation at Town Hall and the Community Center which will save heating and cooling costs. And the grant will also pay for retrofitting electric lights at Town Hall, the Community Center in the Maintenance Building with more energy efficient lighting which will save electricity.

Sarah continued stating that she had also applied for the Competitive Energy Grant which would include recycled products at Town Hall including a new roof, new flooring and energy-efficient furnace and air-conditioning units. Mayor Kelley stated that he did not think that the town needed this. Councilman Yapsuga stated that he had read an article in the News Journal that the energy grants have been audited and there was a problem. Sarah stated that was the low income installation program and this was a different program and she would be sure that all our paperwork was in order.

Water Leaks

Rebecca stated there have been two water leaks on Main Street in the last twelve days and if we have any more we will have to take money out of the water impact fee to pay for the repairs. Councilman Carroll asked if the lines keep leaking shouldn't we replace them and Rebecca responded that we just did not have the money to replace these water lines.

Rebecca also stated that she had been able to send a \$20,000 check to the State to pay down the principal on the water loan. She believes this will take approximately a year off the loan.

Motion: Councilwoman Clendaniel made a motion to adjourn to Executive Session to discuss personnel issues. Councilman Carroll seconded the motion. The motion passed unanimously.

Motion: Councilman Yapsuga made a motion to return to regular session. Councilwoman Clendaniel seconded the motion. The motion passed unanimously.

Motion: Councilman Yapsuga made a motion to accept the police report. Councilwoman Clendaniel seconded the motion. The motion passed unanimously.

Motion: Councilman Yapsuga made a motion to adjourn the meeting. Councilwoman Clendaniel seconded the motion. The motion passed unanimously.

Sarah Ferguson, Town Clerk prepared these minutes.

Sarah Ferguson

Date