

**MINUTES OF THE MEETING OF THE  
CITY OF SEAFORD MAYOR AND COUNCIL**

March 27, 2012

7:00 PM

Mayor Edward H. Butler, Jr., called the Regular Meeting to order with the following present: Councilwoman Grace S. Peterson, Councilwoman Pat A. Jones, Councilwoman Leanne Phillips-Lowe, Councilman J. Rhea Shannon and Councilman William G. Bennett. Dolores J. Slatcher, City Manager, and Charles Anderson, Assistant City Manager, were also present.

Mayor Butler offered the opening prayer and led those present in the Pledge of Allegiance.

Mayor Butler solicited changes to the agenda. City Manager Slatcher stated that there were none.

Mayor Butler called for a motion to approve the Minutes of the Regular Meeting of March 13, 2012. Councilman Shannon made the motion to approve the minutes of March 13, 2012. Councilwoman Jones seconded the motion. The motion so passed with all present voting in favor.

**ANNUAL MUNICIPAL ELECTION INFORMATION**

- Election date is Saturday, April 21, 2012 from 10:00 a.m. until 6:00 p.m.
- Candidate filing deadline and Voter Registration deadline was March 23, 2012 by 5:00 p.m. No more voter or candidate registrations.
- The Mayor and two Council Members' positions are up for election. These positions are currently held by Mayor Edward H. Butler, Jr., Councilwoman Grace S. Peterson and Councilman William G. Bennett.
- Candidate filings are:
  - Mayor – Councilman William G. Bennett and Councilwoman Pat A. Jones
  - Council – Councilwoman Grace S. Peterson, David Genshaw, and Douglass Lambert

City Manager Slatcher presented New Business # 1, request to "Light it up Blue" on April 2, 2012 for Autism. She called Carlyle Windley forward to present the request. Mr. Windley explained that Autism is a neurological disorder that affects 1 in 110 children and 1 in 70 boys. He said that the disorder has affected his family as his granddaughter was diagnosed with Autism in 2008. He explained that awareness is important not only in funding research for a cure or treatment for Autism, but also so that others may accept the differences of those who suffer from the disorder. Mr. Windley thanked Mayor and Council for their support of this cause.

Councilwoman Jones asked if there would be a ceremony or a special time when the lights would be lit. Mr. Windley said that there was not anything planned, just for the lights to be lit before dark on April 2. Councilwoman Jones said that she thought it would be a good idea to hold a special ceremony during the month of April. She suggested that Mr. Windley could work with Trisha Newcomer to put something together.

City Manager Slatcher presented New Business # 2, bids for trash. There were two bids received, from Allied Waste and Waste Industries, Inc., with Waste Industries being the low bidder. She explained that the bids were broken down into prices for the various departments and sites.

Mayor Butler solicited any questions. There being none, he called for a motion. Councilwoman Jones made the motion to award the trash bid to the low bidder, Waste Industries, Inc. Councilwoman Peterson seconded the motion. The motion so passed with all present voting in favor.

City Manager Slatcher presented New Business # 3, approval of a Resolution Authorization of Supplement to Full Requirements Agreement with DEMEC for purchasing a portion of its power from AFEC (AMP Fremont Energy Center). She explained that the City of Seaford is a full requirements member of DEMEC, and that this supplemental agreement would enable the City to

secure a long-term economic source of power to supply such full requirements service. She said that DEMEC became a member of American Municipal Power, Inc. (AMP), and purchased the rights to 13.6% of the electric capacity and associated energy available from the AMP Fremont Energy Center (AFEC), which is a natural gas fired combined cycle electric generating plant, currently one of the cleanest, lowest cost and most reliable forms of electric generation available. She explained that the supplement includes provisions relating to the AFEC Power Sales Contract, which will satisfy the requirements of the credit rating agencies and the underwriters of the bonds. It sets a baseline level for each member's entitlement share of the capacity and energy available from AFEC, and in turn each member agrees to pay its share of the costs regardless of any suspension, interruption or reduction of AFEC's output. She said that this obligation is very similar to the existing agreement with the Beasley Power Plant in Smyrna. The City of Seaford's outtake portion of DEMEC's AFEC share is 9.7%. She explained that by Council authorizing the resolution, they would be authorizing the Mayor and Secretary to execute and deliver the supplemental resolution on behalf of the City of Seaford. She said that the agreement would acknowledge that the City is obligated to make payment irrespective of whether energy is produced or delivered, or whether AFEC is completed or operating, and shall not be subject to any reduction or otherwise conditioned by DEMEC. The agreement would also authorize Mayor and Secretary to sign all other documents and complete any action necessary to complete the resolution. City Manager Slatcher added that AFEC is one of many suppliers that the City via DEMEC uses as power sources.

Mayor Butler solicited any questions. There being none, he called for a motion. Councilman Bennett made the motion to approve the Resolution Authorization of Supplement to Full Requirements Agreement with DEMEC for purchasing a portion of its power from AMP Fremont Energy Center. Councilwoman Phillips-Lowe seconded the motion. The motion so passed with all present voting in favor.

City Manager Slatcher presented New Business # 4, approval of change orders #3 and #4 on the Washington Avenue project. She explained that change order #3 for the contract with A.P. Croll & Son, Inc. is for a decrease of \$8,956.10. The change order consists of the removal of one bid item, HDPE Sewer, the addition of a concrete storm drain, and other various additions and deductions. This brings the total contract price for the Washington Street Flood Control & Stormwater Retrofits down to \$1,872,812.12.

Mayor Butler solicited any questions. There being none, he called for a motion. Councilman Bennett made the motion to approve change order #3 for the Washington Street Flood Control and Stormwater Retrofits, for a decrease in the amount of \$8,956.10, bringing the total contract price to \$1,872,812.12. Councilwoman Peterson seconded the motion. The motion so passed with all present voting in favor.

City Manager Slatcher then presented change order #4 for the contract with A.P. Croll & Son, Inc., which consists of the addition of correcting the catch basin on Mill Street and tying it into the stormwater system. The change order increases the contract price by \$72,045.70. This brings the total contract price to \$1,944,857.82. She said that after speaking with Senator Venables, the City was able to obtain \$60,000 in funding to go toward this expense, leaving a balance of \$12,045.70 to be paid by the City. She explained that City staff negotiated the price down from its original amount, which was over \$105,000, by doing our own flagging and using different materials.

Mayor Butler solicited any questions. There being none, he called for a motion. Councilwoman Phillips-Lowe made the motion to approve change order #4 for the Washington Street Flood Control and Stormwater Retrofits, for an increase in the amount of \$72,045.70, bringing the total contract price to \$1,944,857.82. Councilman Bennett seconded the motion. The motion so passed with all present voting in favor.

City Manager Slatcher presented New Business # 5, approval of street names for new streets in the City limits. She explained that the changes had to go through the Addressing Department at the Sussex County Assessment Office, and have been approved. She said that Service Road will run through the Villages of Stoneybrook, and will connect from Beaver Dam to Tharp Road. The remaining new streets are located in the Ross Business Park. The road connecting Kent Peterson's property to Venture Drive will be called Kent Drive. Commerce Drive will also connect to Venture Drive, and will run north behind the Ross Mansion property to service parcels in that

area. Bedford Falls Drive, also connecting to Venture Drive, will service the complex occupied by Falco Industries. She explained that the new street names were necessary for both mail delivery and 911 response purposes. Once approved, signage will be installed.

Mayor Butler solicited any questions. There being none, he called for a motion. Councilman Bennett made the motion to approve the new street names as presented and approved by the Sussex County Assessment Division. Councilwoman Jones seconded the motion. The motion so passed with all present voting in favor.

### **REMINDER OF MEETINGS & SETTING NEW MEETINGS**

- Chamber Business Candidate Forum – Wednesday, March 28<sup>th</sup> at Pizza King
- Soccer League Opening – Sports Complex, Sunday, April 1<sup>st</sup> at 11:30 a.m.
- Mayor's Prayer Breakfast – Thursday, March 29<sup>th</sup> at Nanticoke Senior Center

### **COMMITTEE REPORTS**

Councilwoman Jones reported that the Easter Egg Hunt will be held at the Ross Mansion on Saturday, March 31<sup>st</sup>.

Councilwoman Peterson reported that the Riverfest fundraiser that was held at Pizza King on March 19<sup>th</sup> was a success, and approximately \$1,000 was raised at the event. She said that the first Movie Night will be held on May 5<sup>th</sup> at the Ross Mansion. She reported that the Public Works and Code Departments have been busy with their normal routines. She said that the Washington Street Stormwater Project is currently working on Front Street near the old Sure Sun building. She added that Gateway Park will be lit up blue for the month of April for Autism Awareness.

Councilwoman Phillips-Lowe reported that departmental budgets are due on Friday, March 30<sup>th</sup>.

Councilman Shannon reported that he had the privilege of meeting Dr. Joseph, the new Superintendent of the Seaford School District, when he was at the Police Department for a meeting with Chief Morris and Captain Flood.

Councilman Bennett reported that the Electric department has been working in Stoneybrook, as well as doing routine maintenance. He said that they have also been working on their budget. He reported that the new ambulance which the Fire Department has ordered and is scheduled to be inspected in Ohio, and if it passes inspection, should be delivered to SVFD shortly thereafter.

With no further comments, Mayor Butler called for a motion to adjourn the Regular Meeting of Mayor and Council. Councilwoman Phillips-Lowe so moved. Councilwoman Peterson seconded the motion and the motion so carried with all present voting in favor. Mayor Butler adjourned the meeting at 7:29 p.m.

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Dolores Slatcher, City Manager