

City of Harrington
MINUTES
City Council Meeting
April 2, 2012

A meeting of the Harrington City Council was held on April 2, 2012 and was attended by the following: Mayor Robert E. Price, Jr.; Vice Mayor Cheryl Lahman; Council Member Duane E. Bivans; Council Member Fonda Coleman; Council Member Wayne Porter; Council Member Jack Stewart; Council Member Kenneth Stubbs; Keith Shyers, Deputy Chief of Police; William Pepper, City Solicitor; Faye Smith, Finance Director; and Rhiannon Bush, City Clerk.

Also present: Leonard Englehart.

Mayor Price called the meeting to order.

The Pledge of Allegiance was given.

Minutes

City Council Workshop March 14, 2012

Mayor Price stated that the minutes are not ready and will be placed on the agenda for April 16, 2012 City Council Meeting.

City Council Meeting March 19, 2012

Mayor Price stated that the minutes are not ready and will be placed on the agenda for April 16, 2012 City Council Meeting.

Old Business

Appointment of Planning and Zoning Commissioner

Mayor Price stated that this item is tabled.

Appointment of Board of Adjustment Member

Mayor Price stated that this item is tabled.

Request for additional payment by City Engineer for costs incurred with Force Main Project

Mayor Price stated that this item is tabled until the April 16, 2012 City Council Meeting.

**Public Hearing on Ordinance 12-06 – Amending Chapter 297,
Portable Storage Units; Ordinance 12-07 – Amending Chapter 378,
Taxation; Ordinance 12-08 – Amending Chapter 425, Water; and
Ordinance 12-09 – Amending Chapter 180, Municipal Fees**

Vice Mayor Lahman stated that there is a fifteen day extension on permits for Portable Storage Units then a fee to renew the permit after that.

Mayor Price asked if there were any comments from the public on the ordinances. Mr. Englehart stated that companies are now offering long term leases for portable storage units. Vice Mayor Lahman stated that a permit is required to have one in the City.

Mayor Price closed the Public Hearing.

**Second Reading of Ordinance 12-06 – Amending Chapter 297,
Portable Storage Units**

Council Member Bivans asked if the ordinance takes into account long term leases. Vice Mayor Lahman stated that the City does not allow for long term placement of portable storage units. Council Member Bivans asked if the ordinance includes units used during construction. The City Solicitor stated that unless the existing ordinance says something about construction, this ordinance does not differentiate. Council Member Bivans asked how many times a permit can be renewed. The City Solicitor stated that this ordinance does not restrict the number of renewals. Mayor Price stated that he did not like having it open ended.

Vice Mayor Lahman stated that we can approve these changes and bring it up again to change more. The City Solicitor stated that incremental changes can be made in ordinances.

A MOTION was made by Council Member Stubbs, seconded by Council Member Bivans, to table Ordinance 12-06 until the April 16, 2012 City Council Meeting. The MOTION passed unanimously.

**Second Reading of Ordinance 12-07 – Amending Chapter 378,
Taxation**

The City Solicitor stated that the ordinance removes the capitation tax and early payment discount. Vice Mayor Lahman stated that it requires an application as well. Council Member Porter asked if the senior citizen discount was for those over sixty-five. The City Clerk replied that it is.

Council Member Stewart stated that Council had begun to discuss including income limitations with the senior citizen discount. Vice Mayor Lahman stated that she thinks income is more important than age. Council Member Stubbs asked what Kent County does. Mayor Price stated that they send two forms that have to be completed; one is a waiver for the County to access income tax records. Vice Mayor Lahman stated that we talked about piggy-backing on the County to make it simpler. The City Clerk stated that Kent County will provide a list of people with the senior discount; the City would have to fill out a FOIA request form and pay a small fee. Mayor Price asked when the list was generated. Council Member Stewart asked how the discount works with people with multiple properties. Mayor Price stated that it has to be your primary residence.

A MOTION was made by Council Member Porter, seconded by Council Member Stewart, to table Ordinance 12-07 until the April 16, 2012 City Council Meeting. The MOTION passed unanimously.

Second Reading of Ordinance 12-08 – Amending Chapter 425, Water

The City Clerk stated that the only change is taking the late fee amount and putting it in Chapter 180, Municipal Fees.

A MOTION was made by Vice Mayor Lahman, seconded by Council Member Stubbs, to adopt Ordinance 12-08 as presented. Roll was called: 6 Yes, 0 No (Lahman – Yes, Bivans – Yes, Coleman – Yes, Porter – Yes, Stewart – Yes, Stubbs – Yes). The MOTION passed unanimously.

Second Reading of Ordinance 12-09 – Amending Chapter 180, Municipal Fees

A MOTION was made by Council Member Porter, seconded by Vice Mayor Lahman, to table Ordinance 12-09 until the April 16, 2012 City Council Meeting. The MOTION passed unanimously.

New Business

There was no New Business.

Public Comments

Mr. Englehart made a comment about yard waste containers.

Executive Session

There was no Executive Session.

There being no further business, a MOTION was made by Vice Mayor Lahman, seconded by Council Member Porter, to adjourn the City Council Meeting. The MOTION passed unanimously, and the meeting adjourned.

Respectfully Submitted,

Kelly Blanchies
Clerk of Council