

**CITY OF NEWARK
DELAWARE**

COUNCIL MEETING MINUTES

January 26, 2009

Those present at 7:30 pm:

Presiding: Mayor Vance A. Funk, III
District 1, Paul J. Pomeroy
District 2, Jerry Clifton
District 4, David J. Athey
District 5, Ezra J. Temko
District 6, A. Stuart Markham

Absent: District 3, Doug Tuttle

Staff Members: City Manager Kyle Sonnenberg
City Secretary Patricia M. Fogg
City Solicitor Roger A. Akin
Finance Director Dennis McFarland
Planning Director Roy H. Lopata
Parking Administrator Marvin Howard
Chief Paul Tiernan, NPD
Public Works Director Richard M. Lapointe
Water & Wastewater Director Roy Simonson

1. The meeting began with a moment of silent meditation and pledge to the flag.

2. **PRESENTATION BY THE FIFES & DRUMS OF THE DELAWARE MILITIA**

The Fifes & Drums performed a brief musical presentation and asked Council to consider making them the official corps for the City of Newark.

3. MOTION BY MR. CLIFTON, SECONDED BY MR. TEMKO: THAT THE AGENDA BE AMENDED BY ADDING ITEMS 9-A-3, RESOLUTION 09-__: TO SUPPORT AND ENCOURAGE THE ADOPTION BY THE GENERAL ASSEMBLY OF LEGISLATION WHICH FURTHERS THE GOAL OF OPEN, TRANSPARENT GOVERNMENT, AND 9-B-2, APPOINTMENTS TO NEWARK HOUSING AUTHORITY.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.
Nay – 0.
Absent – Tuttle.

4. **2. CITY SECRETARY'S MINUTES FOR COUNCIL APPROVAL**

A. Regular Council Meeting of January 12, 2009

In paragraph 7 on page 4, Mr. Temko changed the word "adding" to "allowing" so the sentence read, "Mr. Temko recommended allowing for a graduate student on the Committee since the University was interested in growing in that field."

MOTION BY MR. POMEROY, SECONDED BY MR. ATHEY: TO APPROVE THE MINUTES AS AMENDED.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

5. 3. ITEMS NOT ON PUBLISHED AGENDA

A. Public

Ivan Nusic, 26 Wakefield Drive, said Channel 22 contained out-of-date information, and he asked that it be kept current as it was a useful tool for residents.

6. John Kowalko, 134 North Dillwyn Road, expressed concern about the proposed non-resident water rate increase. He suggested that the City consider lowering the 30% increase to 20% which he felt was a more reasonable increase. He noted that non-resident water customers did not have the option of using other City services and said the City had a monopoly as the water supplier for out-of-town customers.

7. Jim Carley, 104 Odessa Way, was concerned about water being wasted by the University of Delaware. He felt there was no incentive for them to reduce consumption at the 15% rate increase and suggested a 30% increase to encourage them to conserve water.

8. 3-B. UNIVERSITY

1. Administration – There were no comments forthcoming.

9. 3-B-2. STUDENT BODY REPRESENTATIVE

There were no comments forthcoming.

10. 3-C. COUNCIL MEMBERS

Mr. Clifton expressed thanks to Ms. Houck for exploring the potential of posting lost animal notices on Channel 22. A resident was concerned that they were prohibited from posting signs in their neighborhood where they would be most effective.

11. Mr. Pomeroy thanked the Fifes & Drums for their presentation.

12. Messrs. Pomeroy and Markham enjoyed Restaurant Week which they felt was a tremendous event for the downtown area. Mr. Funk heard the restaurants at least doubled their normal business during winter break and felt the fact that the event was well-publicized contributed to its success.

13. Messrs. Markham and Athey recognized the inauguration of Delaware's new Governor Markell and Lieutenant Governor Denn.

14. Mr. Markham acknowledged Representative Kowalko and Senator Sorenson at the meeting.

15. Mr. Markham reported the statewide Lincoln Scholarship Competition was won by his son.

16. Mr. Temko offered congratulations to the new Governor and Lt. Governor and also to former County Councilwoman, Stephanie McClellan, new Policy Director for the State.

17. Mr. Temko recognized the City for environmental leadership as the first electric utility in the world to approve the use of an electric vehicle to store and provide power for the local electric grid.

18. Mr. Temko reported at the January Traffic Committee meeting, Country Club Drive traffic calming was discussed where it was agreed to run the numbers for traffic counts, speeding, and accident data to evaluate at their next meeting. Corbit Street will also be discussed at the February 17th meeting.

19. Mr. Temko reported that several weeks ago “No Parking” signs were installed at North Gate Commons. The residents approached Mr. Temko about this situation because they had been parking in the turnarounds for about 20 years without an issue. In his conversations with City staff, Mr. Temko felt there was room for further discussion. He recommended a 15-day period of non-enforcement as the City worked toward a solution.

Mr. Clifton did not understand why the operational issues in the area had not been a problem for the past 20 years. He was disappointed no notice was given to the residents and brought up a broader issue that perhaps the City should not have reacted as quickly as it did in this case.

Mr. Athey felt the communication aspects could have been better handled. He wanted to make sure a hardship was not being created by granting a 15 day non-enforcement period.

MOTION BY MR. TEMKO, SECONDED BY MR. CLIFTON: TO SUSPEND THE RULES AND OPEN THE DISCUSSION TO PUBLIC COMMENT.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.
Nay – 0.
Absent – Tuttle.

Ed Smith, 1 Heather Court, stated Renee Court was the street in question and said the turnaround was never used, even by emergency vehicles or tractor trailers. He said there were mitigating circumstances for the parking in the turnaround as the houses there had issues with mailbox placement and steep driveways.

Mr. Lapointe said he was looking for consistency across the City. He explained that the community had three turnarounds, and City vehicles had experienced access problems. Although no signage was posted on the turnarounds, parking was prohibited there. Mr. Lapointe reported that complaint calls were received from residents that City trucks were unable to salt or plow because of parked cars. There were also problems during leaf collection.

Chief Tiernan felt it was unsafe to have cars parked in the turnarounds. Mr. Pomeroy asked what had changed to cause problems after 20 years of non-enforcement. Mr. Lapointe said Public Works had been dealing with the problems for some time.

This matter will be sent to the Traffic Committee for review of parking on Renee Court.

20. Mr. Athey requested that Robert Brunner’s appeal for no parking signs at Bradford Court (dead ends into Phillips Avenue), be scheduled for Traffic Committee review.

21. Mr. Athey commented that the train transporting President-elect Obama and Vice President-elect Biden to the inaugural ceremonies went through Newark.

22. Mr. Athey appreciated Mr. Sciulli's help with a property maintenance issue in his district.

23. Mr. Athey said it appeared the City would receive a loan towards the Christina Creek sewer crossing repair and noted a grant was also being explored.

24. Mr. Athey commended the Police Department for the warranty sweeps where 169 arrests were made for outstanding warrants.

25. Mr. Athey recognized the City's lobbyist, Bob Maxwell.

26. **4-A. ITEMS NOT FINISHED AT PREVIOUS MEETING:** None

27. **4-B. FINANCIAL STATEMENT:** None

28. **5. RECOMMENDATIONS ON CONTRACTS & BIDS**
None

29. **6. ORDINANCES FOR SECOND READING & PUBLIC HEARING**

A. Bill 09-01 An Ordinance Amending Ch. 2, Administration, Article IV, Downtown Newark Partnership, Composition, By Allowing Permanent Members to Send a Designee As a Voting Member to Meetings

Ms. Fogg read Bill 09-01 by title only.

MOTION BY MR. POMEROY, SECONDED BY MR. CLIFTON: THAT THIS BE THE SECOND READING AND FINAL PASSAGE OF BILL 09-01.

Mr. Funk explained that one of the reasons for this change was because President Harker traveled frequently and wanted a member of his staff to represent him when he was absent.

The Chair opened the discussion to the public.

There being no further comments, the discussion was returned to the table.

Question on the Motion was called.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

(ORDINANCE 09-04)

30. **6-B. BILL 09-02 AN ORDINANCE AMENDING CH. 30, WATER, ARTICLE VII, WATER RESOURCE PROTECTION REGULATIONS & PROVIDING FOR SURFACE WATER PROTECTION AREAS**

Ms. Fogg read Bill 09-02 by title only.

MOTION BY MR. CLIFTON, SECONDED BY MR. ATHEY: THAT THIS BE THE SECOND READING AND FINAL PASSAGE OF BILL 09-02.

Mr. Simonson said the ordinance made amendments to Article VII to bring the City's Code into compliance with the state following the update of the Comprehensive Plan.

The Chair opened the discussion to the public.

There being no further comments, the discussion was returned to the table.

Question on the Motion was called.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

(ORDINANCE NO. 09-05)

31. 6-C. BILL 09-03 – AN ORDINANCE AMENDING CH. 30, WATER, BY ESTABLISHING A WATER RATE SCHEDULE EFFECTIVE 2/1/09

Ms. Fogg read Bill 09-03 by title only.

MOTION BY MR. ATHEY, SECONDED BY MR. MARKHAM: THAT THIS BE THE SECOND READING AND FINAL PASSAGE OF BILL 09-03.

Mr. Funk announced there was a request from City staff to postpone the hearing until February 23rd when there would be a full hearing on February 23rd. However, public comment was welcome at this time.

Mr. McFarland said the bill proposed to increase water rates for City residents by 15% and 30% for non-City residents. The 15% increase was originally proposed in the 2009 Operating Budget. Last September, the additional 15% increase for non-City residents was raised during Council deliberations on the Operating Budget, and when the Operating Budget was approved in December, both rate increases were included. The ordinance put into effect what was already embedded in the approved Operating Budget. Mr. McFarland advised that staff proposed a change to the effective date of the increase from February 1 to March 1. This resulted from failing to notify all water customers of the proposed rate increases. Letters would be sent to all customers informing them of the proposed rate change before week end and a public hearing would be held again on February 23rd.

Mr. Clifton asked if the rate increase would apply only to usage after the effective date of the new rate. Mr. McFarland said due to limitations with the quarterly billing system, bills sent out after March 1st would have the higher rate attached for all consumption during a customer's 90-day billing period. A bill mailed on March 1st would cover consumption dated back to December. It was a similar problem to the electric rates which underscored the importance of providing customers with at least 30-days notice. Mr. McFarland explained that with the increase, City residents would be about 50% below Artesian rates and non-City residents would be about 30% below Artesian. Mr. Clifton interjected that the reservoir, which is the mainstay of the City's water system, was built using taxpayer funds and thus was a cost borne by residents and not by consumers outside City limits. Mr. McFarland stated the reasons for supporting the differential between City residents and non-City residents were two-fold. One was the overhead required to support the water utility was not charged to the utility but instead was covered by other City funds. The second reason was when the bulk of the water system was built, it was within City limits, and residents paid for that construction. Therefore, through the rate differential, non-

City residents would contribute to some costs previously borne solely by City residents.

Mr. Athey noted it was common for a public water purveyor to have different rate structures. He felt the wording of the ordinance did not stipulate that the new rate on March 1st applied to water already used and asked Mr. McFarland to clarify the retroactivity in the notification letter.

Mr. Pomeroy was concerned that the retroactivity would go back into 2008. Mr. McFarland said the only way to avoid that was to delay the effective date of the increase to April 1st. If the increase was delayed another month, Mr. McFarland said the revenue impact would be \$55,000-\$75,000.

Mr. Markham suggested allowing customers to input their meter readings on estimated months. Mr. McFarland said the billing system would still have to be changed because it had no capability to charge different rates for different consumption periods within the 90-day billing period.

Mr. Markham asked what the 20% increase recommended for non-residents by Representative Kowalko would do to the bottom line. Mr. McFarland said the difference would be roughly \$90,000. Mr. Markham noted that amount combined with the \$60,000 loss for the one-month delay would put the City in the hole as only \$90,000 was left in the budget as wiggle room.

Mr. Clifton supported the 15% and 30% increases because there were expenses borne by City residents that were not shared by out-of-town customers. He asked if there was a system available that allowed split billing. Mr. McFarland said cost would be the issue in getting a new system to eliminate retroactivity. Mr. Athey felt the expense of a software purchase might not be warranted for increases that happen sporadically. Mr. McFarland noted that the rate increases were more frequent in the electric utility than in the water, and he will pursue software updates with the scheduled upgrade to the billing system. Mr. Sonnenberg suggested changing the cycle to where the utility rates would be adopted prior to adopting the budget. By incorporating rate changes in the budget, residents would have adequate advance notice.

The Chair opened the discussion to the public.

D. Thomas Peterson, 5 Headwater Lane, had no problem with the proposed rates but thought it appeared the revenues from water were commingled with general tax revenue that came into the City. The City's letter explaining the increase said the additional revenue will support the water utility and other municipal services. His request was at the end of the fiscal year to break out the funds collected under the utility rates that went in support of the utilities from the amount that went to general municipal funds of the City so a tax deduction could be taken from state and federal income taxes. Mr. Athey suggested checking with an accountant as there was a difference between a tax and a fee, and he did not think the overage to operating expenses was an allowable deduction.

Amy Roe, 19 Sunset Road, said this was the second time in a five-month period she expressed concern over retroactive rates being applied to the utilities she purchased from the City for which she did not have the opportunity to shop on the open market. She encouraged Council to look into upgrading the billing software system and further suggested the City expedite a rate study to look at a water conservation rate. She favored the rate increase and thought the City should do its best to protect its water resources.

MOTION BY MR. ATHEY, SECONDED BY MR. CLIFTON: TO TABLE BILL 09-03 TO THE MEETING ON FEBRUARY 23, 2009.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

32. 6-D. BILL 09-04 – AN ORDINANCE AMENDING CH. 20, MOTOR VEHICLES AND TRAFFIC, ARTICLE XVII, PARKING METERS AND SCHEDULE X, PARKING METER ZONES

Ms. Fogg read Bill 09-04 by title only.

MOTION BY MR. CLIFTON, SECONDED BY MR. ATHEY: THAT THIS BE THE SECOND READING AND FINAL PASSAGE OF BILL 09-04.

According to Mr. Lopata, this was the first increase in parking meter rates since 1998. The rate increases were reviewed by the Parking Committee, the Merchants Committee, and the Downtown Newark Partnership Board. In addition, fliers were distributed to merchants and businesses downtown, and no complaints or concerns were received about the rates. The rate structure was simplified, with a uniform rate City-wide of \$1.25 an hour. The one-hour time limitation was removed, and the hood fee (incurred when businesses ask for parking meters to be covered), was raised from \$10 to \$25. Also under consideration was a change in the starting time for meters from 7:00 a.m. to 8:00 a.m. and the free parking in front of the Main Street Post Office.

Mr. Temko asked what other areas in Delaware charged parking meter fees of \$1.00 per hour or more. Mr. Lopata said the beach areas were much higher. He explained that street parking on Main Street was premium parking, and was the area where the City should charge the highest rate to encourage turnover and the use of the parking lots which had lower rates.

Ms. Fogg reported that if the ordinance was passed, the effective date would be February 2nd at the request of the Parking Division in order to get the meters changed.

Mr. Funk said he received letters from people who put \$2 in the meters and were upset to find they were ticketed as the meters only go up to one hour. He felt the proposed change would solve that problem.

Mr. Clifton added that Bethany Beach parking was a quarter for twelve minutes. He asked if there was a handicapped parking space in front of the Post Office. Mr. Lopata said the downtown Post Office was not handicapped accessible by wheelchair but the other branch was. He felt restricting the space for handicapped parking would leave the space vacant most of the time.

The Chair opened the discussion to the public.

Jean White, 103 Radcliffe Drive, opposed raising the meter rates from \$.75 to \$1.25, which was a 67% increase. She thought it was easier for the public to think of \$1.00 per hour. She felt \$1.25 an hour was out of line with the University of Delaware which charged \$1.00 per hour and with Wilmington, where downtown parking meters were \$.50 per hour. She compared Newark's rates with State College, PA where the parking meters charge was \$1.00 per hour, and the time limit was from 8:00 a.m. to 6:00 p.m. Another suggestion was to create two levels of charges, one for downtown and another for the rest of the City. She felt the start time for meters should be 8:00 a.m.

Catherine Ciferni, 334 E. Main Street, commented she had never been to a city where meters were in operation until 1:00 a.m. She felt most visitors to the City were not aware of that fact and said the information should be clearly marked on the front of the meters. Mr. Funk said the City decided to extend the

meter time to 1:00 a.m. to eliminate problems with late night parking on Main Street by local youth. Mr. Temko thought midnight would be a better ending time as people were surprised that the meter charges went into the next day. Mr. Lopata said there were plans to improve the visibility of the wording on the meters.

There being no further comments, the discussion was returned to the table.

Mr. Clifton referenced Page 4 of the ordinance, Parking Meter Zones, and questioned the location of McKean Place and Main Street. He thought the street going out to Main was Washington Place, and Mr. Lopata said that information would be checked and corrected in the ordinance.

Mr. Pomeroy agreed with changing the start time to 8:00 a.m. He asked what the thought was behind increasing rates to \$1.25. Mr. Lopata said the businesses who depended on Main Street wanted the City to be successful in the parking business. He added that the City had big goals for parking to help improve the downtown area which included upgrading meters. Further, rates had not been raised since 1998, and the Parking Committee was concerned about revenue. Mr. Pomeroy said he felt if the rates were raised, improved signage had to go along with the increase.

Mr. Clifton expected the rate change to encourage turnover as well. He mentioned that the Muni-Meters in midtown New York were in operation until late at night but felt it was a cumbersome system to operate.

Mr. Temko supported simplifying the parking system but did not support a rate higher than \$1.00. He felt people gave consideration to paying for parking when deciding whether to patronize Main Street, and he would like to have free parking for the first 15 minutes.

Mr. Athey preferred to support the recommendations of the DNP Parking Committee who worked in an advisory capacity for the City as he felt their recommendations should not be over-turned unless there was a sound reason to do so.

AMENDMENT BY MR. ATHEY, SECONDED BY MR. MARKHAM: TO CHANGE THE EFFECTIVE STARTING TIME OF PARKING METERS FROM 7:00 A.M. TO 8:00 A.M.

AMENDMENT PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

It was the consensus of Council to keep the parking meter ending time at 1:00 a.m. but agreed that more signage should be added to the meters.

Question on the Motion as Amended was called.

MOTION AS AMENDED PASSED. VOTE: 5 to 1.

Aye – Athey, Clifton, Funk, Markham, Pomeroy.

Nay – Temko.

Absent – Tuttle.

(ORDINANCE 09-06)

33. **7. PLANNING COMMISSION/DEPARTMENT RECOMMENDATIONS**
None

34. 8. ORDINANCES FOR FIRST READING

- A. Bill 09-05 An Ordinance Amending Ch. 32, Zoning, By Creating a New Article VIII, Public Parkland District and Designating City Property as "PL"

Ms. Fogg read Bill 09-05 by title only.

MOTION BY MR. POMEROY, SECONDED BY MR. ATHEY: THAT THIS BE THE FIRST READING OF BILL 09-05.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

(2ND READING 2/23/09)

35. 9. ITEMS SUBMITTED FOR PUBLISHED AGENDA

- A. Council Members:
1. Discussion re Traffic Committee

Mr. Pomeroy felt 3:00 p.m. Traffic Committee meetings were not conducive for members of the public who wished to attend. He also thought other changes would be beneficial in order to enhance the scope of the Committee.

Mr. Athey provided some background information on the Committee's history. He agreed some other perspective would be helpful and referenced the input brought by the Bicycle Committee.

Mr. Clifton felt the Committee needed a more user-friendly time. He would like to see the Committee reinvigorated and noted the time element was critical in facilitating that objective.

Mr. Pomeroy suggested that Chief Tiernan and Mr. Sonnenberg develop recommendations based on their comments.

The Chair opened the discussion to the public.

Jean White, 103 Radcliffe Drive, frequently attended Traffic Committee meetings and said the agenda was posted in the lobby and on the website making it readily available to the public. She felt the Committee should continue to meet at the same time based on the composition of the Committee which included a number of City staff members. She felt 50% of the topics discussed were not brought to the Committee by the public. She suggested a compromise of continuing the current meeting time and if there was an issue brought by the public, an evening could be scheduled.

There being no further comments, the discussion was returned to the table.

Mr. Pomeroy said every issue in the meetings impacted the public in some way, and he felt the public should be accommodated whenever possible at meetings of this nature.

Mr. Funk asked for a response from Mr. Sonnenberg within 30 days.

36. 9-A-2. DISCUSSION RE SPEED CAMERAS

Mr. Temko brought the issue of installing speed cameras to Council in response to what he considered unsafe speeding on Routes 273 and 896. He noted that Representative Schooley was instrumental in having a traffic study done on Route 273, although DeIDOT reported that a signal was not warranted. Mr. Temko said he was cautious and hesitant about using speed cameras due to privacy issues and would endorse them only if they were well-marked and used as a deterrent rather than as a tool to generate revenue.

Mr. Markham noted that the Police Department had equipment that could be useful as an interim measure. He said the “Your Speed” signs, had a dramatic impact when placed on Kirkwood Highway and suggested trying the signs first to see what results were achieved.

Mr. Athey suggested a staff report before proceeding any further.

Pat Gros, 438 New London Road, said speeding was out of control and very dangerous along New London Road. She strongly supported speed cameras and felt two officers could not handle the speeding.

Mr. Temko suggested that staff further investigate the options, and Mr. Funk recommended contacting Bob Maxwell regarding enabling legislation through the state.

37. 9-A-3. RESOLUTION 09-__ : TO SUPPORT AND ENCOURAGE THE ADOPTION BY THE GENERAL ASSEMBLY OF LEGISLATION WHICH FURTHERS THE GOAL OF OPEN, TRANSPARENT GOVERNMENT

Mr. Pomeroy read the resolution in its entirety. He firmly believed trust was the foundation upon which good government was built. He felt the City’s message emphasized the need for openness and transparency in government operations, particularly in light of the impact state activity could have on Newark.

The Chair opened the discussion to the public.

Paul Baumbach, 38 Country Hills Drive, was pleased Council was considering the resolution but was disappointed it did not specifically include reference to FOIA. He felt the City residents and government deserved to have the state legislators perform the people’s business openly and noted that Newark legislators including Representatives Schooley and Kowalko and Senator Sorenson supported bringing the General Assembly under FOIA. He applauded Council for considering and approving the resolution but would like it strengthened to bring the General Assembly under the Freedom of Information Act.

Mr. Clifton said Council discussed including such a reference but had concerns about the City’s relationship with the General Assembly. He felt the resolution was well worded and would get the message across.

There being no further comments, the discussion was returned to the table.

MOTION BY MR. POMEROY, SECONDED BY MR. ATHEY: THAT THE RESOLUTION BE APPROVED AS PRESENTED.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.
Nay – 0.
Absent – Tuttle.

(RESOLUTION 09-D)

38. 9-B. COMMITTEES, BOARDS & COMMISSIONS

1. Appointment of Newark Memorial Day Committee

MOTION BY MR. POMEROY, SECONDED BY MR. MARKHAM: THAT THE NEWARK MEMORIAL DAY PARADE COMMITTEE BE REAPPOINTED FOR A ONE-YEAR TERM.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.
Nay – 0.
Absent – Tuttle.

Members of the Committee include: Ltc. Sheldon Slater, Linda and Sam Burns, Maj. Thomas Kelly, Mrs. Karen Kelly, Robert Cronin, Col Thomas Parkins, Paddy Wilcox, and one representative from the U.S. Army ROTC, the U.S. Air Force ROTC, U.S. Marine Corps Reserve, Delaware National Guard, VFW Post 475, American Legion, Waves, Vietnam Veterans of America and Aetna Hose Hook and Ladder.

39. 9-B-2. APPOINTMENTS TO NEWARK HOUSING AUTHORITY

Mr. Markham nominated Catherine Ciferni to fill the remaining term of Amy Roe and noted she had background in this area and would bring energy to the Housing Authority.

MOTION BY MR. MARKHAM, SECONDED BY MR. ATHEY: THAT CATHERINE CIFERNI, 334 E. MAIN STREET, BE APPOINTED TO FILL THE UNEXPIRED SIX-YEAR TERM ON THE NEWARK HOUSING AUTHORITY, SAID TERM TO EXPIRE JANUARY, 2013.

MOTION PASSED UNANIMOUSLY. VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.
Nay – 0.
Absent – Tuttle.

40. 9-C. OTHERS

None

41. 10. SPECIAL DEPARTMENTAL REPORTS

- A. Special Reports from Manager & Staff:
 1. WILMAPCO/DeIDOT Funding of Newark Projects

Mr. Sonnenberg said City staff proposed that WILMAPCO/DeIDOT be requested to reallocate funding from the Newark Passenger Railroad Station Relocation to the second phase of Elkton Road. Mr. Sonnenberg was requested to contact WILMAPCO/DeIDOT to request the reallocation and the restoration of full funding of the Elkton Road project.

42. 10-B. ALDERMAN'S REPORT

MOTION BY MR ATHEY, SECONDED BY MR. MARKHAM: THAT THE ALDERMAN'S REPORT DATED JANUARY 13, 2009 BE RECEIVED.

MOTION PASSED UNANIMOUSLY: VOTE: 6 to 0.

Aye – Athey, Clifton, Funk, Markham, Pomeroy, Temko.

Nay – 0.

Absent – Tuttle.

43. Meeting adjourned at 10:25 p.m.

Patricia M. Fogg, CMC
City Secretary

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