

*The Town of Odessa*

MINUTES FROM THE REGULAR TOWN MEETING OF MAYOR AND COUNCIL  
MONDAY, JANUARY 12, 2009 - 7:00 PM  
OLD ACADEMY BUILDING

Those present at 7:00 p.m.:

Mayor Kathy Harvey  
Council Member: John Freeman  
Council Member: Jeff Glueck  
Council Member: Bob Grove  
Council Member: Betts Jackson

Treasurer: James Grant

Secretary: Barbara Roberts

1 community member, Middletown Transcript, Putnam Group, Atlantic Broadband

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I. Call to Order at 7:00 p.m. and Pledge of Allegiance

II. Roll Call

III. Delaware State Police Report – Lt. Daniels read the report, attached hereto as Attachment A. The Mayor informed Lt. Daniels of two areas of concern:  
a) Traffic crossing over Rt 13 (north bound) on to High Street  
b) Possible illegal activities at the Motel on Rt. 13 (south bound)

IV. Approval of Minutes from Regular Meetings of Mayor & Council.

a) Meeting on November 3, 2008.

**MOTION BY BETTS JACKSON AND SECONDED BY BOB GROVE:  
THAT THE MINUTES FROM THE REGULAR MEETING OF  
MAYOR AND COUNCIL ON NOVEMBER 3, 2008 BE ACCEPTED.**

**MOTION CARRIED. VOTE: 5 AYES, 0 NAYS**

b) Meeting on December 15, 2008

**MOTION BY BETTS JACKSON AND SECONDED BY KATHY  
HARVEY: THAT THE MINUTES FROM THE REGULAR MEETING  
OF MAYOR AND COUNCIL ON DECEMBER 15, 2008 BE  
ACCEPTED.**

**MOTION CARRIED. VOTE 2 AYES, 0 NAYS – ONLY BETTS  
JACKSON AND KATHY HARVEY WERE IN ATTENDANCE AT  
THE DECEMBER 15, 2008 MEETING**

V. Correspondence – None

VI. Treasurer's Report - James Grant distributed copies of the Balance Sheets for October, November & December 2008 & Profit & Loss Statements July through December 2008. Attached hereto as Attachments B. It was also noted that:

- a) The Town of Odessa is within Budget for calendar year 2008-2009.
- b) There was also a discussion that the Town publishes the names of owners that have delinquent Town taxes and to check with the State and County to see if taxes are also delinquent on those same properties.

*Action: Treasurer should check with the State and County offices on delinquent taxes for properties in Odessa.*

- c) Changing the Council meetings to the 2<sup>nd</sup> Monday of the month to accommodate the arrival of the bank statement for Jim's reports.

*Action: Review the town charter to see if the regular meetings of Mayor and Council must be on the 1<sup>st</sup> Monday of the month.*

**MOTION BY JOHN FREEMAN, SECONDED BY JEFF GLUECK:  
TO ACCEPT THE TREASURER'S REPORT AS PRESENTED.**

**MOTION CARRIED. VOTE: 5 AYES, 0 NAYS**

VII. Commission Reports

- a) Trees – Will meet January 20, 2009, agenda attached as attachment C1
- b) Historic – No meeting this month
- c) Planning – Will meet January 15, 2009, agenda attached as attachment C2

VIII. Old Business

- a) Ordinance 2008-07: Atlantic Broadband Franchise Agreement. Attached hereto as Attachment D.

**MOTION BY BOB GROVE, SECONDED BY JEFF GLUECK: TO  
ADOPT ORDINANCE 2008-07 ATLANTIC BROADBAND CABLE  
FRANCHISE AGREEMENT.**

**VOICE VOTE: BOB GROVE-AYE, JEFF GLUECK-AYE,  
BETTS JACKSON-AYE, JOHN FREEMAN-AYE,  
KATHY HARVEY-AYE**

**MOTION CARRIED. VOTE 5 AYES, 0 NAYS**

- b) Appointments
  - i. Treasurer – Lengthy discussion on the proper title, responsibilities and qualifications required for the Treasurer and Town Clerk.

**MOTION BY BOB GROVE AND SECONDED BY BETTS JACKSON:  
TO START THE PROCESS OF ADVERTISING FOR THE  
POSITIONS OF TOWN CLERK.**

**MOTION CARRIED. VOTE: 5 AYES, 0 NAYS**

- ii. Historic Commission - none
- iii. Tree Commission –none
- iv. Planning Commission - none

**IX. New Business**

- a) Resolution 2008-12: A resolution approving the annexation of certain lands of Odessa Commons into the Municipal limits of the Town of Odessa and designating the zoning classification thereof. Attached hereto as Attachment E. Election totals from the Annexation Referendum were 71 for the annexation and 16 against the annexation with a total votes cast of 87, attached hereto as Attachment F1 & F2.

**MOTION WAS MADE RADIFYING ORDINANCE 2008-12 ZONING  
AND AGREEMENT ANNEXING IN 4 PROPERTIES TO THE TOWN  
OF ODESSA AND CHANGING THE ZONING TO PND**

**VOICE VOTE: BETTS JACKSON-AYE, JEFF GLUECK-AYE,  
JOHN FREEMAN-AYE, KATHY HARVEY-AYE  
BOB GROVE ABSTAINED**

**MOTION CARRIED. VOTE: 4 AYES, 0 NAYS, 1 ABSTAINED**

- b) Discussions for February Meeting:
  - 1) Sewer Agreement from the Town of Middletown
  - 2) Election Planning for Mayor, 2 Council Members & Treasurer
  - 3) Amend Comprehensive Plan
  - 4) Town Clerk, advertising & interviewing

**X. Next Meeting Date and Time: Next regular meeting of Mayor and Council**

- a) February 2, 2009 at 7:00 p.m. Old Academy Building
- b) Bob Grove noted he will be out of town for the February meeting.

**XI. Adjournment:**

**MOTION BY BOB GROVE AND SECONDED BY JOHN FREEMAN:  
TO ADJOURNMENT THE MEETING AT 8:15 PM.**

**MOTION CARRIED. VOTE: 5 AYES, 0 NAYS**

Respectfully Submitted: 1-19-2009 \_\_\_\_\_  
Date Secretary

Approved: \_\_\_\_\_