

**MAYOR AND COUNCIL OF NEW CASTLE
PUBLIC HEARING
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE, DE
TUESDAY – AUGUST 13, 2002 – 6:30 P.M.**

A Public Hearing held on August 13th at Town Hall located at 201 Delaware Street, New Castle, DE, for the purpose of discussing placing a stop sign at 4th and Harmony Streets.

Public Hearing opened with Pledge of Allegiance to the Flag.

Mr. Castagno introduced the reason for the Public Hearing and turned over to Mr. DiAngelo.

Mr. DiAngelo explained that a letter was received from Nancy E. Coning requesting stop signs at 4th and Harmony Streets. Asked Chief McDerby to evaluate the corner in accordance with City Ordinance. Letter has been submitted to the City for stop signs at 4th and Harmony Streets. Thus, a Public Hearing is being held.

Walter Gebhart – Dangerous intersection since 1953. Also, East 4th Street needs foliage cut back. Amend to request two signs, one on each side of street. Signs should read the same as 4th and Chestnut Streets.

Thomas McDowell – Has an office on the 2nd floor of his house at the corner of 4th and Harmony Streets. Has seen several near misses during the last week. People driving on Harmony go too fast. Stop signs will eliminate two problems: reduce speed and reduce accidents.

Bill Henkowski – This is a blind corner. Would like four stop signs. Also, have speed limit reduced to 15 mph and would like some active enforcement.

Ned Hutchinson – Old part of town used by tourists and children at play. Out in Washington Park and Washington Square they have stop signs on every corner. Also, wants stop written on street. This is not an unreasonable request. Also, stop the terrorists on motorcycles.

Janine Dorrell – Has witnessed more than one accident at 4th and Harmony Streets. In this area no recourse out to park on street. Cannot see down Harmony Street.

Fred Gallagher – Have been waiting for a stop sign at 4th and Harmony Streets.

Mr. DiAngelo – Protocol on how this procedure must be done after Public Hearing. A public notice must be in the paper. Can put signs on both sides of street and have stop written on street. Speed limit will be addressed at another time. Also, looked at a stop sign for Balton.

Ned Hutchinson – Foundry Street is a two way street. This needs to be a one way street and done soon.

Public Hearing Minutes
August 13, 2002
Page 2

Several suggestions and ideas to draw attention to stop sign. Mr. Martin will evaluate all suggestions.

Mr. Castagno drew Public Hearing to a close.

Respectfully submitted,

Kate Toner

Kate Toner
City Clerk

**MAYOR AND COUNCIL OF NEW CASTLE
PUBLIC HEARING
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE
TUESDAY – AUGUST 13, 2002 – 6:45 P.M.**

A Public Hearing held on August 13, 2002 beginning at 6:45 p.m. at Town Hall located at 201 Delaware Street, New Castle, DE for the purpose of having a discussion on placing “No Parking” signs on the North Side of Buttonwood Avenue between Wilmington Road and Meehan Avenue.

Mr. Martin - Since no action, will post notices in Buttonwood area.

Mr. Castagno adjourned the Public Hearing.

Respectfully submitted,

Kate Toner

Kate Toner
City Clerk

**MAYOR AND COUNCIL OF NEW CASTLE
REGULAR MONTHLY COUNCIL MEETING
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE, DE
TUESDAY – AUGUST 13, 2002 – 7:00 P.M.**

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

Present: Council President Castagno
Councilman DiAngelo
Councilman Reese

Absent: Councilman Balascio
Councilwoman Dr. Miller

Also Present: John Klingmeyer, Mayor; Janet Carlin, Treasurer; Robert Martin, City Administrator.

Mr. Castagno – Review of Protocol – Requested no profanity. Reminded of three minute time limit.

APPROVED BY DATE OF COMMITTEE REPORTS

Police Department Report	July 2002
Building Official Report	July 2002
Finance Department Report	July 2002
Public Works Report	July 2002

Mr. DiAngelo has a correction on Health and Housing, 2002-13, address should be 917 Gray Street.

Mr. Castagno requested an explanation concerning grid in Police Department Report.

Mr. Castagno says more police generates more activity. Advised Council Nick Terranova has gone with the State Police.

A note of apology, Public Works Reports, was submitted, approved, and seconded in April, May, and June. They were inadvertently omitted from the minutes.

Mr. Reese moved reports to be accepted as submitted. It was seconded by Mr. DiAngelo. Motion passed unanimously.

TREASURER'S REPORT

Treasurer's report read by Janet Carlin, Treasurer.

Mr. Reese moved to approve Treasurer's report as presented. It was seconded by Mr. DiAngelo. Motion passed unanimously.

APPROVAL OF MINUTES

Regular Council Meeting July 9, 2002.

Mr. DiAngelo motioned to approve the minutes. It was seconded by Mr. Reese. Motion passed unanimously.

COMMUNICATIONS

None.

BUSINESS FROM THE FLOOR

None.

BUSINESS FROM THE MAYOR

None.

BUSINESS FROM COUNCIL PRESIDENT

Noted presence of Mr. Tim Plemmons here for a presentation of the Delaware Greenway Proposal.

BUSINESS FROM THE CITY ADMINISTRATOR

Department of Transportation advised the permanent easement agreement between Del Dot and City has been duly approved (cc: entrance park, Route #141).

Trustees of New Castle Common forwarded a letter from Chris Confer concerning trash receptacles behind WTC. Council feels this is a problem between Trustees and Mr. Confer.

Letter from the Department of Agriculture advising of an award for the 2002 Tree Planting Grant for \$2,000.00. A contract will follow.

Comcast Cable Communications, Inc. sent a letter to advise rate filing relating to introduction of new leased customers equipment. Attached calculations of the maximum permitted monthly lease rate.

Council 8, AFL-CIO, (AFSCME) reopening negotiation and renewal of contract with non-police personnel in City.

Letter from Nancy E. Coning requesting a stop sign at 4th and Harmony Streets.

New Castle Visitors Bureau Advisory requesting park benches be dropped off Saturday and removed after antique show on Sunday, August 25, 2002, 11:00 a.m. to 4:00 p.m.

Herlihy, Harker, and Kavanaugh regarding liability issues on park in Buttonwood. City liability coverage protects the City. In the event there is litigation arising out of someone being injured on the park equipment whether or not that park equipment is located on City property.

Delaware League of Local Governments Conference will be on September 29, 2002 at the Sheraton Hotel.

Arsenal on the Green requested a permit for assembly. Seems no different than last year's event.

Mr. Castagno introduced Tim Plemmons who requested time to organize the presentation.

Mr. Martin and Mr. DiAngelo will open the three bids received for backhoe loader.

<u>COMPANY</u>	<u>LOADER BID</u>	<u>TRADE-IN</u>	<u>TOTAL</u>
First State Equipment	\$59,106.00	\$7,500.00	\$52,406.00
Giles and Ransome, Inc.	\$56,400.00	\$5,000.00	\$51,400.00
Eagel Paver and Equipment	\$56,380.00	\$8,000.00	\$48,380.00

Must review all bids to ensure all specifications are met.

Delaware Greenway Proposal (Heritage Trail Project) – A year old project which goes from New Castle to Wilmington Christiana Riverfront. Measured five miles of abandoned rail track bed which will be used for exercise, bike path, beautification, and environmental improvement. Working with the school system to get a bike path to schools. City support can get some outside resources. Display on drawing. Mr. Reese asked Mr. Plemmons to explain four artist concept drawings. Railroad is on board with this project. Grant funding seems to be a possibility through Department of Parks and Recreation.

Mr. DiAngelo – Estimated date of completion.

Tim Plemmons – Start next summer. Project will take five to seven years.

Mr. Castagno – Several ideas in process.

Earl Carpenter – Women concerned about security.

Tim Plemmons - People tend to travel in groups. Different comfort levels for everyone.

Charlotte Houben – Are we going to have lighting?

Tim Plemmons – Will depend on how it is managed. Possible police on bicycles.

Mr. Reese – On green trail, had a very pleasant experience in Virginia.

UNFINISHED BUSINESS

Motion to adopt as an Ordinance of the Municipality, Ordinance #416 amending the Zoning Code of New Castle to zone as Industrial Office Park (IOP) and Open Space and Recreations (OS&R) the 155.1 acres of land contiguous to the City known as the Parkway Gravel, Inc.

Mr. Reese motioned to accept 1st and 2nd reading as an Ordinance. It was seconded by Mr. DiAngelo. Motion passed unanimously.

NEW BUSINESS

1st and 2nd reading of Ordinance #417 amending the code of the City of New Castle to provide for an exemption from the requirements of Chapter #215 “Lines and Grades” upon the determination of the City Code official that such an exemption is appropriate.

Mr. Castagno read the amendment Ordinance #417.

Mr. Reese moved to accept 1st and 2nd reading of Ordinance. It was seconded by Mr. DiAngelo. Motioned passed unanimously.

Announcement of Wharf Dance sponsored by the Wharf Dance Committee to be held September 7 from 7:30 p.m. and 11:30 p.m.

Mr. Reese commented on the Wharf dance. Appraised of the cost \$6.00 and \$8.00. An added attraction will be fireworks over the river provided by Penns Grove, NJ. Also, a variety of food will be prepared.

Motion to adopt a Resolution supporting the Greenway Project.

Mr. Castagno read the Resolution.

Mr. Reese motioned to accept Resolution. It was seconded by Mr. DiAngelo. Motioned passed unanimously.

Bank Resolution to pay the following:

\$99,827.18 to pay Insurance and Financial Services, Ltd. remaining balance on 2002/2003 Insurance Premiums.

Mr. DiAngelo moved to accept Resolution. It was seconded by Mr. Reese. Motion passed unanimously.

\$64,798.00 to pay Daystar Sills for construction of entrance to Municipal Boulevard.

Mr. Reese moved to accept Resolution. It was seconded by Mr. DiAngelo. Motion passed unanimously.

\$27,398.12 to pay Diamond Material, Inc. for Contract #200203. City Wide Paving estimate #5 for period ending June 30, 2002.

Mr. Martin commented on this Contract. All specifications are within tolerance. The problem is with the curbs. Everything has been audited.

Mr. DiAngelo motioned to accept Resolution. It was seconded by Mr. Reese. Roll call vote. Mr. DiAngelo, yes. Mr. Reese, no. Mr. Castagno, yes. Passed 2 to 1.

\$75,047.00 to pay Insurance and Financial Services, Ltd. for partial payment on 2002/2003 insurance premium.

Mr. Reese motioned to accept Resolution. It was seconded by Mr. DiAngelo. Motion passed unanimously.

Appointment of Committee for AFSCME contract.

Mr. Castagno appointed Mr. Klingmeyer, Mr. Martin, and Mr. Castagno.

Discussion to amend City Charter, Section 23, so that the City could assume the maintenance of granite curbing and suburban valley gutters.

Mr. Castagno read Section 23 f City Charter.

Mr. Martin - To replace curb on Clayton Street cost would be approximately \$100,000.00.

Mr. Reese – Van Dyke was done with State money.

Mr. DiAngelo – Does not know where the money will come from. If we repair curbs homeowners will be responsible for pavements.

Mr. Reese – It is a big circle. Curb – Road – Pavement.

Mr. Martin – Should be a changed to get burden off homeowners, Each street need to be evaluated. Spend \$150,000.00 each year for streets.

Mr. Klingmeyer – Not fair to discuss without knowing the cost.

Earl Carpenter – Unified approach when paving streets. City needs to invest in itself. (We should start to do something.

Flo Russell – Drainage problem already exists. No curbs or pavements before drainage problems are solved.

Cindy Brittingham – Don't need a study. Need work done now.

Mr. Martin – Study must be done.

Flo Russell – Complains about drainage in yards.

Mr. DiAngelo – Don't have enough money to do all the streets unless City raises taxes.

Mr. Castagno – City may need to float a bond.

Mr. Martin – Lewes needed two bond issues to get their streets done.

Harry Welsh – Van Dyke was repaired by Jeff Mack.

Mr. Reese – With State money.

Mr. Castagno – According to Charter, it is the homeowners responsibility. Have an issue about curb and gutter call Mr. DiAngelo.

Charlotte Houben – Big problem with sidewalks in Washington Park. There are no sidewalks.

Motion to pass Resolution #202-13 approving and authorizing recordation of Parkway Gravel, Inc. declaration of restrictions for New Castle Corporate Center.

Mr. Castagno read Resolution #2002-13.

Mr. Reese motioned to accept Resolution #2002-13. It was seconded by Mr. DiAngelo. Motion passed unanimously.

COMMENTS FROM THE FLOOR

Flo Russell – Heath Inspector – what are his job requirements?

Mr. Castagno – To answer complaints – Trying to be more proactive.

Flo Russell – Cannot get anyone to come out to evaluate problem. Driveway done without a permit.

Mr. Castagno – Department now complaint driven.

Harry Welsh – A petition about traffic control signed and signs on Moore's Lane and New Castle Avenue and 11th Street. Unhappy with traffic pattern design by Del Dot. There are 250 names on petition stating their dissatisfaction. Stated various signs in other States. Want a chance to talk to Del Dot. A great inconvenience and hardship.

Paul Freebury – Ordinance #417 has been changed. Is code official a civil engineer?

Mr. Castagno – Changed to conform with County up to 480 square feet. He is not a civil engineer.

Paul Freebury – Changes came about from WILMAPCO Close a major entrance into a development. It effects Van Dyke, Balton, Moore's Lane, and New Castle Manor. Has made a dangerous intersection worse. Have been numerous accidents and many fire calls. Forcing emergency vehicles to go down narrow streets with no sidewalks. Can be avoided if State works with City and residents must work together. Watched traffic pattern come down Baldt Avenue. Within two hours there were 50 vehicles. No stop signs on Baldt and 12th Street.

Mr. Castagno – Addressing Baldt Avenue and 12th Street tonight.

Mr. DiAngelo – Attended WILMAPCO meeting. I was opposed to this plan.

Paul Freebury – Need to look at traffic flow and heavy traffic patterns on Friday. Don't want fire and emergency services being jeopardized.

Harry Welsh – People are concerned about safety.

Regular Council Meeting Minutes

August 13, 2002

Page 8

Mr. Martin – Need a meeting after Labor Day when everyone is back from vacation.

Mr. Klingmeyer – Go along with public but must rule on side of safety.

Mr. DiAngelo – Go with what people want. Tell people to call Representatives, Mr. Mulrooney, Mr. Houghton, or Senator Connor.

Paul Freebury – Public Assembly should have an American flag on people's right in an assembly room. There needs to be a three way stop at 12th and Baldt Avenue.

Mr. Reese motioned to adjourn. It was seconded by Mr. DiAngelo.

Respectfully submitted,



Kate Toner
City Clerk

**MAYOR AND COUNCIL OF NEW CASTLE
EMERGENCY RESOLUTION
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE, DE
TUESDAY, AUGUST 13, 2002 – 9:00 P.M.**

Traffic pattern change on Wilmington Road and Moore's Lane has caused more traffic at 12th and Baldt Avenue.

Mr. DiAngelo explained the bad traffic pattern at 12th and Baldt Avenue. There are no stop signs at all. Accidents just waiting to happen. This is a safety issue.

Mr. Reese moved to accept the resolution. It was seconded by Mr. DiAngelo. Motion passed unanimously.

Respectfully submitted,



Kate Toner
City Clerk