

**MINUTES OF THE MEETING**  
**SMYRNA TOWN COUNCIL**  
**November 5, 2012**

**REGULAR MEETING**

The meeting was called to order by Mayor Patricia A. Stombaugh at 7:30 p.m. Council members present were Joanne Masten, Valerie M. White, Regina I. Brown, Robert C. Johnson, Jeff Flairty, and Anthony H. DeFeo.

Also present were Town Manager David S. Hugg III, Chief Wilbert R. Bordley, Attorney John Terence Jaywork, and Recording Secretary Valerie L. Heritage.

Mayor Stombaugh asked everyone to rise for the Pledge of Allegiance. Mayor Stombaugh asked for everyone to remain standing for a moment of silence.

**ADDITIONS/DELETIONS TO PUBLISHED AGENDA**

Councilman DeFeo made the motion to accept the agenda as presented. Motion was seconded by Councilman Johnson and carried unanimously.

**MINUTES OF PREVIOUS MEETING**

Councilman DeFeo made the motion to accept the minutes of October 15, 2012 and as presented. Motion was seconded by Councilwoman Masten and carried unanimously.

**REPORTS**

**A. Presiding officer** – Mayor Stombaugh thanked staff, police department, American Red Cross, Smyrna School District, Citizens' Hose Company, American Legion Ambulance and Delaware Home for the Chronically Ill for all of their help during the hurricane. She also thanked the members of the Finance Committee for all of their dedication and work on the budget.

**B. Town attorney** – Mr. Jaywork said Mr. Edwards has been working on some amendments which will be coming before Council at another time.

**C. Police chief** – Chief Bordley took this time to reiterate what Mayor Stombaugh had said regarding the hurricane. He also commented about the drug take-back initiative where we recovered 936 pounds of prescription drugs. Chief Bordley briefly spoke about his monthly reports that were given to Council.

**D. Town manager** – Mr. Hugg said he sent Council his report earlier today; he wanted to echo what everyone else has said and commend the public works department, electric crew and everybody else who was involved in getting ready for and keeping everything under control during Hurricane Sandy. He explained there is a chance of another storm impacting our area later this week. Mr. Hugg stated last weekend was the last weekend of

the Farmers Market – it was one of the most successful new farmers markets this year. He said there will be a Holiday Farmers Market on December 1<sup>st</sup> and there will be various holiday activities that evening.

**E. Committees** – Councilman DeFeo said the Public Safety Committee will meet November 8<sup>th</sup>.

Councilman Flairty said the Long Range Planning Committee will meet November 19<sup>th</sup>.

Councilman Johnson said the Utility Committee will meet November 7<sup>th</sup>.

Mayor Stombaugh said the Business Development Committee met November 1<sup>st</sup>; the Finance Committee will meet November 14<sup>th</sup>.

Councilwoman Brown said the Police Building Committee will meet November 7<sup>th</sup>; the Smyrna Public Library Advisory Board will meet November 13<sup>th</sup>.

Councilwoman Masten said the Personnel Committee will meet November 13<sup>th</sup>; the Shade Tree Commission will meet November 21<sup>st</sup>; meetings for the Contract Negotiation Committee are being scheduled.

### **RECOGNITION OF VISITORS**

Visitors present were Larry Ford, Daryl Jester, Ed Ide, Gary Stulir, Beverly Hirt, Alice Hohman, Jim Schwartz, Conrad Hebert, Velma Norwood, Melissa Burke, Ann Laumbach, Dean Laumbach, and Grant Prichard.

Larry Ford, 32 East Commerce Street came forward to speak. Mr. Ford spoke about a problem with noisy dogs, which has been going on for 6 months, and a problem with a police dispatcher when Mr. Ford called the police department. Mr. Jaywork read from the ordinance regarding noisy dogs. Chief Bordley said he would research the phone call.

Alice Hohman, Chair of the Smyrna Public Library Advisory Board came forward to speak. Ms. Hohman explained that their meetings will be held on the 2<sup>nd</sup> Tuesday of each month beginning in November. She also spoke about the individual members of the board purchasing a brick at the Opera House honoring the Smyrna Public Library.

### **NEW BUSINESS**

**A. Extension of temporary modification of bonding requirements for residential developments** – Councilman DeFeo made the motion to approve the extension of the temporary modification of bonding requirements for residential developments. Motion was seconded by Councilwoman White and carried unanimously.

**B. Discussion and consideration, including possible vote, of the FY 2013 Capital Budget and FY 2013 Operating Budget** – After much discussion it was decided that each member of Council would email any proposed changes/suggestions to the budget to Mayor Stombaugh, and copy Mr. Stulir on the email.

**C. Proclamation recognizing November as National Pancreatic Cancer Awareness Month** – Councilwoman Masten made the motion to approve the proclamation recognizing November as National Pancreatic Cancer Awareness Month. Motion was seconded by Councilman DeFeo and carried unanimously.

#### **OTHER COUNCIL BUSINESS**

Councilwoman Masten asked if it would be possible for Town Council to make a contribution to the American Red Cross to help with the costs that they are incurring as a result of Hurricane Sandy. The amount of \$2,500 was suggested as a contribution. Councilwoman Brown made the motion to send \$2,500 to the American Red Cross. Motion was seconded by Councilman DeFeo. After discussion it was decided staff would check into alternatives to ensure that the funds would be distributed to assist those in this region that were affected by Hurricane Sandy (in New Jersey and New York). Councilwoman Brown withdrew her motion.

#### **EXECUTIVE SESSION**

Councilwoman Brown made the motion to go into executive session for the following purposes: (a) strategy session with respect to collective bargaining involving SPEA where an open meeting would have an adverse effect on the bargaining position of the Town, and (b) personnel matters involving the contracts of non-union employees in which the names, competency and abilities of individual employees will be discussed. Motion was seconded by Councilwoman Masten and carried unanimously. Council went into executive session at 9:10 p.m.

Councilwoman White made the motion to come out of executive session. Motion was seconded by Councilman Flairty. Council came out of executive session at 9:52 p.m.

#### **ADJOURNMENT**

Mayor Stombaugh adjourned the meeting at 9:53 p.m.

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Council Secretary