

Commissioners of Bridgeville

101 NORTH MAIN STREET
BRIDGEVILLE, DELAWARE 19933

AGENDA
REGULAR MEETING
OCTOBER 9, 1995
7:00 P.M.

1. CALL TO ORDER
2. READING AND APPROVAL OF MINUTES
3. APPROVAL OF BILLS
4. CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ALDERMAN'S REPORT

COMMISSIONER'S REPORT

CITIZEN'S PRIVILEGE

*****THE AGENDA ITEMS AS LISTED MAY NOT BE CONSIDERED IN *****
ORDER. THIS AGENDA IS SUBJECT TO CHANGE TO INCLUDE ANY
ADDITIONAL ITEMS INCLUDING EXECUTIVE SESSIONS OR THE
DELETION OF ITEMS INCLUDING EXECUTIVE SESSIONS, WHICH MAY
ARISE AT THE TIME OF THE MEETING.

REGULAR MEETING
COMMISSIONERS OF BRIDGEVILLE
OCTOBER 9, 1995

MEETING WAS CALLED TO ORDER BY PRES. HARDESTY WITH A SALUTE TO THE FLAG. ALL COMMISSIONERS WERE PRESENT.

A MOTION WAS MADE BY COMM. SLATER TO DISPENSE WITH THE READING OF THE MINUTES AND APPROVE OF THE SAME. MOTION SECONDED BY COMM. FLEMING. MOTION CARRIED 5-0.

THE BILLS IN THE AMOUNT OF \$15,825.36 WERE PRESENTED FOR PAYMENT. A MOTION WAS MADE BY COMM. SLATER TO APPROVE AND PAY ALL BILLS. MOTION SECONDED BY COMM. FLEMING. MOTION CARRIED 5-0.

CORRESPONDENCE-

PRE. HARDESTY RECEIVED A LETTER FROM DBF LISTING ITEMS THAT NEEDED TO BE ADDRESSED BY THE END OF THE PROJECT.

A LETTER WAS RECEIVED FROM DENNIS SCHRADER IN REGARDS TO THE WATER METER SUPPLY PROJECT THAT WAS VOTED ON AT LAST MONTHS MEETING, AND HE CONCURRED WITH THE FINDINGS AND HAS PASSED IN ON TO THE ECONOMIC DEVELOPMENT.

OLD BUSINESS-

A COPY OF THE CORPORATE LIMITS OVERLAY MAP WAS RECEIVED BY DBF FOR APPROVAL OF THE BOARD. A MOTION WAS MADE BY COMM. SLATER TO ACCEPT THE NEW SURVEY AS PRESENTED. MOTION SECONDED BY COMM. TULL. MOTION SO CARRIED 5-0.

TOWN STANDARDS CODE WILL BE UP FOR APPROVAL AT NEXT MONTH'S MEETING.

DENNIS SCHRADER IS STILL WORKING ON THE SHELLEY PROPERTY ON N. MAIN STREET. THE NAMES ON THE DEED ARE CAUSING A DELAY.

THE FALL OUT PIPE PROJECT HAS BEEN APPROVED AND THE PAPER WORK HAS BEEN EXECUTED. HOPKINS CONSTRUCTION IS TO PROCEED WITHIN THE NEXT 2 WEEKS.

NEW BUSINESS-

HALLOWEEN TRICK OR TREAT WILL BE ON TUESDAY, OCTOBER 31. A MOTION WAS MADE BY COMM. SLATER TO HAVE THE HOURS OF TRICK OR TREATING BETWEEN 6-8PM FOR CHILDREN 12 AND UNDER. MOTION SECONDED BY COMM. TULL. MOTION SO CARRIED 5-0.

AN AGREEMENT FOR MUTUAL AID BETWEEN HARRINGTON POLICE DEPT AND OUR POLICE DEPT WAS DISCUSSED. A MOTION WAS MADE BY COMM. SLATER TO ENACT THE AGREEMENT. MOTION SECONDED BY COMM. TULL. MOTION SO CARRIED 5-0.

PRES. HARDESTY HAS INQUIRED ABOUT COMPREHENSIVE INSURANCE FOR APPROXIMATELY 8 BUILDING OF THE TOWNS'. IT WOULD COST AROUND \$2400. A YEAR. IT MAY SAVE \$3600. OVER A YEARS'

TIME. INSPECTIONS WOULD BE ANNOUNCED AND UNANNOUNCED.
AFTER DISCUSSION, IT WAS DECIDED AGAINST PURSUING IT.

SHORE BEST COMPLIANCE WAS ATTAINED ON 8/24/95. EIGHTY
PERCENT IS DUE TO THE TOWN. (\$800.00).

THE NEXT PROGRESS MEETING IS SCHEDULED FOR OCTOBER 17, AT
THE TOWN HALL AT 9:00AM.

CONSTRUCTION ON THE WATER/SEWER LINES UNDER THE RAILROAD
CROSSING IS SCHEDULED FOR THE WEEK OF OCTOBER 16TH.

PRES. HARDESTY CALLED FOR DEPARTMENT REPORTS.

ALDERMAN COURT- COPY ATTACHED

STREET DEPT.- COMM. SIPPLE STATED THAT SHE WOULD BE CHECKING
ON THE STATUS OF THE FY 96 STREET AID CHECK TO SEE WHEN WE
WERE TO RECEIVE IT. SHE STATED THAT SENATOR ADAMS HAD BEEN
CONTACTED ABOUT SALT FOR THE STREETS, AND HE WOULD BE
GETTING BACK WITH US AT A LATER DATE.

WATER DEPT- COMM. SLATER STATED THAT 3,730,000,000 GALLONS
OF WATER WAS SUPPLIED FOR THE MONTH OF SEPTEMBER AND THAT 40
NEW METERS HAD BEEN INSTALLED. HE ALSO STATED THAT THE WORK
ON DELAWARE AVENUE IS COMPLETE.

A MOTION WAS MADE BY COMM. SLATER TO APPROVE UP TO \$3500.00
FOR A NEW PUMP OUT A GATEWAY PLAZA. MOTION WAS SECONDED BY
COMM. FLEMING. MOTION SO CARRIED 5-0.

POLICE DEPT- COPY ATTACHED.
COMM. FLEMING REPORTED THAT THE GRANT MONEY FOR DRUG
ENFORCEMENT AND STATE AID HAD BEEN APPROVED.

PRES. HARDESTY STATED THAT THE TOWN IS WAITING TO HEAR FROM
DENNIS SCHRADER CONCERNING THE NEW RATES.

PRES. HARDESTY SAID THAT THERE WERE INCREASES IN THE WASTE
HAULERS PERMITS, AND VARIANCE HEARINGS.

CITIZEN'S PRIVILEGE-

A MOTION WAS MADE BY COMM. SLATER TO ADJOURN AT 8:00PM.
MOTION SECONDED BY COMM. TULL. MOTION SO CARRIED 5-0.

RESPECTFULLY SUBMITTED,


MARGARET SIPPLE
SECRETARY

ALDERMAN COURT #32

101 NORTH MAIN STREET
BRIDGEVILLE, DE 19933

(302) 337-7371
FAX. (302) 337-8359

ALDERMAN COURT REPORT

The following cases were before the Alderman Court #32 during the month of September, 1995:

Mandatory Appearances	2
Scheduled Trials	9

TOTAL	11
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Guilty/Paids	6
Dismissed/NolPros	4
PostPoned	1

TOTAL	11
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Willie A. Robert, Jr.
Alderman

ALDERMAN COURT #32

101 NORTH MAIN STREET
BRIDGEVILLE, DE 19933

(302) 337-7371
FAX. (302) 337-8359

To: Bridgeville Town Commissioners

From: Willie A. Robert, Jr. (Alderman) *WAB*

Re: Monehly Report - September, 1995

TOTAL PAID MOTOR VEHICLE VIOLATIONS

Speeding	78
No Registration in Poss.	11
No Child Restraint	2
Brake Violation	1
Loud Muffler	1
Inattentive Driving	1
Failure to Appear	1
Flashing Headlights	1
Expired Tags	4
Improper Turn	1
Federal Motor Carrier Viol.	2
Improper Equipment	1
Expired License	1

TOTAL	105
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COMMISSIONERS OF BRIDGEVILLE
SPECIAL MEETING
OCTOBER 4, 1995

Meeting was called to order by Pres. Hardesty at 7:00 P.M. Those present were Comm. Fleming, Tull, Sipple, and Hardesty. Preliminaries were dispensed.

Meeting was called to discuss litigation pending between Town of Bridgeville, Walter Gilefski and DelAgra Corp.

Town Solicitor, Dennis Schrader was present and spoke to the Commissioners regarding the litigation.

Litigation between DelAgra and the Town began in 1988 and seven (7) years later has not been resolved. Commissioners in the beginning of the litigation were Tull, Evans, Gilefski, Collison and Hartzell.

DelAgra and Town have had a stormy relationship since at least 1972 regarding rates. Suit was initiated by DelAgra to recover what they felt were inappropriate charges levied by the Town. Sewer rate discrepancies began on 3/1/85 for a period of 1 year which provided them to pay \$3,000 per mo. for treatment of their discharge. From 3/1/86 - 2/28/87 the amount was \$3500 per mo. From 3/1/87 - 2/28/88 the amount was \$4000 per mo. In 1988 rate structure was changed where \$4000 per mo. would be paid by DelAgra to the Town and discharge would be metered and they would be charged \$2.00 per 1,000 gal. in excess of what they had paid for. Difference was to be billed and paid by DelAgra. In addition they were given 500,000 gals. as a designated allocation. Penalties were purged by DelAgra if permitted flows were exceeded. Dennis Schrader and Walter Gilefski went through billing process that is in dispute. The last 10 months of 1987 indicated DelAgra had paid \$95,602.26 + \$107.00 for 2 months in 1988 equalling a grand total of \$95,709.29. They believe they should have paid \$56,625.00. \$39,104.29 is in dispute. Plaintiff has responsibility to see litigation goes forward, not the defendant. In regard to settlement, Mr. West, principal owner of DelAgra, was looking for something in the \$8 to \$9,000 range.

No settlement was reached. The initial problem seems to be the question as to how sewer rates were calculated and how they were proportioned.

It was discussed as to how the Town was going to pay for this. No decision was made. Executive session ended at 7:50 P.M.

No motions were made during executive sessions. Returning to regular session a motion was made for adjournment by Comm. Tull and seconded by Comm. Fleming. Motion carried unanimously.

Meeting adjourned at 8:00 P.M.

Respectfully submitted,



Margaret W. Sipple
Secretary