

*MILFORD CITY COUNCIL*  
MINUTES OF MEETING  
*October 11, 2010*

The Monthly Meeting of Milford City Council was held in the Joseph Ronnie Rogers Council Chambers of Milford City Hall, 201 South Walnut Street, Milford, Delaware on Monday, October 11, 2010.

PRESIDING: Mayor Joseph Ronnie Rogers

IN ATTENDANCE: Councilpersons Steve Johnson, Garrett Grier III, S. Allen Pikus, Jason Adkins, Owen Brooks, Jr., Douglas Morrow and Katrina Wilson

ALSO: City Manager David Baird, Police Chief Keith Hudson and City Clerk/Recorder Terri Hudson

CALL TO ORDER

Mayor Rogers called the Monthly Meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE

The Pledge of Allegiance followed the invocation given by Councilwoman Wilson.

APPROVAL OF MINUTES

Motion made by Mr. Pikus, seconded by Mr. Morrow to approve the minutes of the September 13 and September 27, 2010 council meetings as presented. Motion carried.

RECOGNITION

*Parks and Recreation/Awards*

Mayor Rogers announced that Milford received four of the eight downtown awards at the Inaugural 2010 Delaware-Maryland Downtown Revitalization Conference in Rehoboth Beach.

Parks and Recreation Director Gary Emory was the recipient of the Main Street Champion award. Because he was out of state, Mayor Rogers accepted the award and planned to present the plaque this evening. He was not in attendance, so the item will be placed on the October 25<sup>th</sup> meeting.

The mayor then congratulated the award winners, noting the many volunteers that continue to put in a lot of hard work and time into the downtown area.

*Monthly Police Report*

Mr. Morrow moved for acceptance of the police report as submitted by Chief Hudson, seconded by Ms. Wilson. Motion carried.

It was noted another Citizens' Police Academy is scheduled in January; Mr. Morrow encouraged residents to attend noting it is very educational and provides a great understanding of what the department does.

*City Manager Report*

Mr. Baird then read the following report into record:

*Solid Waste & Recycling*

*On August 1, the City Solid Waste Department began the collection of curbside recycling. During the month of September, the Solid Waste Department collected 433.12 tons (384.78 tons of Solid Waste; 48.34 tons of Recycling)*

	<i>Recycling Tons</i>	<i>Recycling Rate</i>
<i>Sept-09</i>	<i>34.37</i>	<i>7.48%</i>
<i>Sept-10</i>	<i>48.34</i>	<i>11.16%</i>

*Earlier this year, SB234 was signed into law and part of the legislation establishes diversion rates of 50% by January 1, 2015 for Municipal Solid Waste being disposed of at the landfill.*

	<i>Recycling</i>	<i>Solid Waste</i>	<i>Total</i>	<i>Diversion Rate</i>
<i>2009</i>	<i>442.44</i>	<i>4684.38</i>	<i>5126.82</i>	<i>8.63%</i>
<i>2010 YTD</i>	<i>339.49</i>	<i>3560.09</i>	<i>3899.58</i>	<i>8.70%</i>

**Impact Fee Waivers**

*Since the waiver of impact fees was implemented in June, the City has waived \$101,729 in fees. This waiver has allowed property owners in Milford to retain this money and has helped to support a total investment of \$5,695,206 (based on building permit values) during the months of June, July and August and September.*

**Fall Clean-Up Week**

*Fall Clean-Up Week will held the week of October 18, 2010. Residents are asked to place items on the curb by 7 am on the day of collection. Pick up dates are as follows:*

*Monday collection day – fall clean up days will be Tuesday & Thursday during cleanup week  
 Tues./Fri. collection day – fall clean up days will be Monday & Wednesday during clean up week*

**Downtown Streetlights**

*City Electric Crews are in the process of refurbishing the street light poles in the downtown area and replacing the light heads with more energy efficient LED lights. City crews are refurbishing 60 poles and lights and are removing eight lights at a time as to not make the downtown area completely dark. Work will continue over the next few months.*

**Can Do Playground**

*Gary Emory, Mayor Rogers and I are continuing to work with the District Rotary Club Committee on the location and design of the Can Do Playground to be located at the Tony Silicato Memorial Park. It is anticipated that a final design and cost estimate will be available by the end of November.*

Mr. Baird reported that yard waste will no longer be able to be co-mingled with regular household trash due to new Delaware Solid Waste Authority (DSWA) regulations. Currently, the department is considering several options on how to modify our collection procedures to collect yard waste.

Once the yard waste is separated, the city’s diversion rates will start to climb significantly. By 2015, the diversion rate must be at 50% or higher.

Mr. Brooks referenced the New Journal article about DSWA getting out of the recycling business sooner than anticipated. Mr. Baird advised that fortunately the city began to handle recycling on August 1<sup>st</sup>.

Mr. Pikus asked if a letter will be provided to residents informing them of the change with yard waste. Mr. Baird answered a letter will be provided once a more formal plan has been put in place. The letter will address both collections and the landfill side.

The city manager does not anticipate a problem with collections noting their response to the changes in recycling. The

solid waste department is aware of this change and is prepared to proceed. He spoke to the employees about the goals the city needed to achieve adding they must be part of the solution.

Mr. Brooks expressed concern about compost being made from the yard waste; Mr. Baird said that will need to be addressed though small composting may not be a problem. He agrees there are nuisances associated with composting. Mr. Pikus asked if burning is prohibited in the city; Chief Hudson advised there is an ordinance that prohibits outdoor burning in city limits. Mr. Baird added there is no ordinance against creating a pile for composting operations.

When questioned about where tree limbs and shrubs could be taken, Mr. Baird said the city will need to address the matter because there is no place to dispose those items.

The city manager then advised the Water Facility Planning Grant had been approved by the Department of Health and Social Services.

He concluded by noting that work has commenced again by JJID on Northeast Front Street and a great deal of progress has been made. Currently, they are on schedule.

Mr. Pikus moved to accept the city manager report, seconded by Mr. Grier. Motion carried.

## COMMITTEE REPORT

### *Community Affairs*

Mr. Johnson advised that the Food Bank of Delaware is receiving an award from Walmart of \$100,000. City Council has been invited to attend the event at Milford Walmart on Monday, October 25, 2010 beginning at 10:30 a.m.

### *Economic Development*

Mr. Grier advised the Economic Development Committee met last Monday. Two of the four items discussed are on tonight's agenda. The first being the possibility of hiring an outside consultant to come in and develop an economic development strategy for the city that can be used for years to come. Following a review of the two proposals, the committee recommended hiring Moran, Stahl and Boyer who have worked with the City of Dover and Kent County.

Also discussed was realtor commissions for the sale of lots at Independence Commons. No decision was made though some ideas were presented about marketing material. The city clerk provided him with a packet that was used in the past and provided to potential buyers. In addition, the website is again being used to promote the park.

The committee also agreed to extend the deadline for impact fee waivers; ordinances will be introduced later on the agenda. Currently, the waiver expires the end of December though the recommendation is to extend that through June 30, 2011 in hopes of attracting new businesses to Milford.

Utility extensions were also discussed and will be presented to council at a later date.

The committee plans to meet monthly.

## COMMUNICATIONS

The Comcast letter highlights some recent changes made. Mr. Baird asked council to refer to the letter should any questions need to be answered.

Mr. Pikus asked if cable had been run to the city hall building yet. IT Director Wes Banasan stated that he will need it for the internet. Mr. Pikus advised the cost is free to municipalities though Mr. Baird indicated they only allow for one connection. Mr. Brooks noted that city hall has always had cable; Mayor Rogers agreed. Mr. Baird said the cable was

never reinstalled after the city hall renovations were completed.

Mayor Rogers stated that Comcast Representative Tom Worley will take care of having it installed here.

Ms. Wilson said a number of questions and concerns were expressed about Comcast and asked if a representative would be addressing council in the near future, She noted that a number of senior citizens had questions about the contract with the city. It was agreed this would be a good item for the workshop; Mr. Baird will contact Tom Worley about attending an upcoming workshop.

Joe Palermo of 5 Misty Vale Court, Meadows at Shawnee stated they prefer to have competition besides Comcast noting their rates are locked in. He is aware Verizon is available in Dover and asked that the city consider other cable companies.

Mayor Rogers reported he will attend the upcoming City of Dover Mayor Prayer Breakfast and Ribbon Cuttings for Blooming Boutique and Fabulous Full Service Salon. He reminded council the Grand Opening of the Central Academy and the Halloween Parade are on the same date--Wednesday, October 20<sup>th</sup> which is quickly approaching.

#### UNFINISHED BUSINESS

##### *Re-Adoption/FY 2010-2011 Tax Warrant (Amended)*

Mr. Baird recalled the discussion at the previous meeting when a number of amendments were made to tax bills. He explained that though taxes can change on a regular basis, this was a significant amount that needed to be addressed.

He noted the one significant change for Eastern Shore Natural Gas. He advised that utility companies in Milford include Eastern Shore Natural Gas, Chesapeake Natural Gas, Verizon and Delmarva Power. In Delaware, utility entities, are allowed to self assess based on the value of their property. It was challenged by New Castle County unsuccessfully; following, self assessments were accepted across the board according to Mr. Baird.

The city manager advised that Eastern Shore Natural Gas had overstated their value by reporting three-quarters more gas mains than they actually have within city limits. The assessment decreased due to a reporting error for the actual lineal feet of mainline that runs through the city. They utilized GIS mapping technology to confirm the actual facilities that were reported since 2001. The main line was previously reported as 107,616 linear feet but has since been corrected to 25,832. This resulted in a credit of \$32,390.67.

Because of that substantial modification, he agreed to bring the tax warrant back for another approval.

Mr. Pikus questioned the other three changes. Mr. Baird explained they may be the result of a land use action that was never picked during the assessment process.

Mr. Pikus asked if there are other assessments that are incorrect noting the correction needed on the Pacquette property when the assessment increased from \$12,000 to \$570,000; Mr. Baird said they are reviewed as they are presented. Mr. Pikus added we cannot afford many more \$32,000 deductions. The city manager agreed noting that Chesapeake had a similar situation though they were unable to substantiate their position this year though it maybe reflected in next year's tax billing.

Mr. Pikus moved to adopt the following corrected tax warrant, seconded by Mr. Grier:

#### *GREETINGS:*

*The Charter of the City of Milford provides the following:*

*"Article X, Section 10.11: Attached to said tax list shall be a warrant, under the Seal of the City of Milford,*

*Signed by the Mayor and Attested to by the Secretary, commanding the City Manager to make collection of Taxes as stated in the Tax Lists."*

***THEREFORE, YOU, THE CITY MANAGER, DULY APPOINTED BY THE COUNCIL OF THE CITY OF MILFORD, ARE HEREBY COMMANDED TO COLLECT THE TAXES AS LEVIED IN THE FOUR WARDS AS FOLLOWS:***

<i>Assessed Per Billing Register</i>	\$768,870.718.00
<i>Exemptions</i>	<i>[122,877,500.00]</i>
<b><i>TOTAL ASSESSED VALUE</i></b>	<b><i>\$645,993,218.00</i></b>
	<b><i>x .0046</i></b>
<b><i>ESTIMATED TAX PER PROPERTY VALUES</i></b>	<b><i>\$2,971,568.00</i></b>
<i>Senior Citizen Discount</i>	<i>[11,592.00]</i>
<b><i>TOTAL TAXABLE (Fiscal Year 2010-2011)</i></b>	<b><i>\$2,959,976.00</i></b>

Motion carried by unanimous roll call vote.

Mr. Morrow confirmed that if a correction or addition is found in the middle of a year, that property is immediately taxed and is not put on hold until the following tax year. Mr. Baird said that is correct and as an example, stated that if a building permit is issued and a C of O issued, the assessment is completed which transfers to the billing office for a supplemental or new bill to be issued.

*Annexation:*

- Tax Parcel 5-00-173.00-01-62.00-00001-64.362 Acres Parcel of land, Land of Walter N. Thomas, II*
- Tax Parcel 5-00-173.00-01-62.02-00001-7.556 Acre Parcel of Land, Land of Walter N. Thomas, II*
- Adoption of Ordinance 2010-13/Adoption of Resolution 2010-15/Approval of Annexation Agreement*

Mayor Rogers advised that council is still considering this annexation noting that it was preferred that all eight council members be present for the final discussion. Therefore, the matter will be placed on an upcoming agenda for a final decision. The city manager pointed out that Mr. Morrow would be at a conference and not attending the workshop meeting in two weeks.

Mr. Morrow then confirmed the city solicitor will provide his interpretation of issues brought up at the last meeting. Mr. Baird stated that Mr. Willard will be in attendance but in the meantime, he will send out Mr. Willard's e-mail that contains his opinion on those matters.

**NEW BUSINESS**

*Bid Award/Power Transformers/Electric Department*

Sealed bids were received, publicly opened and read on September 23, 2010 for the purchase of Power Transformers to be installed at Delivery #2. Six bids were received that ranged from \$694,310 to \$887,356. A letter from Progressive Engineering Consultants indicated they reviewed the proposal and recommend acceptance of the proposal offered by low bidder Virginia Transformer Corporation in the amount of \$694,310.

Mr. Baird added that is also the recommendation of the city staff noting the bid is within the budget allocated for the project. This is part of the \$8.5 million project for the electric substation, transmission lines and distribution improvements. Funding is provided as a part of the overall capital project eligible for bond financing.

Mr. Pikus moved for award of the bid to Virginia Transformer Corporation in the amount of \$694,310 with funding part

of the Capital Project eligible for bond financing, seconded by Mr. Adkins. Motion carried by unanimous roll call vote.

*Proposal/Economic Development Strategy*

Mr. Grier reported that two proposals were received.

The first is from Development Counsellors International (DCI). Their representative, Ted Levine, is Chairman of DCI. He feels they are capable of handling the project though they typically work for places with more needs than the city has. Their proposal is in the neighborhood of \$60,000 plus.

The second proposal is from Moran, Stahl and Boyer (MS&B). John Rhodes is the consultant the city will be working with should this proposal be accepted. Packets prepared for similar cities were included for council review. Mr. Rhodes plans to talk to 25-30 business owners, Downtown Milford and the Chamber of Commerce. He wants to review the five economic development areas in the city in order to provide a blue print for the future.

Mr. Baird advised the economic development plan would consolidate and put into one document the city's thoughts and ideas on what the economic development strategy of the city should be. It is also something that could easily be transitioned into the future. It would be used as a marketing tool for prospective developers and businesses, as well as existing businesses.

Mr. Baird feels the benefit of this firm is the work already done locally with Kent County as far as putting their economic development strategy together. Their proposal is not just a basic report and strategy, but also lays out the framework based on the city's thoughts. The city would use that as a foundation moving forward as the program is put together. As part of their work, they offer a marketing component called the Economic Development Resource Profile. This was outlined in the proposal for the Elmira-Corning Area of New York State which is where a lot of the marketing material comes into play. It will be used as a catalyst for economic development. The focus is to encourage people wanting to make an investment to make it here in Milford.

He believes the proposal from MS&B is more tailored to Milford's speed. Mr. Rhodes has a lot of the same thoughts and philosophies and is already familiar with the area. He knows what is needed from a business and economic development standpoint. He is capable of taking Milford to the next level by creating some opportunities in the city.

They are ready to proceed and should council approve this tonight, Mr. Baird expects a finished product shortly after the first of the year, if not sooner.

He reported the MS&B costs will be in the area of \$10,000 (\$6,500 consulting fee and estimated travel fees of \$3,500) versus six times that for the DCI proposal. The DCI firms works with a lot of large, national and international firms mainly on the private side. They do some public sector work but normally in larger cities.

Mr. Baird noted it is the recommendation of the Economic Development Committee to award the proposal to MS&B at a cost of \$10,000 to be paid from the General Fund Capital Reserves. The business park lot sale proceeds are put into that fund which qualifies its use for economic development purposes.

When questioned, Mr. Baird advised that Kent County's Economic Development Plan was completed in 2006 and representatives were very pleased with the work MS&B did. It was not well received in Levy Court because at the time the report came out, the economy had started to turn. The mind set they went into developing the strategy changed completely by the time the report was completed. Overall, they were very pleased with the work.

Ms. Wilson said we are taking a very proactive role in economic development noting we have invested in Downtown Milford and the Chamber of Commerce. It appears they have done some of the same work. She feels it is important to ensure we are not doing the same work that has been done in the past and our dollars are working for the benefit of the city.

She does not want the city to take this on and take away from these other two groups at the same time. She asked how this will benefit the entire city simultaneously.

Mr. Baird said the plan will cover five areas of Milford, each with its own map for growth 1) the city business park on Airport Road and the industrial park at Masten Circle, 2) the commercial land along Route 113, 3) Downtown Milford, 4) the industrial areas in the southern section of the core area of city; and 5) the newer southeast areas that will include residential centers, Innovation Park, etc. This plan will provide an umbrella over the entire realm and an outline for opportunities that exist within those areas.

He agrees that Downtown Milford is working on the specifics of their area, in partnership with the Chamber of Commerce and the city and will take that lead. The city will take the lead on the business park components, along with the chamber. Mr. Baird added the chamber will take the lead and continue to support the retail area where a lot of their membership exists, along with the older established businesses.

They will not step on one another's toes and not duplicate each others efforts. Ms. Wilson agreed adding that we don't want to duplicate money being spent on the same work as well.

Mr. Baird said he has spoken with Mr. Rhodes is very aware of that concern. He ensured council there is no preconceived notion that this will be a quick boilerplate type report, but instead will provide a strategy for the city.

Mayor Rogers said it appears this is an appropriate way to address economic development as the economy begins to turn back around. In the meantime, we will prepare in order to be ready.

Mr. Grier moved to approve the proposal from Moran, Stahl and Boyer, not to exceed \$10,000, to be paid from General Fund Capital Reserves, seconded by Mr. Pikus. Motion carried by unanimous roll call vote.

*Draft Ordinance 2010-17/Sewer/Chapter 185/Impact Fee Waiver Extended*

*Draft Ordinance 2010-18/Water/Chapter 222/Impact Fee Waiver Extended*

*Draft Ordinance 2010-19/Electrical Standards/Chapter 192/Impact Fee Waiver Extended*

The following ordinances were officially introduced for consideration:

**ORDINANCE 2010-17**

*WHEREAS, the City continues to encourage the building of residential and commercial structures within the City limits; and*

*WHEREAS, the waiver of impact fees authorized by Ordinance 2010-8 led to more projects being launched; and*

*WHEREAS, City Council has learned that building permit values increased in July and August 2010 when compared to the same period in 2009; and*

*WHEREAS, to further stimulate the local economy, it is in the City of Milford's best interest to extend for an additional six months the waiver of sewer impact fees.*

**NOW, THEREFORE, THE CITY OF MILFORD HEREBY ORDAINS:**

*Section 1. Chapter 185 of the Code of the City of Milford, entitled Sewers, Article III §24 Impact Fee Established, §185-24-D shall be amended by extending the deadline from December 31, 2010 to June 30, 2011 as follows:*

*§185-24 D. The sewer impact fee described in §185-24C shall be waived for all permits issued between June 3, 2010 and December 31, 2010 **JUNE 30, 2011**. The waiver shall be for a maximum of 5 EDUs per project. The City will continue to collect the impact fee charged by Kent County during this period.*

*Section 2. Chapter 185 of the Code of the City of Milford, §185-24-D(1) and §185-24-D(1) shall remain in effect until the extended deadline of June 30, 2011:*

*§185-24 D (1) To qualify for the impact fee waiver, construction must be completed and a certificate*

*of occupancy received in accordance with the following schedule:*

*Single Family Residential 6 Months*

*Multi Family Residential 12 Months*

*Commercial 12 Months*

*§185-24 D (2) Any structure that does not receive a certificate of occupancy in accordance with this schedule shall be ineligible for the impact fee waiver and shall pay the required impact fee in full prior to the issuance of a certificate of occupancy.*

*Section 3. Dates*

*Introduction to City Council—October 25, 2010*

*Projected Adoption by City Council—November 8, 2010*

*Projected Effective Date—January 1, 2011 - June 30, 2011*

#### **ORDINANCE 2010-18**

*WHEREAS, the City continues to encourage the building of residential and commercial structures within the City limits; and*

*WHEREAS, the waiver of impact fees authorized by Ordinance 2010-9 led to more projects being launched; and*

*WHEREAS, City Council has learned that building permit values increased in July and August 2010 when compared to the same period in 2009; and*

*WHEREAS, to further stimulate the local economy, it is in the City of Milford's best interest to extend for an additional six months the waiver of water impact fees.*

*NOW, THEREFORE, THE CITY OF MILFORD HEREBY ORDAINS:*

*Section 1. Chapter 222 §31 of the Code of the City of Milford, entitled Water, shall be amended by extending the deadline from December 31, 2010 to June 30, 2011 as follows:*

*§222-31 I. The water impact fee described in §222-31H shall be waived for all permits issued between June 3, 2010 and December 31, 2010 **JUNE 30, 2011**. The waiver shall be for a maximum of 5 EDUs per project.*

*Section 2. Chapter 222 of the Code of the City of Milford, §222-31-I (1) and §222-31-I (2) shall remain in effect until the extended deadline of June 30, 2011:*

*§222-31 I. (1) To qualify for the impact fee waiver, construction must be completed and a certificate of occupancy received in accordance with the following schedule:*

*Single Family Residential 6 Months*

*Multi Family Residential 12 Months*

*Commercial 12 Months*

*§222-31 I. (2) Any structure that does not receive a certificate of occupancy in accordance with this schedule shall be ineligible for the impact fee waiver and shall pay the required impact fee in full prior to the issuance of a certificate of occupancy.*

*Section 3. Dates*

*Introduction to City Council—October 25, 2010*

*Projected Adoption by City Council—November 8, 2010*

*Projected Effective Date—January 1, 2011 - June 30, 2011*

#### **ORDINANCE 2010-19**

*WHEREAS, the City continues to encourage the building of residential and commercial structures within the City limits; and*

*WHEREAS, the waiver of impact fees authorized by Ordinance 2010-10 led to more projects being launched; and*

*WHEREAS, City Council has learned that building permit values increased in July and August 2010 when compared to the same period in 2009; and*

*WHEREAS, to further stimulate the local economy, it is in the City of Milford's best interest to extend for an additional six months the waiver of water impact fees.*

*NOW, THEREFORE, THE CITY OF MILFORD HEREBY ORDAINS:*

*Section 1. Chapter 119 of the Code of the City of Milford, entitled Electrical Standards, shall be amended by extending the deadline for the waiver of Electric Impact Fees as follows:*

*The electric impact fee established under this Chapter shall be waived for all permits issued between January 1, 2011 and December 31, 2010 **JUNE 30, 2011.***

*Section 2. The following sections of Chapter 119 of the Code of the City of Milford shall remain in effect until the extended deadline of June 30, 2011:*

*To qualify for the impact fee waiver, construction must be completed and a certificate of occupancy received in accordance with the following schedule:*

*Single Family Residential 6 Months*

*Multi Family Residential 12 Months*

*Commercial 12 Months*

*Any structure that does not receive a certificate of occupancy in accordance with this schedule shall be ineligible for the impact fee waiver and shall pay the required impact fee in full prior to the issuance of a certificate of occupancy.*

*Section 3. Dates*

*Introduction to City Council—October 25, 2010*

*Projected Adoption by City Council—November 8, 2010*

*Projected Effective Date—November 18, 2010 - June 30, 2011*

Mayor Rogers advised that as this was discussed earlier, the ordinances extend the impact fee incentives by waiving those fees, initially scheduled to expire on December 31, 2010 and continuing that waiver until June 30, 2011.

Mr. Baird reported the committee unanimously agreed to move forward with the waivers. The ordinances are being introduced tonight and will be voted on November 8, 2010. The effective date would be January 1, 2011.

Mr. Adkins thanked council for approving this noting the impact speaks for itself with no development over \$5 million in the four spring/summer months prior to this year. He said what happens if we are at the point when this impact starts to level off, or it is determined that development would have occurred anyway, or if we are still seeing a spike in interest because of these waivers. Mr. Baird noted there was very little activity in September, but after considering those people who are working with our planning department on projects anticipated, he feels that over the next six months, the trend will continue. What happens after that will still need to be determined. At that point, city council will have to make a decision on whether to put those fees back into play and determine whether they should be phased in partially or in their entirety.

Mayor Rogers noted that this is a huge help to anyone wanting to expand in addition to attracting new development. He feels it is well worth the reduction in impact fees, when considering the long term financial impact.

## FINANCE REPORT

Mr. Pikus noted that though we have waived some of those fees which has taken some of the revenues away, the building fee permits have increased during that time. With 16% of the year having passed, more than half of what was budgeted for building permit fees has been received. If we continue on that pattern, he feels the city will be very successful as a result of this small incentive. If we continue with that pattern, we are way ahead of many other cities and towns.

Mr. Pikus reported that through the second month of Fiscal Year 2010-2011 with 16.7% of the fiscal year having passed, 25.56% of revenues have been received and 16.34% of the operating budget expended

He said that approximately 95% of the areas, are on target at 16%. The city is very well invested in CD's, money markets and in very safe areas with a cap in the various investment firms. He attributes the success of the city's finances to Finance Director Jeff Portmann who keeps a very close eye on our funds.

Mr. Pikus moved to accept the August Finance Report, seconded by Mr. Adkins. Motion carried.

*Executive Session*

Mr. Pikus moved to go into Executive Session pursuant to Pursuant to 29 Del. C. §10004(b)(9) Personnel matters in which the names, competency and abilities of individual employees or students are discussed and Pursuant to 29 Del. C. §10004(b)(2) Preliminary discussions on site acquisitions for any publicly funded capital improvements, seconded by Ms. Wilson. Motion carried.

Mayor Rogers recessed the Council Meeting at 7:54 p.m. to go into a closed session.

*Return to Open Session*

Council returned to open session at 8:26 p.m.

No action required.

ADJOURN

Ms. Wilson moved to adjourn the Monthly Council Meeting, seconded by Mr. Pikus. Motion carried.

Mayor Rogers adjourned the Monthly Council Meeting at 8:26 p.m.

Respectfully submitted,



Terri K. Hudson, CMC  
City Clerk/Recorder