

**TOWN OF GEORGETOWN  
TOWN COUNCIL MEETING MINUTES**

**Meeting Date:** Wednesday, October 14, 2015  
**Location:** Town Hall, 39 The Circle, Georgetown, DE  
**Time:** 6:45 P.M. Public Hearing  
7:00 P.M. Regular Meeting

**PRESENT:**

Bill West, Mayor  
Steve M Hartstein, Ward One  
Rebecca Johnson-Dennis, Ward Two  
Chris Lecates, Ward Three  
Dave Anderson, Ward Four

**STAFF PRESENT:**

Stephani Ballard, Town Solicitor  
Angela Townsend, Town Clerk  
Eugene S Dvornick, Jr, Town Manager  
Eric Rust, Sup Wastewater Facility

**6:45 P.M. PUBLIC HEARING**

**ORDINANCE #2015-14 DEFINITION OF HOME OCCUPATION**

Town Manager presented an overview of the proposed changes to the definition of Home Occupation. In the Zoning Code with respect to Home Occupations – two specific uses are excluded, beauty salons and barber shops. Planning Commission suggested adding a tattoo parlor and massage as exclusions, in addition to adding counseling/behavioral health as a professional office.

Town Council: No comments.

In Favor: No Public Comments.

Opposed: No Public Comments.

Public Hearing closed at 6:50pm.

**7:00 P.M. REGULAR MEETING**

**1. PLEDGE OF ALLEGIANCE**

Mayor West led the Pledge of Allegiance.

**2. INVOCATION**

Mayor West led the invocation.

**3. ADOPTION OF THE AGENDA**

Motion by Councilperson Lecates, seconded by Councilperson Hartstein, to adopt the agenda as presented. **APPROVED (unanimous).**

**4. APPROVAL OF SEPTEMBER 9, 2015 TOWN COUNCIL MINUTES**

Motion by Councilperson Anderson, seconded by Councilperson Johnson-Dennis, to approve the minutes as presented. **APPROVED (unanimous).**

**5. PROCLAMATION**

**A. OCTOBER BREAST CANCER AWARENESS MONTH**

Mayor West read a proclamation into the record promoting October as Breast Cancer Awareness Month.

6. **1<sup>ST</sup> READING OF ORDINANCES**

**A. ORDINANCE #2015-14 DEFINITION OF HOME OCCUPATION**

In the Zoning Code with respect to Home Occupations – two specific uses are excluded, beauty salons and barber shops. Planning Commission suggested adding a tattoo parlor and massage as exclusions, in addition to adding counseling/behavioral health as a profession office. No action at this time. Second reading will be October 28, 2015 Town Council Meeting.

**B. ORDINANCE #2015-15 VIOLATIONS AND PENALTIES**

New Chapter establishing fixed fines of \$100 and \$250, outlining the Code Enforcement Process, and revising numerous Code sections regarding violations & penalties. No action at this time. Second reading will be October 28, 2015 Town Council Meeting.

**C. ORDINANCE #2015-16 REPLACEMENT LANGUAGE**

With adoption of Ordinance #2015-15, numerous chapters in the code are updated with the new language. No action at this time. Second reading will be October 28, 2015 Town Council Meeting.

7. **2<sup>ND</sup> READING & ADOPTION OF ORDINANCES**

**A. ORDINANCE #2015-13 HOTEL, MOTEL GUEST REGISTER**

Modification of register requirements to comply with a recent Supreme Court decision.

Motion by Councilperson Lecates, seconded by Councilperson Anderson, to adopt Ordinance #2015-13 Hotel, Motel Guest Register. **APPROVED** (unanimous).

**“Ordinance #2015-13 is incorporated as part of the minutes.”**

8. **DEPARTMENTAL REPORTS**

**A. GENE DVORNICK – TOWN MANAGER**  
**2016 CDBG**

The Town received the annual notice in regard to scheduling public hearings for the 2016 Community Development Block Grant funding. If it meets the approval of Mayor and Council, I'd like permission to prepare our proposal with a focus of rehabilitation and some demolition of structures.

Motion by Councilperson Lecates, seconded by Councilperson November, to schedule public hearings for the 2016 Community Development Block Grant funding. **APPROVED** (unanimous).

**Railroad Crossing Repair**

Norfolk Southern has advised the Town they will be repaving and performing general maintenance on their crossing of South Railroad Avenue beginning at 7:00 am on Monday, October 19, 2015. The work will require the full closure of South Railroad Avenue. The closure will be in place 24 hours around the clock. The work is expected to be completed and the detour lifted no later than 12:00 midnight on Friday, October 23, 2015.

**Pipe Purchase**

The Town has received a quote for some replacement pipe at Pettyjohn Woods from Mid-Atlantic Irrigation Company. The estimate is \$14,850. Both the Wastewater Superintendent and I have reviewed the estimate and recommend approval.

Motion by Councilperson Hartstein, seconded by Councilperson Johnson-Dennis, to approve the purchase of replacement pipe at Pettyjohn Woods in the amount of \$14,850.00. **APPROVED (unanimous).**

**Miscellaneous**

- Upcoming Events:
  - Delaware League of Local Governments: Thursday, October 22<sup>nd</sup> 6:00 PM, Duncan Center (Dover)

**B. ERIC RUST – SUP. OF WASTEWATER RECLAMATION FACILITY**

1) Flows

<b><u>Influent Flow January – September 2015</u></b>	<b>210.3021mg</b>
<b>Total rain fall recorded at the plant for the year</b>	<b>33.51”</b>
<b>Gallons Sprayed Town’s field</b>	<b>70.0808mg</b>
<b>Gallons Sprayed Baxter’s fields</b>	<b>76.3147mg</b>
<b>Gallons Sprayed on Pettyjohn Woodlands</b>	<b>94.6699mg</b>
<b>Lagoon Depths – <u>75mg, 3.75ft.</u> <u>15mg, 6.25ft.</u></b>	

2) We removed air blower #1, sent it to Hills Electric to be rebuilt, and reinstalled it. It is now back in operation. Air blower #2 is currently at Hills being rebuilt. We expect it back within 2 weeks.

3) We repaired 2 large wash outs on the inside of the 75 mg pond. We had to cut the liner back, add sand, pack, and then repair the cut in the liner.

**11. PUBLIC COMMENT**

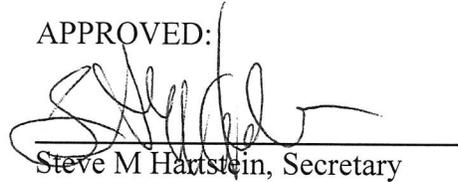
Linda Dennis, 4 Huckleberry Dr, Village of Cinderberry suggested that Council consider amending Ordinance #2015-14 Definition of Home Occupation. Counseling/behavioral health is a board spectrum which could possibly include group sessions resulting in numerous vehicles being parked at a residence. Ms Dennis recommended language referencing “individual” therapy sessions. Ms Dennis commended the Mayor, Council and staff on a job well done in preparation for the referendum on informing the public with scheduled informational sessions, detailed information that was provided, and with the overwhelming turnout of voters. Ms Dennis also asked Council to reconsider voting qualifications for voting in a referendum in reference to “every bona fide resident of the Town of Georgetown shall have one vote”. Ms Dennis thanked the Police Department for their assistance addressing the ongoing problem of the amount of non-residents traveling through the Village of Cinderberry and the high rate of speed with that additional traffic. Chief Hughes installed a speed regulator which was very helpful.

Correspondence was received from Rep Ruth Briggs-King, in support of SUN Behavioral Health for a 90-bed psychiatric hospital in Georgetown.

**12. ADJOURNMENT**

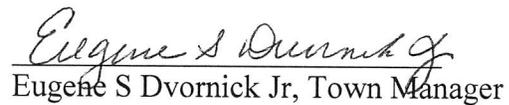
Motion by Councilperson Johnson-Dennis, seconded by Councilperson Hartstein, to adjourn at 7:25p.m. **APPROVED (unanimous).**

APPROVED:



Steve M Hartstein, Secretary

ATTEST:



Eugene S Dvornick Jr, Town Manager