

**June 5, 2014**

**Executive Session**

*Mayor Porter opened an Executive Session at 6:30 PM to discuss a Personnel Issue; by Authority of MD Annotated Code, State Government 10-508 (a) (1) (i) & (ii)*

**Present**

*All Council members were present for this session, with the exception of Councilwoman McNinch.*

*Staff present included Don Mulrine, Town Administrator, Karen Monteith, Clerk-Treasurer, Scott Getchell, Director of Public Works and Christopher Drummond, Town Attorney.*

**Discussion**

*The Council held discussion with Staff and the Town Attorney pertaining to Mr. Getchell's resignation; retaining his services for a period of time and restructuring of the Public Works Dept.*

*At 7:00 PM Councilwoman Lightner made a motion to close the Executive Session to relocate downstairs for the Council's regular monthly meeting, seconded by Councilman Branson, passing unanimously.*

**Regular Meeting**

*Mayor Porter announced that the Town Council held an Executive Session at 6:30 PM to discuss Personnel Issue.*

*Mayor Porter called the regular meeting of the Denton Town Council to order at 7:01 PM on this date leading everyone in the Pledge of Allegiance to the Flag.*

*Mayor Porter asked that the record reflect that all Council members were present, with the exception of Councilwoman McNinch who was attending a personal event.*

*Staff made a few corrections to the minutes as recommended by Councilwoman McNinch prior to the meeting.*

*Councilman Clendaniel made a motion to approve the minutes of the May 1, 2014 Regular Meeting as amended and the minutes of the May 12, 2014 Working Session as presented. The motion was seconded by Councilwoman Lightner, passing unanimously.*

**Public Hearing**

*None*

**Petitions, Remonstrance's and Communication**

*Announcement of the Community Art Block Party to be held on Saturday, June 7, from 4-8pm.*

**Ordinances and Resolutions**

**Resolution #798 – Building & Zoning Fee Schedule**

*A Resolution revising building and zoning fees.*

*Councilman Branson made a motion to adopt Resolution #798, seconded by Councilman Lightner.*

*In discussion: Mr. Tom Batchelor, Senior Codes Enforcement Officer provided a synopsis of the Resolution.*

*With no further discussion, Mayor Porter asked for a vote on the motion to adopt Resolution #798.*

*The motion passed unanimously.*

**Resolution #800 – FY2014 General Fund Budget Amendments**

*A Resolution of the Town of Denton to amend the General Fund Budget for Fiscal Year July 1, 2013 through June 30, 2014. This Resolution is on the agenda for consideration of Adoption to comply with the Auditor’s recommendations to amend the FY2014 estimated General Fund Budget that was adopted June 2013. The Resolution updates the year-end projections based on the actual activity that has occurred to date.*

*Councilman Clendaniel made a motion to adopt Resolution #800, seconded by Councilwoman Lightner, passing unanimously.*

**Resolution #801 - Strategic Demolition and Smart Growth Grant Application – Modification for Resolution # 776.**

*A Resolution of the Town of Denton approving the application and receipt of financing for a Strategic Demolition & Smart Growth Impact Fund Project to be funded either directly by the Department of Housing and Community Development or through other Departments or Agencies of the State of Maryland.*

*The Resolution is not for a new grant request. The Department of Housing and Community Development (DHCD) office requested the Town modify the original Resolution #776 to reflect a modification in the grant amount awarded to \$400,000.*

*Councilman Clendaniel made a motion to adopt Resolution #801, seconded by Councilman Branson, passing unanimously.*

**Ordinance #660 Speed Camera Ordinance Amendment**

*An Ordinance of the Town of Denton to amend the Code, by amending Article X, entitled “Speed Monitoring Systems”, to provide for the collection of certain fees following the assessment of Civil Penalties for violations of Speed Monitoring Systems in School Zoning in Town.*

*Councilwoman Lightner made a motion to introduce Ordinance #660, seconded by Councilman Branson.*

*In discussion: Chief Rodney Cox of the Denton Police Dept. provided an overview of the Ordinance. Councilman Clendaniel and Mayor Porter asked Staff to make sure this is clearly posted on the website.*

*With no further discussion, Mayor Porter asked for a vote on the motion to introduce Ordinance #660.*

*The motion passed unanimously.*

**Reports of Officers, Board and Committees**

*None*

**Unfinished Business**

**Agenda #1- Juror Parking Policy**

*This item was on the agenda to allow for discussion if the Juror Parking draft Policy was ready for adoption.*

*Mr. Don Mulrine, Town Administrator said that he was still waiting to hear back from the Court System.*

*Mayor Porter tabled discussions until next month.*

**Agenda #2 – Town Hall – Bid Awards (Corsica)**

*Mr. Mulrine provided an update of his discussion with Corsica Technologies with regards to the Council’s concern from last month about the bid received for expanding the hard drives on the Town Server.*

Councilwoman Lightner wants staff to let Corsica know that they are concerned about the price mark-ups.

Councilman Clendaniel made a motion to authorize staff to accept the bid from Corsica Technologies and for staff to continue to research pricing on all future purchases, seconded by Councilman Branson, passing unanimously.

**Agenda #3 - Third Street Basketball Court – Contractor Selection**

Sealed bids were received May 13, 2014 at 2p.m. for the construction and installation of security for the Basketball Court Project. These bids are based on the re-bidding of the project due to the initial bids coming in over budget.

Mr. Mulrine and Mr. Batchelor reviewed the bids and made a recommendation to award the contract for construction in the amount of \$74,562 to RBCI and the security contract in the amount of \$17,078.32 to New Home Options, Inc.

Councilwoman Lightner made a motion to award the 2 bids for construction and security in its new location as presented, seconded by Councilman Branson, passing unanimously.

**Agenda #4 CCCA Loan Deferment – Modification**

During the May 1, 2014 Town Council Meeting the Arts Council requested a 6 month deferment on the payments for their loans through the Town. This was approved by the Town Council to start in May 2014. The Arts Council has asked to modify their request to have this deferment begin with their April 2014 payment instead.

Councilman Branson made a motion to approve the request and go from 6 to 7 months deferment, seconded by Councilwoman Lightner, passing unanimously.

**New Business**

**Agenda #1 - Denton Police Department Building – LED Lighting**

Mr. Mulrine announced that Delmarva Power has a grant to replace lighting with LED lighting through a company called A Million LED Solutions. The Police Department is eligible for the program, and if approved, will have interior and some exterior lights replaced to help reduce costs. This program also includes replacing appliances with Energy Star appliances, all at no cost to the Town.

Councilman Branson made a motion to accept the grant as presented, seconded by Councilwoman Lightner, passing unanimously.

Mayor Porter added that Mr. Mulrine is also working on the next step of trying to obtaining similar grants for LED lighting for the New Town Hall, the Public Works Building and the Fire Dept.

**Agenda #2 - Public Works Department Restructuring**

Mayor Porter announce that Mr. Scott Getchell, Director of Denton Public Works, has tendered his resignation to take another job with GMB. This is a tremendous loss for the Town, he will be missed.

The Mayor mentioned that the Town has been working on a plan for restructuring the Department, by having Mr. Mulrine absorb the Public Works Department, with the following promotions:

Mr. Mark Chandler to Water & Wastewater Operations Superintendent

Mr. Phil Clark to Superintendent of Public Works, with Water Distribution and Wastewater Collections.

Mr. Mike Copper to Facilities Manager, Assistant Superintendent of Public Works.

Mayor Porter stated that all of the recommended promotions are from within and all are capable to do the jobs. Additional training will be provided as necessary. Mayor Porter asked for a motion to support the restructuring.

Councilman Branson made a motion to approve the restructuring as discussed, seconded by Councilman Clendaniel, passing unanimously.

**Agenda #3 - GMB Professional Services Contract**

As part of the Public Works Dept. Restructuring Plan, Mayor Porter asked for support to enter into a contract with GMB to retain Mr. Scott Getchell's Professional On-Call Services.

Councilwoman Lightner made a motion to approve the GMB Services Contract, seconded by Councilman Clendaniel, passing unanimously.

**Agenda #4 - Backyard Chickens**

The Planning & Codes Dept. recently received a property maintenance complaint regarding backyard chickens. The Town Code currently does not allow chickens except in rural residential areas. While investigating, no violation notice has been issued.

Mr. Batchelor stated that the law recognizes chickens as livestock, which is not allowed in most areas of the Town. However, some municipalities are now allowing chickens. Discussion was held to Councils thoughts.

Mr. Batchelor will study policies of what other Towns are allowing and follow back up with the Council.

This item was for discussion only.

**Agenda #5 FY2015 Highway Fund Budget**

The FY2015 Highway Fund Budget was originally presented to the Council at the April 21, 2014 Working Session and discussed during the FY2015 General Fund Budget. The General Fund was adopted in May, 2014 allocating the funding to cover the Highway Fund.

Councilwoman Lightner made a motion to adopt the FY2015 Highway Fund Budget, seconded by Councilman Branson. The motion passed 3-1 with Councilman Clendaniel abstaining because he voted against the General Fund Budget.

**Agenda #6 - FY2015 Water Fund Budget**

The FY2015 Water Fund Budget was provided to the Council for discussion and consideration of adoption.

Councilman Branson made a motion to adopt the FY2015 Water Fund Budget, seconded by Councilwoman Lightner. The motion passed unanimously.

**Agenda #7 - FY2015 Sewer Fund Budget**

The FY2015 Sewer Fund Budget was provided to the Council for discussion and consideration of adoption.

Councilwoman Lightner made a motion to adopt the FY2015 Sewer Fund Budget, seconded by Councilman Branson. The motion passed unanimously.

Mr. Mulrine mentioned that the Sewer Fund Budget does include the Industrial Park Pump Station upgrade that was previously discussed during the earlier budget sessions of the Public Works 5-year Capital plan.

**Agenda #8 - Tax Differential**

Mayor Porter recommended to the Council to have Mr. Drummond be the Town's lead representative on the Town's Tax Differential meeting with the County.

The Council supported the Mayor's recommendation.

**Miscellaneous**

*Mayor Porter recognized that there were several citizens in the audience and asked if they had any comments.*

*Mrs. Julia Daniels, from 14 N. 4<sup>th</sup> St., said they were in attendance because they want chickens and were interested in the discussions.*

*Mayor Porter thanked them all for coming and said the Town is willing to look into it, if they have any questions they can direct them to Mr. Batchelor.*

*Mr. Drummond announced that "Right of Redemption - Notice to Foreclose" on 404 Lincoln St. was received today, and wanted to confirm the Council still had no objections to allowing this to proceed. There being no objections, Mr. Drummond will issue a response to the Attorney sending the notice.*

*With no further discussion, Councilwoman Lightner made a motion to close the meeting at 8:12 PM, seconded by Councilman Branson, passing unanimously.*

*Respectfully submitted,*

*Karen L. Monteith,  
Clerk - Treasurer*