

**MAYOR AND COUNCIL OF NEW CASTLE
PUBLIC HEARING
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE
TUESDAY – OCTOBER 9, 2001 – 6:30 P.M.**

Public Hearing was held regarding the Planning Commissions recommendations as to the appropriate zoning classification of nine recently annexed tracts or parcels on land known as Trustees' parcels including zoning classification

<u>TRUSTEES' PROPERTY NO.</u>	<u>TRUSTEES' PROPERTY DESCRIBED BY LESSEE</u>	<u>ZONING DISTRICT</u>
101	Darmel, Inc. Lease/Burger King	Retail Commercial RC
102	Spallco Enterprises Lease	Retail Commercial RC
103	Dempsey Dutch Diner Lease	Retail Commercial RC
104	Texaco Station Lease	Retail Commercial RC
105	326 Associates LLP Lease-Farmers Market & Airport Shopping Center	General Commercial GC
107	Trustees' Parcel	Open Space & Recreation OS&R
112	Trustees' Parcel	Open Space & Recreation OS&R
113	Getty Oil Lease	Retail Commercial RC
129B	Trustees' Parcel	Open Space & Recreation OS&R

COMMENTS FROM THE FLOOR

Richard Stat – He supports the ordinance.

Motion to adjourn Public Hearing made by Mr. DiAngelo and seconded by Mr. Balascio.
Motion passed unanimously.

Respectfully submitted,

Kate Toner

Kate Toner, City Clerk
October 9, 2001

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MAYOR AND COUNCIL
OF NEW CASTLE

**MAYOR AND COUNCIL OF NEW CASTLE
REGULAR MONTHLY COUNCIL MEETING
TOWN HALL – 201 DELAWARE STREET – NEW CASTLE
TUESDAY – OCTOBER 9, 2001 – 7:00 P.M.**

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

Present: Council President Castagno
Councilman Balascio
Councilman DiAngelo
Councilwoman Dr. Miller
Councilman Reese

Also Present: Mayor John Klingmeyer; Janet Carlin, Treasurer; Bob Martin, City Administrator; Kevin McDerby, Police Chief

President Castagno reviewed the protocol with the audience and reinforced the time limit (3 minutes).

APPROVAL OF COMMITTEE REPORTS

Police Department Report -	September 2001
Public Works Department Report -	September 2001
Building Official Report -	September 2001
Finance Department Report -	September 2001

Mr. Reese moved reports to be accepted as submitted. Dr. Miller seconded the motion. Motion passed unanimously.

TREASURER REPORT

Treasurer's report read by Janet Carlin. Approximately 77% collected. 350th Celebration has surplus of \$30,000.

Dr. Miller moved report to be accepted as presented. Mr. Balascio seconded the motion. Motion passed unanimously.

APPROVAL OF MINUTES

Regular Council meeting postponed from September 11, 2001 because of National tragedy. Meeting was held on Tuesday, September 18, 2001 at 7:00 p.m.

Mr. Reese moved to accept the minutes as submitted and Mr. DiAngelo seconded the motion. Motion passed unanimously.

COMMUNICATIONS

President Castagno reviewed several correspondences:

- A. Mr. Reese has submitted the sites that are most favorable for the new police site.
- B. Delaware Greenway has submitted plans for a Wilmington to New Castle Rail Trail.
- C. Stan Skora of New Castle Planning Committee requested that City Solicitor and City Engineer be present at Planning Committee Meeting. Also, the expense should be incurred by applicant.

BUSINESS FROM THE FLOOR

None.

BUSINESS FROM THE MAYOR

Mr. Klingmeyer offered his congratulations to the 350th Celebration Committee for a job well done. Outstanding birthday and the City looked its finest.

BUSINESS FROM THE COUNCIL PRESIDENT

President has been working with Chip Patterson on the different tree ordinance.

Resolution #2001-19 read by President Castagno. Recognized Bob Sigmund for outstanding volunteerism. Mr. Sigmund accepted graciously.

President of New Castle County Council states that historic preservation is of significant value to State and New Castle County.

BUSINESS FROM CITY ADMINISTRATOR

1. Arasapha Garden Club has sent a letter requesting aid with Christmas decorations. Confusion about submitting request for \$1,000.00 grant.

Motion to approve grant Mr. DiAngelo. Seconded by Dr. Miller. Motion passed unanimously.

2. Received minutes from New Castle Flower Beautification Committee.
3. Correspondence from Trustees of New Castle Common voted not to expend funds for valley guttering in front of the Buttonwood School property.
4. William Houghton, House of Representatives, has transferred \$6,000.00 to the City of New Castle for the reconstruction for Howell Drive and Buttonwood Avenue Intersection.

5. University of Delaware is offering a seminar Managing Our Changing Communities at a cost of \$40.00 on October 26, 2001.
6. Letter from U.S. Senator Joseph Biden concerning the horrific attacks of September 11, 2001, and determining the proper course of action.

UNFINISHED BUSINESS

Curb and gutters on Third Street, North of Chestnut – No negative comments.

- A. Remains a safety issue.
Mr. Reese voted to proceed with construction. Mr. DiAngelo seconded. Motion passed unanimously.
- B. Bids for City paving opened:
 1. Diamond Material - \$180,200.00 – High bid at this time awarded contract last time.
 2. Adel Construction - \$164,625.00.
 3. Harmony Construction - \$131,997.50 – Low bid – Example of work by Carrie Downie School.
 4. Strike Alot Corporation - \$153,650.00.

President Castagno voiced concern about guarantee, quality, and timely completion of work. Spec of Del Dot met water line situation, grading, depth of black top.
Mr. Martin – These items covered in bid specifications.

NEW BUSINESS

1. Chief McDerby presented two new police personnell to Council. Paul Allston, 6 years experience, hired October 1, 2001. Bill Texter, 5 years experience, hired October 15, 2001. Both will be long term employees.
2. (Agenda Item #4) - URS Corporation has prepared Right of Way Ordinance for City of New Castle, Delaware. Mr. David Athey has highlighted and brought certain issues to Council's attention. It is noted that Municipal Services is fully behind this ordinance. URS would like to thank John Moore and Chip Patterson for their cooperation. Easement will not be discussed. Will review with legal council.
3. (Agenda Item #8) – Resolution #2001-18 – Subdivision request – Reference to Ninth & Gary Street Townhouse Projection. Drainage impact on existing ditch would be negligible.

Mr. Balascio – How high? Structure will be brick about 2 ½ stories. Same as existing structures.

David June – When was property zoned residential. Residential since 1992.

Janet Koczak – Will these properties impinge on park area? No.

Mr. Balascio – Gray Street has parking on both sides of street. Will there be enough off street parking.

Mr. DiAscancis – Driveway is located in back to give off street parking (13 lots).

Mr. Balascio – Worried if parking is within City code.

Jeff Bergstrom – Rear parking a means to get extra parking spaces.

Motion to approve Resolution 2001-18 made by Mr. Reese and seconded by Dr. Miller. Motion passed unanimously.

4. (Agenda Item #2) – First and second reading of Ordinance 402 amending and supplementing the Zoning Code by zoning the nine recently annexed tracts or parcels of land known as the Trustees parcels described as follows:

<u>TRUSTEES' PROPERTY NO.</u>	<u>TRUSTEES' PROPERTY DESCRIBED BY LESSEE</u>	<u>ZONING DISTRICT</u>
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Motion to approve readings by Mr. Reese and seconded by Dr. Miller.

5. (Agenda Item #5) – Solid Waste Collection – Looking into dumpster – Concerns of equipment, personal, and consideration of what can be handled.

Mr. Sharp wondered if you need to change Charter. Maybe it would be better to get an independent contractor. Tabled for more information.

6. (Agenda Item #3) – Chief McDerby reported and recommended stop signs in Boothhurst. Personally feels that current two way stop is sufficient. Chief McDerby offered following recommendations:

- A. Place a stop sign on Boothhurst Boulevard at Kristin Road.
 - B. Place a stop sign on Kristin Road at Kartia Circle South.
 - C. Place a stop sign on Kristin Road at Karlstad Road "CHILDREN AT PLAY" are posted at both entrances if you feel it is necessary. Chief McDerby no objection to additional signs.
7. (Agenda Item #6) – Subaqueous Land renewal approval – Boat ramp at end of Third Street. After much discussion and history Mr. Balascio made a motion to table subject to further review and discussion and seconded by Mr. DiAngelo. Motion passed unanimously.
8. (Agenda Item #9) – Bank Resolution in amount of \$32,049.06 to pay Ford Motor Credit Department for payment #3 of 3 for Model 2000 Sterling Trash Truck.
- Motion to pass resolution Mr. Reese and seconded by Mr. DiAngelo. Resolution passed unanimously.
9. Parking Ordinance will be addressed in Public Hearing, November 13, 2001 at the Regular Monthly meeting.

COMMENTS FROM THE FLOOR

Mr. DiAngelo – Requested the floor – Wish to inform Flo Russell Dart has been contacted and is reviewing Bus Stop at 11th and Washington Streets. Considering moving stop and shelter.

Flo Russell – Reiterated Bus Stop is not the only issue on Washington Street. Tractor trailer continues to park on Washington Street. President Castagno asked Jeff Bergstrom to check on signs that are posted. Also asked Mr. Reese and Mr. Martin to investigate.

David June – Requested information on Code deviations that are on file concerning Deemer Steel Property.

Motion to adjourn the meeting made by Dr. Miller and seconded by Mr. DiAngelo. Motion passed unanimously.

Respectfully submitted,



Kate Toner, City Clerk

October 9, 2001