

**MINUTES OF THE TOWN OF SELBYVILLE  
TOWN COUNCIL MEETING SEPTEMBER 13, 2021**

1. Public Hearing

Councilman Tingle opened the public hearing in reference to:

**A RESOLUTION ANNEXING CERTAIN TERRITORY, CONTIGUOUS TO THE PRESENT LIMITS OF THE TOWN OF SELBYVILLE, OWNED BY JAMES C. DOWNEY, GAIL E. DOWNEY AND PEGGY L. BAKER, IDENTIFIED AS SUSSEX COUNTY TAX MAP AND PARCEL NO. 5-33-10.00-89.00, CONTAINING 30.75 ACRES, MORE OR LESS;**

**AND**

**AN ORDINANCE AMENDING THE ZONING MAP AND ZONING ORDINANCE OF THE TOWN OF SELBYVILLE TO INCLUDE SAID TERRITORY IN THE R-4 RESIDENTIAL DISTRICT.**

Councilman Tingle described this property as being located next to Smithfield Acres on Route 17 and asked if anyone had any questions or comments. Since no one had any comments or questions, Councilman Smith made a motion to close the public hearing. The motion was seconded by Councilman Murray and carried by all.

2. Opening of the Regular meeting –

- A. Due to the absence of Mayor Murray, Councilman Tingle called the Regular Meeting of the Council of the Town of Selbyville to order. Also in attendance were Councilmen Frank Smith and Jay Murray. Councilman Duncan was absent.
- B. Councilman Tingle led the audience in the Pledge of Allegiance.
- C. Presentation of the Minutes of the August 2, 2021 meeting by Councilman Tingle. Councilman Smith made a motion to dispense with the reading of the minutes and to approve them as presented. Motion seconded by Councilman Murray and carried by all.
- D. Presentation of the August 31, 2021 bills by Councilman Tingle. After review by the Council, Councilman Smith made a motion to pay all bills as presented. Motion seconded by Councilman Murray and carried by all.

3. Mayor's Report & Comments:

Councilman Tingle stated the only thing under the Mayor's report is:

**MINUTES OF THE TOWN OF SELBYVILLE**  
**TOWN COUNCIL MEETING SEPTEMBER 13, 2021**

**A. AN AMENDMENT TO THE CODE OF THE TOWN OF SELBYVILLE,**  
**CHAPTER 160, SUBDIVISION OF LAND, BY REVISING THE CONFLICT**  
**RESOLUTION PROVISION IN SECTION 160.9.C. (3) THEREOF.**

Stacey explained that our engineer has revised some sections of the construction standards. Councilman Duncan, Councilman Murray, Stacey and two engineers from Davis, Bowen and Friedel have reviewed all the revisions. There are a few minor editorials that need revising. Other than that, this amendment is going to allow the Mayor and Council, Stacey and our engineers to take care of any conflicts between the town's codes and the construction standards until we can go in and change the sections of the code that contradict one another. Councilman Smith made a motion to adopt this amendment. The motion was seconded by Councilman Murray and carried by all.

4.. Visitors in Attendance:

Mr. Jay Griffith from Mountaire reported they are waiting to get the final layer of asphalt down on the parking lot. It still must be surveyed and to get approval from Sussex Conservation District. He stated they need to present some ideas on improving traffic on Hosier Street and around the whole property of Mountaire. Councilman Murray asked Mr. Griffith how the odor control was going. He responded by saying he thought it was going pretty well. Councilman Murray replied by saying, "It wasn't so good this weekend." Mr. Griffith assured him that he would investigate that situation.

5. Reports

A. Police Report – J. Murray

Councilman Murray reported there were 285 calls for service, 177 tickets, 24 arrests and the fine revenue for the month of July was \$4,342.11. Chief Collins reported one officer has been out with Covid and is back to work. The department has had 9-10 uncertified applicants and 4 certified. He is going to start interviews on the certified applicants next Monday. He reported one car is back in service while the new car is sitting in Dover waiting for a couple of parts to come in. The car that was totaled is waiting to be stripped. The one that was ordered from the County grant money could be delayed until 2023. Councilman Smith asked Chief Collins what his thoughts were on the Halloween parade for this year. He responded by saying he feels there will be some protests if we have it because of the Covid status. He believes if the registrations are high enough it could be okay. The police department is working with the fire department to try to do a "Trunk or Treat" at the fire department instead of having the kids going from house to house. After much discussion, the Council feels if the Lions Club wants to pursue it with enough participation, the town would support it.

**MINUTES OF THE TOWN OF SELBYVILLE  
TOWN COUNCIL MEETING SEPTEMBER 13, 2021**

B. Code Enforcement – S. Long

See report for the month of August.

C. Water Report – S. Long

See report for the month of August. Due to the absence of Councilman Duncan, Stacey reported hydrant flushing will be held the week of October 11<sup>th</sup>. Jason Loar, the town's engineer, reported a few months ago the Mayor and Council approved the application for the notice of intent for funding for the new water tower which was approved by the State. Due to the increasing costs of materials and other municipalities doing similar projects there is a concern that we are going to be short of funding. Therefore, we have submitted an additional supplemental funding of \$1.5 million to the State. Hopefully it will be approved which makes the cost of the water tower project \$4.8 million. Jason stated he believes the next step is a referendum by the town to approve, per our Charter to take out a loan. Jason continued by stating he gave the design contract to Stacey to get the design moving along which includes clearing of the site and the funding assistance. This contract is to get design and permitting ready for construction.

D. Public Works – S. Long

Nothing to report for the month of August.

E. Recreation – S. Long

Due to the absence of Councilman Duncan, Stacey reported Zach Evans of Mountaire has been working with "Contractors for a Cause" and they have submitted some drawings for renovations for the two existing buildings at the town park area. This is in conjunction with the town moving forward with the pickleball court. First, we need to get the site work done for the pickleball court and in the Spring they could lay the surface of the court. In the meantime, "Contractors for a Cause" will be able to put a new roof on the building and remodel the bathrooms in the interior area.

F. Sewer Report – F. Smith

See report for the month of August. Councilman Smith reported that the plant performed within the required permit parameters for the month. He explained to Mr. Griffith that there is going to be major bills coming in the near future due to maintenance for the slide valve, the oxidation ditches and there is a clarifier down at this time. Also, A.C. Shultes is going to replace check valves in the force main. The estimated amount for those projects is \$100,000.

**MINUTES OF THE TOWN OF SELBYVILLE  
TOWN COUNCIL MEETING SEPTEMBER 13, 2021**

G. Planning & Zoning – J. Murray

Councilman Murray reported there was a meeting held on September 2<sup>nd</sup>. He stated there really isn't much that can be done without a quorum, so the topics that were discussed at the meeting will be presented at the October meeting.

H. Industrial Park Report – C. Tingle

No activity for the month of August

I. Annexation Report – C. Tingle

That will be presented at the October meeting also.

J. Administration Report – C. Tingle

Councilman Tingle referred the Administration report to Stacey.

K. Administration Report – S. Long

The first item on Stacey's agenda was the Construction Standards and Specifications. It was the consensus of the Council to wait until the October meeting when the new revisions are complete. This does not pertain to the projects that have been previously approved.

Secondly, Stacey explained the Mayor and Council and the Planning & Zoning Commission have met a few times in reference to the Neighborhood Business Zoning District and consideration of setting a Public Hearing. Jason gave some recommendations on some changes that need to be made before the Public Hearing is set to give the Mayor and Council and the Planning & Zoning Commission time to review them.

The next item on her agenda was that she was approached by the principal from Phillip Showell Elementary School. They won a grant from Lowe's in the amount of \$100,000 to replace a lot of their playground equipment and since the town does not have an open park at this time, a lot of children utilize this playground area. The school is asking if the town would be interested in partnering with them to purchase a couple pieces of playground equipment. The cost of these two items would be \$7,868.36. Councilman Smith made a motion to purchase these two pieces of playground equipment for the school. The motion was seconded by Councilman Murray and carried by all.

In conclusion, Stacey reported that she and the Chief met with two consultants of DelDOT and some DelDOT Representatives on August 31st regarding Route 113 Hazard Eliminations Plan Studies. They are looking at all the intersections on Route 113 as far as the crash data. They are looking at different scenarios that could help at the intersections on Route

**MINUTES OF THE TOWN OF SELBYVILLE  
TOWN COUNCIL MEETING SEPTEMBER 13, 2021**

113. During that meeting the DelDOT Consultants discussed a few items regarding possible traffic lights at Hosier St. and Gumboro Road and at the Mason-Dixon Shopping Center with a right turn only out of the shopping center. Basically, it was just a preliminary discussion to see how the town and the police department feels about it to make these intersections safer.

There being no further business to discuss Councilman Smith made a motion to adjourn the Regular Session and go into Executive Session to discuss personnel matters. Motion seconded by Councilman Murray and carried by all.

Councilman Tingle adjourned the regular session to go into executive session to discuss personnel matters and thanked everyone for attending.

Respectfully submitted,

Deborah L. McCabe  
Secretary/Treasurer

**EXECUTIVE SESSION**