

September 23, 2019 **11. 3 Budget** – Brooke Bovard
(Budget Referendum should include top of second page in the header).

Motion -Policies below are for information only. Policies adoptions is addressed at town meetings. Voice votes unanimous. **Motion Approved**

~

September 23, 2019 **11. 3 Budget** – Brooke Bovard

Motion to approve the budget Referendum ballot as amended. Approved.

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June 2019 Town Assembly No motions/No policies.

~

March 2019 Town Assembly No motions/No policies.

~

January 28, 2019 **9.0 Advisory Committee Report** – Danny Schweers

Motion to approve the following path forward regarding the lawsuit filed against the Village by Ms. Carol DiGiovanni involving the purchase of 5 Mill Race Road

1. The Village is engaged in a lawsuit concerning (a) the propriety of the Village's use of the Schroeder Bequest funds to purchase 5 Mill Race Road, (b) the imposition of a more formal trust structure for those funds and (c) procedures for using the funds.
2. The parties have been engaged in settlement discussions to limit the scope of the dispute to question "a" (i.e. the court would decide whether the use of the funds was proper in light of the bequest), and to resolve items "b" and "c" outside of court.
3. As to "b" and "c", the parties would agree that a trust structure is appropriate for the bequest (with the terms to be determined and approved via Town Assembly).
4. Further, the Village and the attorneys would jointly review Arden's governing documents and practices to ensure compliance with changes in Delaware and New Castle County laws/ordinances as well as FOIA and electronic/email/internet communications. The findings will be provided to the Town Assembly.
5. The value of the settlement structure is it greatly limits the scope of the litigation (such that resolution in the next 6 months is likely), and allows Arden governance matters to be determined democratically by the Village.

End of Motion. **Motion seconded & Approved.**

~

January 28, 2019 **12.0 Old Business** – Safety Committee and Community – Brooke Bovard **Motion** Move that the Town Assembly create a parking task force to consist

of 11 members that would be one representative each from Civic, Community Planning, Safety, BWVC and Playground. One representative from the Arden Club and five (5) community members to be elected by Town Assembly at the Town meeting following the approval of this motion. **Motion seconded and Defeated.**
Path Forward for Parking in the Ardens:

Jeff - Although the motion was defeated because having 11 members on committee was too many, we still need to tackle the growing parking problem in the Ardens. Request that Danny present at the next Advisory Meeting (March) how to tackle parking problem. Need to come up with another way to tackle parking in Arden.

~

September 23, 2018 **6.0 Town Chair's Communication Report** - Chair Jeffrey Politis

Motion

Ray Siegfried - I move that at this Town Meeting we move ahead with a non-objective statement for the attorneys. Voice Vote Ayes have it.

Motion Approved.

~

September 24, 2018 **9.0 Advisory Committee Report** – Danny Schweers

Procedural Motion to create standard policy

PROCEDURAL MOTION: I hereby move that the Town Assembly's standing policy going forward is that time spent at town meetings on questions and answers after committee reports be limited to five minutes total. Members are allowed only one question each but, if time allows, a member may ask additional questions.

Voice Vote Ayes have it. No abstentions

Motion Approved.

~

September 24, 2018 **12.0 Old Business – Amended Ordinance #14** (Additional Domicile Units) and 3rd reading, vote to approve.

Section 1 - Introduction and statement of purpose.

The change was to remove the “Village of Arden” from the Ordinance #14 of approval of ADUs by Trustees, New Castle County and the Village of Arden. It now reads approval by the Trustees and New Castle County.

The purpose of this ordinance is to specify the notification and procedure to leaseholders of this one-time opportunity which will be used by the Village of Arden to certify pre-existing Accessory Dwelling Units (ADUs). In order to be eligible for certification a leaseholder's pre-existing multiple domiciles must comply with the

following requirements: [a] the domicile meets the New Castle County ADU definition, [b] the domicile was built prior to May 1, 2007. Leaseholds who wish to build ADUs after this process is completed need to obtain approval by the Trustees and New Castle County.

Motion Warren Rosenkranz I move to approve the change after this 3rd reading of Ordinance #14 to remove two words “the Village” from final paragraph. Voice Vote: Ayes have it & 2 abstentions. **Motion Approved.**

~

September 24, 2018 **13.1 New Business – Community Planning**

Motion

“The Village grants a one-time waiver of the registration fee to the leasehold at 1812 Millers based on satisfactory proof that he/she was actively attempting to sell the property during the vacancy period.”

Motion Vote Waiver Ordinance #15

Voice Vote Results

Nos have it. The motion is denied.

~

September 24, 2018 **13.2 New Business** - Warren Rosenkranz,

Amended Motion

I move to impose a permanent moratorium on the use of Roundup and all other glyphosate-based products on our Greens. (**Amendment approved** Bart Woods amends main motion. He moved to change from “public areas” to “on our greens”).

Hand Vote Ayes Have it (26) Nays (24) Abstaining (3)

Amended Motion Approved.

~

September 24, 2018 **13.3 New Business** - Brooke Bovard (**Motion on Hold- it will be presented at January 2019 TA**)

Motion Move that the Town Assembly create a parking task force to consist of 11 members that would be one representative each from Civic, Community Planning, Safety, BWVC and Playground. One representative from the Arden Club and five (5) community members to be elected by Town Assembly at the Town meeting following the approval of this motion.

(Due to late hour of this TA, Brooke has offered to hold this motion and she will present it at the January 2019 Town Assembly under Old Business).

~

September 24, 2018 **13.4 New Business** – Larry Walker

Motion

Moved, the Town Assembly will continue the current practice of having committees present their Motions during the time they present their report and not hold these Motions until new Business. **Motion Defeated.**

~

June 25, 2018 **6.0 Town Chair - Communications Report - Jeffrey Politis**
New Temporary Policy for Q & A after reports.

Time spent on questions and answers at tonight's meeting will be limited to five minutes total after each committee's report. Members are allowed only one question each, but if time allows, a member may ask additional questions. **Motion Approved.**

~

June 25, 2018 **12.0 Old Business – Amended Ordinance #14, 2nd reading**
Section 1 - Introduction and statement of purpose.

The purpose of this ordinance is to specify the notification and procedure to leaseholders of this one-time opportunity which will be used by the Village of Arden to certify pre-existing Accessory Dwelling Units (ADUs). In order to be eligible for certification, a leaseholder's pre-existing multiple domiciles must comply with the following requirements: [a] the domicile meets the New Castle County ADU definition, [b] the domicile was built prior to May 1, 2007. Leaseholds who wish to build ADUs after this process is completed need to obtain approval by the Trustees and New Castle County.

~

March 26, 2018 **3.0 Approval of Minutes**

Marianne Cinaglia presented the following **Motion:**

To identify the individual name who is the maker of the motion. Voice Vote, ayes have it. **Motion Approved.**

~

March 26, 2018

Motion Suspension of Agenda

Warren Rosenkranz presented the following motion:

Motion to suspend agenda and move 14.0 New Business – Amended Ordinance #14 (Additional Domicile Units) and 1st reading to follow Board Of Assessors Report.

Voice Vote, ayes have it. **Motion Approved**

~

March 26, 2018 **14.0 New Business – Amended Ordinance #14 (Additional Domicile Units) and 1st reading.**

Warren Rosenkranz, I move that Ordinance-#14

Change from:

Section 1 - Introduction and statement of purpose.

The purpose of this ordinance is to specify the notification and procedure to leaseholders of this one-time opportunity which will be used by the Village of Arden to certify pre existing Accessory Dwelling Units (ADUs). In order to be eligible for certification a leaseholder's pre-existing multiple domiciles must comply with the following requirements: [a] the domicile meets the New Castle County ADU definition and [b] the domicile was built prior to May 1,2007. Leaseholders who wish to build ADUs after this process is completed will need to obtain approval by the Trustees, **the Village** and go through the normal process with the county to obtain legal approval.

TO:

Section 1 - Introduction and statement of purpose.

The purpose of this ordinance is to specify the notification and procedure to leaseholders of this one-time opportunity which will be used by the Village of Arden to certify pre existing Accessory Dwelling Units (ADUs). In order to be eligible for certification a leaseholder's pre-existing multiple domiciles must comply with the following requirements: [a] the domicile meets the New Castle County ADU definition, [b] the domicile was built prior to May 1,2007. Leaseholds who wish to build ADUs after this process is completed need to obtain approval by the Trustees and New Castle County.

The change, deleting the words "the Village" from the original Ord. #14, will align Ordinance #14 with and improve the durability of the Motion passed September 2017. Nothing else in Ordinance #14 is changed in this motion.

This is considered first reading. Any changes can be presented at next Town Assembly.

~

March 26, 2018 **12.5 Civic** – Co- Chairs Ed Rohrbach, Al Marks

Sadie Somerville presented the following motion:

Motion: Civic to bring any plans for any Green improvement or parking to the Town Meeting for approval. All work related to parking stops until Town Assembly approves.

Verified quorum.

Sadie requested to table original motion.

Original motion tabled, ayes have it.

~

Policy

March 26, 2018 10.0 **Advisory Committee Report** – Danny Schweers

Policy – Absence of a Chairperson

Robert's Rules of Order, has found that those rules cover the absence of the chair. From what the Rules say, if the chair wants to speak to an issue, the chair can simply appoint a chair pro tem to take their place temporarily. The chair would do the same if they had to leave the meeting early. If the chair is not there at the beginning of a meeting, then the secretary shall call the meeting to order, the first order of business being to elect a chair pro tem who would then chair the rest of that meeting. The Rules also cover the election of a new chair should the old chair be unable or unwilling to continue their term of office.

~

January 22, 2018 **9.0 Advisory** Danny Schweers

Motion: Temporary & permanent replacement of Town Chair.

MOTION: It is moved that, in the temporary absence of the Chair of the Town Assembly from the town meeting, the Chair of the Advisory Committee will substitute for the Chair of the Town Assembly and run the town meeting. Examples of a temporary absence include, but are not limited to, missing a single town meeting, being late to a town meeting, or wishing to make a statement as a resident at town meeting.

If the Chair of the Town Assembly needs to be permanently replaced, then the Chair of the Advisory Committee will open the town meeting and have election of a new Chair of the Town Assembly be the first order of business. Upon election, the new chair will preside for the remainder of the term.

Motion to Tabled approved unanimous voice vote. It will be presented under Old Business at next Town Assembly meeting.

~

January 22, 2018 **11.5 Community Planning** Ray Seigfried

Motion: pertaining to 16 Ravine Rd

“It is moved that the Village of Arden explore a plan for the potential purchase of a portion or all the land located at 16 Ravine Road, parcel #060460029, Highland Woods adjacent to the Arden forest. The plan would include the land location, the financial plan to purchase and the process of approval.” Voice Vote Ayes have it. Abstentions -None. **Motion Approved.**

~

MOTIONS/RESOLUTIONS/POLICIES PRESENT

Policy to decommission Ardens certified ADUs.

After many different iterations of drafting policies and levels of decommissioning the committee has unanimously agreed that we do not support and will not provide any policy on decommissioning of Arden certified ADUs

Not A Policy

~

January 22, 2018 **11.7 BWVC Co-** Charis Walter Borders & Denis O' Regan
Motion for long-term lease agreement

Motion

"The BWVC Committee is directed to execute a contract with the Arden Building and Loan for a period of three years for the amount of \$350 per month with the option after the first lease expires, of an additional three-year lease with a negotiated rate hike. Included with this lease is 10 extra room uses for meetings for no extra charge per year."

Voice Vote

Ayes have it.

Motion Approved

~

January 22, 2018 **13.0 New Business-**

Pam Politis Chairman of ACRA presented the following motion:

MOTION on Village of Arden Relationship with ACRA

MOTION: The Village of Arden supports the Arden Community Recreation Association, Inc. (ACRA) and its mission to preserve and nurture a strong sense of community among the residents of the villages of Arden, Ardentown, and Ardencroft, creating an environment in which all ages learn, play and socialize together. Specifically, the Town Assembly grants privileges based on historical practice for the use of Village of Arden property, buildings and grounds to ACRA for various activities. The Town Assembly grants these privileges based on ACRA's unique mission and the long-standing history of ACRA as a trustworthy, reliable partner in providing programming to the benefit of the residents of the Village.

As part of the Village's support of ACRA, the Buzz Ware Village Center (BWVC) Committee shall provide to ACRA use of the BWVC property, building, and grounds consistent with historical practices.

Motion Tabled.

~

January 22, 2018 **10.0 Alternative Assessment**

Motion: Voting on whether to have the Alternative Assessment go out for referendum along with the BOA's Assessment presented at June Town Assembly.

(If we choose as an assembly to have the Alternative Assessment go out with the BOA's Assessment, then the vote on that can happen in one of two ways: One of the two assessments gets the majority of the residents is the assessment that the trustees use to collect land rent. If neither gets the majority of residents (means all people who are eligible voters not just those who voted), we revert back to last year's Assessment and the Trustees use last year's assessment to collect land rent.)

Paper Ballot Motion to have a paper ballot to decide on alternative assessment.

Hand count: Yes 44, No 31. Vote passed for paper ballots.

(Vote requirements - Live in Aden six months and be 18 yrs. of age)

Vote Alternative Assessment failed - The **Alternative Assessment** (Traditional method) will not go out with referendum to be voted on by all voting residents. The June Assessment will be used by the Trustees to collect land rent.

Total 89 votes cast. Needed 54 to pass. Ballot Vote: yes=52, abstain=2, no =35.

~

January 22, 2018 **10.0 Alternative Assessment**

Motion - Move that a line item be added to the budget in the discretionary section for a donation of \$2,600 for the Arden Craftshop museum. Voice Vote: Ayes have it.

Motion to approve budget as amended to referendum. Voice vote Unanimously **approved Budget Ballot.**

~

January 22, 2018 **11.3 Budget**

Motion - To change wording on the back of budget ballot from policy statement to information statement. Voice Vote - **Motion Defeated** - Nays have it and the policy statement stay as is.

Motion - Move that a line item be added to the budget in the discretionary section for a donation of \$2,600 for the Arden Craftshop museum. **Motion Approved.** Voice Vote: Ayes have it.

Motion - to approve budget ballot as amended to go out to referendum. Voice vote

Unanimously **Motion Approved.**

~

January 22, 2018 **11.6 Community Planning**

Motion #1 ADU

The Village of Arden approves one (1) additional ADU per leasehold that are built as an attached ADU on their leasehold, as long as the leasehold is in compliance with New Castle County Code. **Motion Approved** (voice vote with 1 abstaining).

Motion #2 Community Planning Vacancy Position

Community Planning submits Rick Ferrell name. Floor was open for anyone to vote for themselves or to recommend someone else with their approval. Brooke Bovard's name submitted from floor and she approved recommendation. Secret Ballot required if more than one nominee.

Ballot Vote: Rick Ferrell 29, Brooke Bovard 10. Rick Ferrell will fill position.

~

June 26, 2017 **13.0 New Business:**

A. MOTION TO REINSTATE LEGISLATIVE COMMITTEE

Reinstate the Legislation Reference Committee with the following membership and duties.

A - The Legislative Reference Committee shall consist of three residents of Arden, elected by a majority of those voting at the regular March meeting. The term shall be two years, two members elected on the odd numbers' years and one on even numbered years.

B - Duties of the committee are:

1. Insure that there is an identified collection of documents, kept all in one place and available at

each Town Assembly Meeting, that contain all the legislated actions by which The Village of Arden is governed. The collection will include: The Town Charter (An Act to Reincorporation the Village of Arden: Delaware State Law, Chapter 125, Volume 56, Approved October 13,1967, amended May 27, 1971 (voting age), June 21,1982 (legality of secret ballots), June 1, 1993 (Increase membership of Registration Committee to 5); The Deed of Trust; Town Ordinances; Bylaws that describe all committees, date of institution, terms of office and their duties, date of duty additions/changes and other policies passed by vote of Town Assembly; and the general contents of the fall referendum. This set of documents should be available

both on line on the Village Government website and in hard copy available to all residents of the Village.

2. Bring to the attention of Assembly any instances of conflict within or among the documents.
3. Update the web version of modified documents immediately after change/addition is enacted by Town Assembly and denote the status of the enactment according to the meeting minutes as 'approved' or 'unapproved' by the following town assembly meeting. Include updated pages with fall referendum mailing.
4. Make a collection of policies found in minutes that have NOT been enacted into law by vote of the Town Assembly for the information of the Assembly.
5. At least one member should attend each Town Assembly Meeting, both regularly scheduled and special meetings with copy of document collection in hand.
6. Prepare a description of the differences between a direct democracy and both a representative democracy and a bureaucratic structure. Include the who, what, where, how, and why of residents' actions in the Village and at Town Assembly Meetings.

Motion to table Legislative Reference Committee Motion

Hand Vote

Yes 36

No 8

~

June 26, 2017 **13.0 New Business**

B. MOTION TO ESTABLISH AD HOC COMMITTEE TO STUDY ISSUE OF TOWNASSEMBLY FORUM WEBSITE

Form an Ad Hoc committee to investigate possible platforms for a Town Assembly (TA) Forum

website with access limited to restricted to the residents of the Village of Arden (the TA) that will

allow a conversation about Town issues among residents.

Motion Defeated in Voice Vote.

~

March 2017 **12.0 Forest/Community Planning Committee's** Joint Motion
Proposing Arden to Purchase Property at 5 Mill Race Road.

Motion

It is moved that the Village of Arden purchase land at 5 Mill Race Road, Highland Woods parcel #0604500085 for public use to remain as undeveloped natural woodlands as part of the Arden Forest, and obtain up to \$110,000 from the Schroeder/Pendulum Fund as the source to acquire this land.

Hand Vote

Yes 78

No 2

Abstentions 2

Motion Approved

~

January 2017 - **5.0 Visitors**

Motion#1 - Support for Beaver Valley from Village of Arden

We move to secure from the Village of Arden a letter of strong support for the Brandywine Conservancy's commitment to purchase the two hundred forty (240) acres of land in Beaver Valley, PA adjacent to Delaware's First State Nation Historical Park. Affiliated organizations include Save The Valley, Beaver Valley Conservancy and Beaver Valley Preservation Alliance.

Motion Passed Unanimously

~

Motion #2 – Funding Beaver Valley from Village of Arden

We move to approve the donation of one thousand dollars (\$1,000) by the Village of Arden to the Brandywine Conservancy for the sole use of the Beaver Valley Pennsylvania purchase with available funds at the end of fiscal year as determined by treasurer.

Motion Passed 32 to 27

~

September 2016 **7.1 Advisory Committee Report - Resolution of Recognition for Jennifer (Jenny) Montgomery**

Whereas: Jennifer (Jenny) Montgomery has served as the US Postal carrier for the Village of Arden from November 1999 through October 2016;

And, has met the needs in the community with personalized service;

And, has bridged the gap between community and governmental agencies by engaging the community and befriending the residents of the Village of Arden;

And, has become an integral part of life in the Village of Arden through her many engagements with the community beyond that of a mail carrier;
While, performing her official duties of delivering the mail throughout the Village of Arden with diligence, exuberance, and joy;
Be it resolved that the Village of Arden extends its appreciation of Jenny's service to the Village of Arden and for her involvement in our community.
Resolution Unanimously Accepted.

~

September 2016 **3.0 Town Chair Communications Report - Clarification of Motion**

After some discussion with the parliamentarian, it appears that Robert's Rules does allow for a motion to be altered after the question has been called. To do this under Robert's, a specific motion would have to be made and requires unanimous consent of the Assembly. However, our charter only requires a majority on all motions. I will continue to get clarity on this matter – once he has had a chance to listen to the March meeting.

~

September 2016 **3.1 Change in Law - State and Federal Voting Eligibility in Arden Elections**

In compliance with state and federal law, we have eliminated the 6-month waiting period for voter eligibility in Arden elections. The Registration Committee is revising all our voting instructions to reflect this change. If you live in the Village of Arden, if your Arden address is your permanent domicile, and you are 18 years of age or older, you are now eligible to vote in Arden elections.

~

March 2016 **12.6 Community Planning -Resolution of Recognition of Ruth Bean Resolution Unanimously Accepted.**

~

March 2016 **12.8 Playground Committee Mound Slide Main Motion**

I move that all continuing work on the Arden Green be suspended until:

- a) No part of the mound slide project is more than 6 feet above grade and the plastic slide is no more than 30 degrees from horizontal, and all other listed specifications from the Village meeting minutes and diagrams from when the motion was passed are brought into compliance.
- b) The Village insurance underwriter has deemed the slide and plans safe for use for children less than eight years of age.

Amend Motion

Motion from 6' to 6' 8".

Amended Motion Passed

Original Motion with Amendment of 6'8".

I move that all continuing work on the Arden green be suspended until a) No part of the mound slide project is more than 6 feet 8 inches above grade and the plastic slide is no more than 30 degrees from horizontal and all other listed specifications from the Village meeting minutes and diagrams from when the motion was passed are brought into compliance. b) The Village insurance underwriter has deemed the slide and plans safe for use for children less than eight years of age.

27 Yes

32 No

Original Motion with Amendment of 6'8" was defeated.

~

January 25, 2016- **5.0 Visitors Videotape Town Assembly Meeting**

Jeff Politis, Town Assembly Chairman, asked if there was any objection to having Town Assembly meeting videotaped. No objections were raised.

Unanimous consent to allow the Town Assembly to be videotaped,

~

January 25, 2016 - **9.0 Advisory**

Resolution of Recognition of Danny Schweers

Whereas, Danny Schweers diligently served as The Village of Arden's Town Assembly Chair from 2012-2015,

Whereas, during those years he chaired with an inclusive and caring leadership style which resolved several contentious issues,

Whereas, Danny worked collaboratively with the other chairs of the Ardens over the management of Buzz Ware Village Center, and

Whereas, Danny represented The Village of Arden effectively with both New Castle County and the State of Delaware;

Therefore, the Committees, Officers and Residents of Arden do hereby extend to Danny Schweers its sincere thanks and appreciation for his leadership and contributions as Chair of the Village of Arden.

Resolution Unanimously Accepted.

~

September 28, 2015 11.0 **Labyrinth**

Motion -We move to install/build a labyrinth on the northwest corner of the Arden Green, near the Soldiers and Sailors Memorial, as shown in the exhibits presented at the June Meeting.

Amend Motion: The approval is dependent on Labyrinth meeting ADA compliance.

Amended motion was approved.

Motion for secret ballot. **Defeated.**

Motion Approved

~

September 28, 2015 **12.4 BWVC**

Committee Election: No other nominees from the floor. Debbi Sheiker voted to serve out the **term vacated** by John (Martin) which ends March of 2017.

Motion Approved.

~

September 28, 2015 **12.4 BWVC**

Motion to Request Capital from the Village Fund

Due to the need to do extensive maintenance work and repairs required to the exterior of the Buzz Ware Village Center, and the estimated costs for this work exceeds the Buzz Ware renovation fund,

It is **moved** that in accordance with the capital reserve policy of the Village of Arden, the Buzz Ware Village Center Committee requests approval from the town assembly to spend funds from the Village's capital reserve to cover 75% of the cost, or \$25,000, whichever is less, to perform the necessary renovation work on the exterior of the Buzz Ware, the walk-way from the street, and apron in the front of the building. The additional funds will be provided from the Buzz Ware Renovation account, grants, and gifts. **Motion Approved.**

~

September 28 2015 **12.7 Community Planning Committee**

FEMA Flood Insurance;

At our January meeting Town Assembly approved an amendment to our *Resolution for the National Flood Insurance Program*. At our March meeting, I reported that there was no progress from FEMA on our resolution. In July, I received notice that the maps had changed, which requires us once again to modify our resolution to include both map panels. A copy of this change is presented before you for consideration and approval. The **motion** for this change is as follows: Community Planning Committee motions that,

Town Assembly accept the additional phase of “and FIRM panel 10003C0086K dated 2/4/2015” as part of section 1. of our Resolution for the National Flood Insurance Program.

Motion Approved.

~

September 28 2015 **12.9 Playground Slide Mound**

Motion: No earthwork shall commence with regard to the construction of the mound until such time as the village has approved a scaled drawing of the mound proposal, a cost estimate for the mound proposal and the time line for construction of the mound. **Amend Motion:** To include all proper compliances documented.

Amended Motion Denied. Motion Defeated.

~

June 22 2015 - 10.0 **ADVISORY REPORT Vacancy Position**

Motion: Advisory Chair position vacant: Nominee Steven Threefoot.

Motion Approved.

~

June 22 2015 – **COMMUNITY PLANNING COMMITTEE**

Motion to approve the Adopting the New Castle County Multi-Jurisdictional all hazard Mitigation Plan resolution.

Motion Approved (pg. 13).

~

June 22 2015- **NEW BUSINESS** – (pg. 17 **Labyrinth**)

Motion: We move to install/build a labyrinth on the northwest corner of the Arden Green, near the Soldiers and Sailors Memorial, as shown in the exhibits presented at this meeting.

Motion tabled until next Town Assembly September 2015.

~

March 23, 2015 – **TREASURER REPORT**

Motion- The Village Officers are authorized to open an account with Raymond James & Associates, Inc. for the purpose of investing the Pendulum Fund per the Village’s investment guidelines. The four Village Officers shall be authorized signers on the Raymond James account.

Motion Approved.

~

March 23 2015- **CIVIC COMMITTEE**

Motion: A sign directing passersby to the Arden Craft shop museum be added to sign post at the corner of Orleans Rd and Harvey Road.

Motion Approved.

~

March 23 2015 – **COMMUNITY PLANNING COMMITTEE**

Motion - The Village establishes Community Gardens located near Buzz Ware on the Sherwood Green as a **sub-committee** of Community Planning Committee.

Motion Approved.

~

January 26, 2015 – **PLAYGROUND COMMITTEE**

Motion: Move that the town approves installing an embankment slide on the South end of the Arden Green as shown in the drawings presented at this meeting.

Motion to Amend Approval is contingent on obtaining funding for the project without using land rent.

Motion Approved.

~

January 26, 2015 – **COMMUNITY PLANNING COMMITTEE**

Motion: Community Planning Committee moves that Town Assembly amend our FEMA resolution as follows:

Item 8: To notify FEMA and State NFIP Coordinator within 30 days of changes to Local Service Agreement with New Castle County.

Motioned Approved.

~

September 22, 2014 – **PLAYGROUND COMMITTEE**

Motion: Move to approve Jim Laurino to complete the term of Albert Marks on the Playground Committee.

Motion Approved.

~

September 22, 2014 – **CIVIC COMMITTEE**

Motion: Move that the Civic Committee post a notice of any tree removal (under Civics' jurisdiction), on the specific tree, at least five days before tree removal except in cases of emergencies.

Motion Approved.

~

September 22, 2014 – **BUDGET COMMITTEE**

Motion: Budget Report (Line 91: \$18,000-\$15,000= \$3,000)

In the absence of plans from the Playground Committee and approval by the Town Assembly, it is moved that the proposed \$15,000 augmentation of the Playground Committee Budget be removed from 2015-2016 Arden Budget.

Motion Approved.

~

September 22, 2014 – **ADVISORY REPORT**

Motion - Move Memorial Gardens as a subcommittee of Community Planning Committee. **Motion Approved.**

~

September 22, 2014 - **COMMUNICATIONS**

Motion: Whereas Carol Larson and Elaine Schmerling are residents of the Ardens, and Whereas the State of Delaware has recognized them with the Governor's

Outstanding Volunteer Award for the Environment Category, for the year 2014, for their work together as the Ardens' Environmental Duo,

The Town Assembly of the Village of Arden with this motion, joins the state of Delaware in officially recognizing the Environmental Duo. Their countless hours of volunteerism, tireless efforts to find funding from outside of the Ardens and to educate and inspire us, their creativity and their hard work to improve our forests are shaping an ongoing effort to enable a great future for the forests of the Ardens. Letters of recommendation will be provided.

Motion and letters of recommendation were unanimously approved.

~

June 23, 2014 - No Motions presented at Town Assembly.

~

March 24, 2014 – **COMMUNITY PLANNING**

Motion: “The Village grants a vacant dwelling registration fee waiver to the Arden Building and Loan Association leaseholder of the house located at 2100 Harvey Road as they have met all requirement in section VII One-time waiver of registration fee [specifically parts iii and iv] of The Arden Ordinance # 15 Annual Registration of Vacant Dwelling and Registration Fees. **Motion Approved.**

~

January 27, 2014 - **ADVISORY REPORT**

Motion (presented by Advisory) I move that the BWVC Committee change the date of their monthly meetings to an alternative date from third Thursdays, so Ardencroft

representatives can attend the meetings.

Motion Approved.

~

January 27, 2014 - **COMMUNITY PLANNING** (presented under Visitors)

Motion: Motion to approve the Resolution for the National Flood Insurance Program.

Motion Approved.

~

September 23, 2013 – **TREASURER REPORT**

Motion: Move that the Town Assembly establish a board, named the “**Investment Advisory Board**”, for the purpose of advising the Village on managing the various investment and endowment funds of the Village. These funds shall include, but not necessarily be limited to, the “Pendulum Fund”.

The Investor Advisory Board shall be composed of three (3) residents of the Village of Arden.

The board shall advise the officers of the Village on options to manage and maintain the investments in the endowment funds. The board should take into account the investment policies of the Town Assembly in the recommendations, and prior to the September Town meeting, the board shall recommend to the Treasurer the funds from the various endowments available for grants to be administered the following fiscal years.

The board shall monitor the investment portfolio throughout the year, and report to the Town Officers their recommendations, at a minimum, prior to each regular Town Assembly meeting. The board may recommend changes to the investment guidelines to the town officers. Changes to the guidelines require approval by the town assembly.

All transactions, funds transfers, and investment decisions, shall be executed exclusively by the officers of the Village.

The Investment Advisory Board members shall serve for terms of two years, with two members appointed in odd numbered years and one member appointed in even numbered years. The Town Treasurer appoints the board members and submits their name for consent by the Town Assembly at the September Town Meeting. The Town Assembly may either accept or reject the appointee. Investment Advisory Board members may be reappointed to serve for additional two-year terms without limit. In case of a vacancy, the Treasure shall appoint a qualified person to serve as a board member until seeking consent of the Town Assembly at the next regular Town Meeting.

The initial board will have two members who will serve the two-year term and one

member that will serve a one-year term.

The board shall set its own rules, procedure, and conduct within the requirements of the laws of the State of Delaware.

Motion Approved.

~

September 23, 2013 – **BUDGET COMMITTEE**

Motion: A motion was made from the floor to move \$2,000 in the Buzz Ware Village Center's budget from the renovation fund back to operating expenses, so residents can approve it or not in the upcoming budget referendum.

Motion Denied.

~

September 23, 2013 - **CIVIC COMMITTEE**

Motion: Motion to cut down tree (Willow tree located on Sherwood Rd that is shading and blocking areas of community garden) and plant a replacement.

Motion Approved.

~

September 23, 2013 – **CIVIC COMMITTEE**

Motion: The Committee proposes to shift responsibility for care of the Memorial Garden from The Planning Committee to the Civic Committee. The mapping and upkeep of the graves would continue to be in the hands of the same volunteers who are doing it now.

Motion Approved.

~

September 23, 2013 – **FOREST COMMITTEE**

Motion: A motion was made to increase the tree cover in Arden from 73.85% to 75% over the next five years. Approval of this goal will help secure monetary grants to the village.

Motion Approved.

~

September 23, 2013 – **FOREST COMMITTEE**

Motion: In a motion from the floor, the town meeting authorized the Forest Committee to complete negotiations with the leaseholder at 2409 Woodland Lane concerning right of way to the garage, which was built away from existing access. (It is hoped that this will end a controversial issue facing the village for almost a year).

Motion Approved (Vote Count: 36 Yes, 15 No and 5 abstentions).

~

September 23 2013 – **PLAYGROUND COMMITTEE**

Motion: A motion was made from the floor that no action be taken on removal of the Arden Green slide tonight and that the Playground Committee present detailed information concerning the safety deficiencies of the slide on the green at the next meeting.

Motion Denied.

~

September 23 2013 – **NEW BUSINESS**

Motion A motion was made from the floor that all money received from the Buckingham Green law suit settlement shall be put into a restricted fund to be spent by the Forest Committee for the restoration of damage caused by storm water coming from Buckingham Green. **Motion Approved.**

~

June 24, 2013 – **TREASURER REPORT** (pg. 6)

Motion: That the Chair of the Town Assembly appoints an Ad Hoc Investment Committee that will, at the next town meeting, propose the creation of a permanent Investment Committee. That permanent committee will be, if created by the Town Assembly, responsible for investing funds given to the Village of Arden, and withdrawing the income and principle from those funds, all in accordance with the Village's Monetary Gift Policy and the Investment Guidelines of the Pendulum Fund. The Registration Committee will be consulted as to how this new permanent committee is to be elected.

Motion Approved.

~

June 24, 2013 - **11.6 CIVIC COMMITTEE** (pg. 12)

Motion: A motion to make an alteration to the 1999 Sherwood Green Landscape design plan. The alteration is the removal and replacement of the oak tree located in the SW corner of the fenced in area of the community garden formally known as the tot lot. The tree is causing excessive shade in a vital expanse of the garden. If left to grow to maturity, it will shade over half of the plots. The G-Ardeners are willing to pay for the removal of the tree and contribute to an equally desirable replacement. The replacement location will be in an area where all will be able to enjoy the shade. In addition, there is an Arden resident who wishes to sponsor the replacement tree monetarily and volunteers to care for and nurture it into maturity

Motion to Amend (pg. 13) To evaluate the entire situation of the location of the tree and gardens and for Civic Committee to report back at the next town meeting on their recommendation for the best solution.

A motion to make an alteration toVolunteers to care for and nurture it into maturity. The Civic Committee will evaluate the options governing the location of the community garden and the willow oak shading it prior to enacting the first part of the motion.

Amended Motion Approved and Civic Committee will provide report at September's Town Meeting.

Motion Approved as Amended.

~

March 25, 2013 - **11.7 FOREST COMMITTEE** (pg. 15)

Motion: The town requests the county to impose a cease and desist order on the leasehold until such time as a plan can be approved by town assembly.

Motion Approved

~

March 25, 2013 - **13.0 NEW BUSINESS** (pg. 17)

Motion: Request Forest Committee and Civic Committee study the creek side behind the Wynn's leasehold structure in order to consider negotiating an easement for a path at edge of Naaman's Creek at 2409 Woodland Lane

Motion Approved.

~

March 25, 2013 - **13.0 NEW BUSINESS** (pg. 17)

Motion: I move that the village pass a motion declaring a sense of the Village that it explores the purchase of the lease currently held by Mr. Robert Wynn and his son, Kenneth Wynn (2409 Woodland Lane). The purchase would be made with funds from the bequest of Johanna Schroder. The purchase amount would be an amount agreeable to Mr. Wynn, Kenneth Wynn and to the Village.

Motion Approved.

~

January 28, 2013- **11.5 COMMUNITY PLANNING COMMITTEE** (pg. 13)

Vacant Property waivers

Motion -The leaseholders at 2109 Harvey Road and 2312 Walnut lane have provided sufficient evidence as defined in section VII. One-time waiver of registration fee and is granted a waiver. The leaseholders at 2121 Meadow Lane and 2306 Cherry Lane have provided insufficient evidence as defined in section VII. One-time waiver of

registration fee, if they do provide sufficient evidence on or before January 31, 2013, they will be granted a waiver, and if not, they will be denied a waiver.

Motion to Amend (Points out contradictions:2109 Harvey Road reads “have received signed listing agreement and recommend approving waiver”. The motion contradicts this statement and reads “the leasehold provided insufficient evidence”.

Amendment: 2109 Harvey Rd and 2312 Walnut Lane recommend those leaseholds be approved for one time)

The leaseholders at 2109 Harvey Road and 2312 Walnut lane have provided sufficient evidence as defined in section VII. One-time waiver of registration fee and is granted a waiver. The leaseholders at 2121 Meadow Lane and 2306 Cherry Lane have provided insufficient evidence as defined in section VII. One-time waiver of registration fee, if they do provide sufficient evidence on or before January 31, 2013, they will be granted a waiver, and if not, they will be denied a waiver.

Motion Approved as Amended.

Main Motion Approved as Amended.

~

January 28, 2013 - **13.0 NEW BUSINESS** (pg. 18)

Motion - Discontinue collecting taxes from cable companies

Motion Defeated.

~

September 24, 2012 - **12.40 Buzz Ware Village Center** (pg. 8)

To address Motion, postpone and tabled last Town Assembly - I move that the (Main) motion that was presented and Tabled in June (Town Assembly) requesting \$12,500 of Capital Maintenance and Repair funds to pay for the cost to replace the accordion curtains be reintroduced.

Motion -To Remove from Tabled **Motion was Approved.**

Main Motion was reintroduced in order to close it. Funds no longer needed. BWVC raised funds through PPP event.

Main Motion Defeated.

~

June 26 2012 - **12.3 PLAYGROUND COMMITTEE** (pg. 23)

Motion: Place chips under playground fall zone;

Remove other chips and replace with top soil and seed.

Remove 6 x 6's

Proposed

Motion to Amend (pg. 26)

Remove the boards from the around the playground. (Clarification: The motion

before us is to amend the original proposed motion to only the last or #3) Remove 6 x 6's.)

Amended Motion Approved

Whenever the 6x 6 is removed, it should be filled with top soil or wood chips.

Motion Approved as Amended.

~

June 26, 2012 - 12.4 FOREST COMMITTEE (pg. 30)

Motion - Move that All planting by Forest Committee stop until reviewed by an impartial party.

Motion Denied.

~

June 26, 2012 - 12.70 BWVC (pg. 34)

Motion is authorizing spending up to \$12.5. (New motion proposed because of new authorization spending amount which needs to wait until proper publicity be given it in the minutes and we will entertain this motion.)

Amend Motion to Postpone - The motion is to postpone until next meeting. The town assembly would decide at the following town meeting whether or not to approve the proposal. Tonight, we are supposed to approve the proposal. Motion before us is whether to postpone your motion or not.

Amended Motion to Postponed to September 2012 is Approved.

~

March 26, 2012- 7.0 COMMUNICATIONS (pg. 2, 3)

Motion - Move that the Village of Arden renew its tri-annual agreement with New Castle County and allow the County to administer our coverage under its Housing & Urban Development Program's Block Grant, in the event that the Village should ever qualify for Block Grant benefits.

Motion to Amended

Add to motion: The Village's income is high enough at this time whereby we do not qualify for benefits under the Block Grant. **Amended Motion Approved,**

Motion Approved as Amended.

~

RESOLUTION (pg. 3)

Steven Threefoot formal recognition for his ten years of service to the community. They presented him with a plaque crafted by Denis O'Regan from a piece of New Orleans barge board. The plaque was inscribed with the following resolution:

RESOLUTION

Town Assembly Resolution of Recognition and Appreciation 2012

WHEREAS, Steve Threefoot has effectively performed the duties as Town Assembly Chairman for 10 years from 2002-2012; and

WHEREAS, Steve has volunteered countless hours of work; and

WHEREAS, Steve has provided leadership and order to Town Assembly meetings; and

WHEREAS, Steve has represented Arden in a just way;

NOW, THEREFORE, Town Assembly and the Advisory Committee here by provide this resolution of appreciation for a job well done.

SHAKESPEARE QUOTE”

"Let's go hand in hand, not one before another."

Dromio Act V Scene 1 Comedy of Errors

Resolution Approved (A brick will also be placed at the Moonlight Theater in Steven's honor reading: "To Steven Threefoot /In appreciation/Town Chair, 2002-2012").

~

March 26, 2012 - 12.5 CIVIC COMMITTEE (pg. 9)

Motion Moved that the Civic Committee executes (be charged with) spraying for mosquitoes by DNREC (Delaware Department of Natural Resources and Environmental Control).

Motion Approved.

~

March 26, 2012 - 13.0 OLD BUSINESS – (pg. 15)

Motion to remove from tabled (*Original Motion *January 23, 2012, 14.2 New Business*)
Pre-Town Meeting publishing of items that require a vote.

“I would like to take off the Table the Motion that requires publishing, in advance of Town Meeting, any motion that has long term effects on Town policy or finances”.

Motion to remove tabled motion was **Approved.**

~

March 26, 2012 - 13.0 OLD BUSINESS – (pg. 15)

Motion Moved that any **motion brought to the meeting of the Town Assembly** that deals with 1) a significant expenditure of funds not covered in the annual budget or 2) a significant change in Town policy, be published in printed form either by

delivery to residents at least ten days before the Town meeting or by appearing as part of the published agenda for the Town meeting. The exception to this prior publication would be under extenuating circumstances of urgency brought on by an unforeseen matter involving an outside governmental agency or legal concern.

Amendment to Motion: Shorten the last sentence at the word “urgency.”

Motion Denied.

~

January 23, 2012- TREASURERS REPORT (pg. 3)

Motion Moved that the officers of the Village of Arden (i.e. Town Chair, Secretary, Treasurer, and Advisory Committee Chair) **shall transfer all responsibilities and duties** of their office to the resident elected to each respective position by the Town Assembly at the March Town Meeting. This transfer shall happen on or before April 30th following the election. Until such transfer, the Village of Arden Officers shall continue to execute all duties and responsibilities of their respective positions and shall receive the budgeted compensation for the position. **Motion Approved.**

~

January 23, 2012 - 12.7 Buzz Ware Village Center (pg. 11)

Motion - I move that the Buzz Ware Village Center have a **contracted Building Manager.**

The Building Manager’s responsibilities are to:

Interview prospective renters

Explain the rules and procedures of the BWVC

Arrange for any ancillary custodial work to be done at the renter’s expense

Monitor room conditions before and after a rental

Keep a log of the renters

Maintain a file of contracts and track payments

Maintain, publish and post the BWVC calendar

Monitor the BWVC voice mail

Schedule and supervise BWVC custodian. Oversee and guide the custodian on building maintenance as well as advise custodian of renters’ special needs.

Oversee and track routine expenses for building maintenance.

Track time sheets of the BWVC custodian.

Coordinate BWVC improvements with committee guidance, including tracking donations to the BWVC of furniture, lamps, etc.

Track access of non-renters to the building.

Act as the liaison between BWVC, ACRA and the Arden Club, for coordination of parking, parking directing, facilities usage and other arising issues.

Act as a liaison between the standing committees of the Village of Arden and Village of Ardencroft for all issues including scheduling, set up, and take down of the rooms.

Motion to Amend (pg. 13)

It is MOVED that the BWVC has the authority from the town meeting to negotiate a contract for a building manager based on the concepts listed below” (See original Motion)

Motion Approved as Amended.

~

January 23, 2012 - 13.0 OLD BUSINESS (pg. 14)

13.1 Motion on Table— To require two nominees for election of Town officer positions

Motion to Amend (pg. 15)

We will amend the Motion with “strive towards getting two nominees for the Officer positions but not mandate it.”

Due to the increased executive powers assigned to the Town Officials, I move that we strive towards getting two nominees for the Officer positions but not mandate it for all open elected positions. Therefore, the positions of Chair of the Town Assembly, the chair of the Advisory Committee, the Town Secretary and the Town Treasurer each require a minimum of two qualified candidates for each position. The current policy has two candidates for each open position in the standing Committees.

Motion Defeated.

~

January 23, 2012 - 14.0 NEW BUSINESS

14.1 New Business - Posting Town Meeting Minutes(pg.15)

Motion - Moved to require the draft minutes of Meetings of the Town Assembly be posted on the Village of Arden website no later than three weeks after the Meeting of the Town Assembly occurs.

Motion to Amend replacing “to require” with “the Town Meeting **expects that...**”) “The Town Meeting *expects* that the draft minutes of Meetings....”

Motion Approved as Amended.

~

January 23, 2012 14.2 NEW BUSINESS

Pre-Town Meeting publishing of items that require a vote.

Motion - Moved to require Committees or residents to publish items, that require a vote at the Meeting of the Town Assembly, with the Agenda for the Meeting of the Town Assembly/Minutes o Previous Meeting or by posting them on a designated site on the Village of Arden Website at least 48 hours before the beginning of the Meeting or by hand delivering copies to residents’ homes at least 48 hours before the beginning of the Meeting.

Motion to table - I Move that we table this Motion until it has been properly

researched.

Motion to Table Approved.

~

September 26, 2011 – **NEW BUSINESS**

Town Official Elections

Motion Due to the increased executive powers assumed by the Town Officials, I move that all open elected positions require no less than two times the number of candidates as there are open positions. Therefore, the positions of Chair of the Town Assembly, the Chair of the Advisory Committee, the Town Secretary and the Town Treasurer each require a **minimum of two qualified candidates for each position**. The current policy has two candidates for each open position in the standing Committees.

Motion to Amend.

Move to amend the Motion on the Floor by substituting “assumed by” with “assigned to.” Language is changed to: “Due to the increased executive powers assigned to the Town Officials....”

Amended Motion Approved.

Motion to Table - I move that we table this Motion until the January Town Meeting.

Motion Tabled Approved.

~

June 27, 2011 - **14.0 NEW BUSINESS** (pg. 18)

Motion - That the Fels Oak be placed under the domain of the Forest Committee.

Moved to Table

Table the Motion to place the Fels Oak under the domain of the Forest Committee.

Motion to Table Approved.

~

March 28, 2011 **12.10 REGISTRATION COMMITTEE** (pg. 16)

Motion - Moved [incorporating points of clarification made by Larry Walker & Steven Threefoot]

The Registration Committee will establish a **procedure for absentee voting** for the March elections of Standing Committees and Officers, to be implemented by the March 2012 election. Such absentee voting will be available for all residents of Arden who cannot vote in person for the following reasons:

- the resident’s business or occupation prevents him or her from voting at the Town Meeting. “Occupation” shall include care of a family member.
- the resident will be out of town on election day. This includes military service, college, or vacation as examples.

- the tenets or teachings of the resident’s religion prevent participation in the election.
- the resident has a physical disability – either temporary or permanent – which prevents the resident from voting at the Town Meeting.

The resident must submit an affidavit stating the reason for Absentee Voting and requesting a ballot.

“Resident” is here defined as in the Act to Reincorporate as a person 18 year of age or older who has resided in the Village of Arden for 6 months prior to the election.

The Registration Committee will establish a method of obtaining and submitting the Affidavit/Request for an Absentee Ballot, and a procedure for receiving and submitting the Absentee Ballot.

Motion Approved.

~

January 24, 2011 - **10.6 COMMUNITY PLANNING** (pg. 11)

Motion - The Community Planning Committee would like to propose that the Vacant House Process spelled out in the handout begin in Nov. 2011.

Motion Approved.

~

September 27, 2010 - **11.6 COMMUNITY PLANNING** (pg. 9)

Motion - That we direct Community Planning to investigate the possibility of getting speed tables put on Harvey Rd.

Motion Approved.

~

June 28, 2010 - **9.0 TREASURERS REPORT** (pg. 4)

Motion - It is moved, the Officers of the Village of Arden (i.e. Town Assembly Chair, Secretary of the Town Assembly, Treasurer of the Village of Arden and Advisory Committee Chair of the Village of Arden) are authorized to establish bank accounts, checking accounts, and financial accounts in the name of the Village of Arden for the purpose of managing the funds of the Village. Such accounts shall require signatures from two of the four officers.

Motion Approved.

~

June 28, 2010 - **11.2 REGISTRATION** (pg. 5)

Motion - The Registration Committee will establish a procedure for absentee voting for the March election of Standing Committees and Officers. Such absentee voting will be available for all residents of Arden who have regularly attended Town Meetings and who cannot vote in person for the following reasons:

The resident's business or occupation prevents him or her from voting at the Town Meeting

The resident will be out of town on Election Day. This includes military service, college, and vacation as examples the tenets or teachings of the resident's religion prevent participation in an election

The resident has a physical disability – either temporary or permanent – which prevents the resident from voting at the Town Meeting

The Registration Committee will establish a method of obtaining and submitting the absentee ballot between the date of the March Advisory meeting and the date of the March Town Meeting. The ballot shall be accompanied by a signed affidavit stating the reason for absentee voting.

The Registration Committee will review each affidavit during the public vote count. For the purposes of establishing an absentee voting procedure, regular attendance at town meetings will mean the resident has attended at least two town meetings in the year leading up to the election.

Motion to Amend (pg. 6)

Disregard the requirement that people attend two meetings in the year prior to the elections

Change “resident's business or occupation” to “because of the nature of such person's business or occupation, including the business or occupation of providing care to a parent, spouse, or that person's child who is living at home and requires constant care.” [Taken from the State of Delaware Title 15]

Chairman clarified Amendment as follows: The amendment is to strike “who have regularly attended Town Meeting” from the first paragraph and strike the last sentence in full.

Amendment to the Motion on the floor is to strike the last sentence and also the reference in the first paragraph that states “who have regularly attended Town Meetings.”

Point of Order: (pg. 7)

Registration committee: It is Registration understanding that this is a change to Voting Procedure and will require a change to the Act to Reincorporate. An amendment to the Act will require a reading at three Town Meetings.

Town Chairman – The Motion has not passed yet. If it does, we will check with our attorney as to how to proceed.

Leaseholder – This should probably be an Ordinance to do anything beyond Town Meeting.

Hugh Roberts Referring to Roberts Rule of Order

Motion to Table. (pg. 7/8) Moved we table the Motion and find the correct way to present this change and then present it at Town Meeting in that format
Motion to Table Approved.

~

June 28, 2010 - **11.5 COMMUNITY PLANNING COMMITTEE** (pg. 11)

Motion - Moved to Maintain New Castle County's "Instant Ticketing" process for Arden.

Motion Approved.

MOVED Maintain the current code Section PM 302.4.2 **Weeds and Grasses** - that is, grass and weeds shall be no more than eight [8] inches tall. Within the code exist exemptions for ornamental shrubs and trees, and for wildflower meadows more than 10 feet from the lot line. **Motion Approved.**

MOVED Seek exception to Section PM 302.8.6 **Parking of Vehicles**. That is, vehicles do not need to be parked on a hardened surface. Arden would not be exempt from other sections of Section PM 302.8 governing including off-highway vehicles, inoperable and unregistered vehicles, oversized vehicles, and recreational vehicles.
Motion Approved.

(pg. 12) MOVED Seek exception for tree branches to Section PM 302.11 **outside storage of debris**. ..that is, tree branches would be exempted from this section for Arden. County inspectors now include fallen branches as wood debris.
Motion Approved.

(pg. 13) MOVED Vacant houses do not support Arden's community spirit and therefore Town Meeting requests that Community Planning continue to develop a process which includes a financial fine for all leaseholds vacant for greater than one year and report back at the Sept. 2010 meeting with a recommendation.
Motion Approved.

(pg. 14) MOVED - That a possible violation against the New Castle County **Property Maintenance Code** can only be reported by an individual residing in the adjacent leasehold or by an official of the Village of Arden.
Motion Defeated.

~

June 28, 2010 - **11.6 CIVIC COMMITTEE** (pg. 15)

Motion - That the Village of Arden apply to the Delaware Forest Service Urban and

Community Forestry Program for \$2,500 in **matching funds** toward the bid of \$5,000 from Brandywine Tree and Shrub to remove the trees along the northeast side of the Sherwood Green.

Motion Defeated.

~

June 28, 2010 (pg. 16)

Motion - MOVED That the Village of Arden accept by acclamation the New Castle County multi-jurisdictional **All Hazard Mitigation Plan** as its All Hazard Mitigation Plan.

Amendment to the motion - I move that we insert the word “additional” into that sentence. **Motion Approved as Amended.**

~

March 22, 2010 - **8.0 TRUSTEES' REPORT** (pg. 6, 7)

Motion - We move that the Town Assembly of Arden vote to show support for the Trustee pursuing one of two options regarding the **Buckingham Greene lawsuit** that will be our response to the Duffield Report that is sent to the Chancery Court judge.

Option 1

Agree to a plan in principle that would only stabilize and replant the area of the erosion ditches in Sherwood Forest and escrow funds for a set period of time for maintenance of the site. Part of the plan would have terms that would not allow mechanized equipment in the Sherwood Forest that could further damage the Forest and insist on supervision of the repair by a landscape architect and horticulturist. This plan would not stop the flow of water into Sherwood Forest: it would only repair the damage done. Also, it does not guarantee that our terms for not allowing mechanized equipment or for oversight of the replanting of the area by an environmental team of our choosing would be granted by the Judge.

Option 2

Agree to continue with the lawsuit that would likely require a Court hearing and additional engineering costs to counter Buckingham Greene's critique of our remedy. We could seek a middle ground to break the current gridlock, i.e. allow some discharge of water to go the outflow pipe at the Forest edge from a section of Buckingham Greene. We would ask the Court to relieve us of some further expenditures since we have already incurred costs when we presented a conceptual plan with a budget for the remedy and will have to incur further costs to rework our plan to find a middle ground.

Motion Approved.

Amendment to the Motion - The Trustees use the details in the Motion that was just passed as guidelines and not restrictions.

Motion Approved as Amended.

~

March 22, 2010 - **12.6 COMMUNITY PLANNING COMMITTEE** (pg. 14)

Motion - The Town Assembly of the Village of Arden requests that County Councilman John Cartier introduce legislation to make an “**Arden Exception**” on **Property Maintenance Violations** on the following points:

1. Piles of sticks, yard debris, limbs, and other organic materials will not be a violation.
2. The height of grass and weeds on a leasehold will not be a violation.
3. Instant Tickets shall not be issued in the Village of Arden.
4. Motor vehicles, boats, trailers, and other vehicles do not have to be parked on a hardened surface.
5. Only an Arden Resident living adjacent to a leasehold may make a complaint about suspected Property Maintenance Violations to New Castle County about conditions on that adjacent Arden leasehold. Village of Arden Officials may also make complaints about Property Maintenance Violations.

Motion Seconded

Motion to Table (pg. 15) Seconded moved that we keep the Motion tabled until Community Planning can return to the next Town Assembly addressing the issues of **Instant Ticketing** and **ground conditions** in Arden.

Motion Approved to Tabled.

~

March 22, 2010 - 12.10 REGISTRATION COMMITTEE (pg. 18)

Motion - That the Registration Committee, as they write the absentee ballot policy, **consider methods of increasing participation** in elections that reflect contemporary life of all residents, young, medium, and retired, and make concerted effort to introduce candidates to residents. **Motion Approved.**

~

March 22, 2010 - 14.0 NEW BUSINESS 1 (pg. 19)

Motion - Moved whenever there is a crew employed by Arden to do work on a leasehold, they should first inform the individual leaseholder and **get permission**.

Amendment to Motion: suggesting that the word “permission” in the Motion, be changed to “notification.” Motion could be tabled until the next meeting so that we can find out what this is all about. **Motion to Table until next Town Meeting was Approved.**

~

September 29, 2009 – BUDGET COMMITTEE (pg. 8, 9)

Motion - Moved that the BWVC Budget be moved into the discretionary section of the Town Budget. **Motion Denied.**

~

September 29, 2009- BWVC (pg. 10)

Moved that the Arden Town Meeting continue to be held at the Buzz Ware Village Center. **Motion Denied.**

~

September 29, 2009 - BWVC (pg. 10)

Motion - Moved that the Advisory Committee come up with a **Negotiating Committee** to talk with the Arden Club to get us better rental rates than we are getting now.

Motion Approved.

~

September 29, 2009 – COMMUNITY PLANNING (pg. 11)

Motion - Town Assembly was changed from September 28, 2009 to September 29, 2009.

MOVED

The Town Assembly accept the change of this Regular Town Meeting to Tuesday, September 29, 2009, for official business of the Village.

Motion Approved

MOVED: (A Motion to change the date of future and current Town Meetings)

A regular meeting date of Town Assembly may be changed in the following manner: A Motion to change the date of a future Town Meeting may be made at a regular or special Town Meeting. The Motion must state the proposed date change and the reason for the change. The Motion must be approved by a simple majority in order to conduct the business of the Village at that Meeting. Each resident of Arden will be notified, by US Mail, of the new date, time, location, and reason for the change, 7 days prior to the newly scheduled meeting.

Motion Approved.

~

September 29, 2009 – OLD BUSINESS

Motion - Moved that the Town Assembly initiates **procedures for absentee voting** for Town

officials and committee members in connection with the annual election held at the Town Assembly Meeting in March.

Table Motion until January 2010 Town Assembly.

~

September 29, 2009 – OLD BUSINESS

Motion - Moved the Community Garden Association will continue to **offer plots** to residents of the Ardens on the Sherwood Green inside the fenced area known as the “tot lot”. Plots will be awarded on a first come, first served basis as long as they are available. Additional requests will be placed on a waiting list. A minimal service charge will cover the cost of water, initial tilling, and miscellaneous equipment and upkeep. A portion of the funds collected will be set aside to restore the area to its original condition should the garden project be terminated.

Motion Approved.

~

June 22, 2009 - 5.0 Visitors (pg. 4)

Motion - It is the sense of the Town Assembly that the Trustees of Arden and the Village may pursue **negotiations with Verizon Wireless** for placement of cell phone antennae on the existing United Water Tower structure, and that process on such negotiations be reported to the Town Assembly at the September 2009 Town Meeting.

Motion to Amend (Cecilia Vore asked to amend the Motion to say exactly who the “Village” is. Who will represent the Village and also amend to say that there will not only be antennae but also supporting structures.

Amendment to the Motion and read as follows: Moved It is the sense of the Town Assembly that the Trustees of Arden and the Village Chair, or designee, may pursue negotiations with Verizon Wireless for the placement of cell phone antennae and supporting structures, on the existing United Water Tower structure, and that process on such negotiations be reported to the Town Assembly at the September 2009 Town.

Motion Approved as Amended.

~

June 22, 2009 - 6.0 COMMUNICATION (pg. 6)

Motion - The Town Assembly of the Village of Arden hereby recommends that the Chair proceed with execution of a three-year agreement, starting in September 2009, for waste (trash and recycle) collection by **Waste Management, Inc.**, or other provider deemed to provide similar or better service to the Village of Arden.

Motion Approved.

~

June 22, 2009 - 8.0 TREASURERS REPORT (pg. 14)

Motion - It is Moved, the Officers of the Village of Arden (i.e. Town Assembly Chair, Secretary of the Town Assembly, Treasurer of the Village of Arden, and Advisory Committee Chair of the Village of Arden) are **authorized to establish bank accounts, checking accounts, and financial accounts in the name of the Village of Arden** for the purpose of managing the funds of the Village. Such accounts shall require signatures from two of the four officers.

Motion Approved.

~

June 22, 2009 - 8.0 TREASURERS REPORT (pg. 15)

Motion - As of the start of the Village of Arden 2009/2010 fiscal year (March 25, 2009), the Village of Arden has assumed the responsibility for the day-to-day financial transactions associated with Village business. As this responsibility had previously resided with the Trustees, the operating funds were located in accounts in the name of the Trustees. This resolution **documents the transfer of funds from the Trustee accounts to accounts setup in the name of the Village** on, or shortly after, March 25, 2009. It is Resolved that funds documented below were, or will be shortly, transferred from Trustees of Arden (tax id #51-0001944) accounts to the Village of Arden (tax id #26-3641116) for use by the Village of Arden as approved by the Village of Arden and in accordance with restrictions placed on such funds by law. Municipal Street Aid Funds of \$31,613.00 Hamburger Lecture Series Funds of \$11,028.00 Delaware Dept. of NREC Trail Grant Funds of \$251.00 Village Center Funds of \$538.00 Memorial Garden Funds of \$1,612.98 G-3 Funds of \$3,056.80.

Motion Approved.

~

June 22, 2009 - 10.7 BUZZ WARE VILLAGE CENTER (pg. 24)

Motion - I move that the venue for the Arden Village Town Meeting be at the Buzz Ware Village Center for the September 2009 and the January 2010 Arden Village Town meetings.

Motion to Amend MOVED The venue of the Arden Village Town Meeting will be at the Buzz Ware Village Center for the September 2009 Meeting and that it will be on the Agenda to vote on future locations at that time.

Amendment to Motion Approved (pg. 25)

MOVED - I move that the venue for the Arden Village Town Meeting be at the Buzz Ware Village Center for the September 2009 Town Meeting and to vote on the future locations at that meeting.

Motion Approved as Amended.

~

June 22, 2009 - 10.7 BUZZ WARE VILLAGE CENTER (pg. 25)

Motion - I move that an ad hoc committee be created to study the sense of the community regarding the **permanent venue of the Buzz Ware** Village Center for the Arden Village Town Meetings. The Committee will consist of 5 people, 2 appointed by the Village Chair, 1 from Civic Committee, and 2 from the Buzz Ware Village Center Committee. A report of the findings will be given and a simple majority up or down vote for the change will be held at the September Meeting.

Amended to Motion: I move that an ad hoc committee be created to study the sense of the community regarding the permanent venue of the Buzz Ware Village Center for the Arden Village Town Meetings. The Committee will consist of 5 people, 1 appointed by the Village Chair, 1 from Community Planning, 1 from Civic Committee, and 2 from the Buzz Ware Village Center Committee. A report of the findings will be given and a simple majority up or down vote on the recommendations will be held at the September Meeting. **Motion Defeated.**

~

June 22, 2009 - **12.0 NEW BUSINESS** (pg. 28)

Motion - I move to obtain a legal opinion as to whether a change in the Act to Reincorporate the Village of Arden is necessary to allow absentee balloting for Arden elections of Town Officials and Town Committees. **Motion Defeated.**

~

June 22, 2009 - **12.0 New Business** (pg. 28)

Motion - Is it the sense of the Meeting that evaluating absentee balloting for Town Officers and Town Committee members is desired to be discussed?

Motion Approved.

~

March 23, 2009 - **12.0 COMMUNITY PLANNING**

Motion - Moved, the following letter be e-mailed to Tom Meyer, Manager, Traffic Studies, DELDOT Transportation Management Center: Tom, The Village of Arden would like safety improvements at the intersection of Harvey and Orleans Roads to reduce the number of vehicles going off the road, especially late at night. This intersection is at the crux of a deceptive curve on Harvey Road. Vehicles on Harvey Road not making the curve are a long-standing problem, but in the fall of 2008, there were something like eight accidents in eight weeks, prompting this request. The safety improvements we contemplate are: 1) Change existing traffic signal to flash red in all directions at night, perhaps 12:00 to 5:00 a.m. Most accidents at this intersection are late at night. Currently, traffic light stays a constant green for traffic on Harvey Road except when vehicles on Orleans Road trip the light. 2) Add 50-foot guardrail along east side of Harvey Road north of light. This improvement is supported by the leaseholder and would keep wayward vehicles away from trees and an existing

telephone pole. We would like this to be a wooden guardrail similar to those in Ardentown and Ardencroft along Harvey and Veale Roads respectively. 3) Add chevrons at both ends of the curve. Chevrons exist only at middle now. Drivers approaching curve currently cannot see full extent of the curve. 4) Improve sight lines so Harvey Road traffic can more easily see the traffic light. The combination of the curve, a dip in Harvey Road south of the intersection, and surrounding trees can obscure the traffic light. We look forward to hearing which, if any, of these recommendations might be implemented, and how and when. Sincerely, Steven Threefoot, Chair Danny Schweers, Town Assembly of the Village of Arden Community Planning Committee.

Motion Approved.

~

January 26, 2009 - **12.0 BUZZ WARE VILLAGE CENTER**

Motion - The Venue for the Arden Town Meetings shall be changed to the Buzz Ware Village Center for the next two regular Meeting. **Motion Approved.**

~

January 26, 2009 - **18.0 NEW BUSINESS**

Motion - The “Community Gardening Interest Group” (CGIG) will offer community garden plots to residents of the Ardens. The area to be used is on the Sherwood Green inside the fence known as the “Tot Lot”. Plots will be awarded on first come-first served basis as long as they are available. Additional requests will be added to a waiting list. A minimal service charge will cover the cost of water, tilling, and miscellaneous equipment. The CGIG, Civic, BWVC and Community Planning Committees will review the project at the close of the 2009 growing season. After this review, plans will be made for future use, and reported to the next possible Arden Town Assembly.

Amendment to the Motion: At the time of the close of the 2009 growing season when the program would be reviewed, and/or if the program would be ended, and the area would be restored back to the present condition. **Agreed to change**

Amendment so that the CGIG would be responsible for restoring the Tot Lot.

Motion Approved as Amendment.

Second Amendment: The words “The Ardens” would be changed to “Arden.” As a **Point of Order**, Hugh Roberts clarified the difference between a Motion to Amend, as opposed to the Maker of the Motion accepting the Amendment. If an Amendment is offered, both the Maker and Seconder to the original Motion can Accept it, and it becomes a part of the Motion on the floor. If the maker or the Seconder does not accept the Amendment, it can be made a Motion to Amend, which must be seconded. Then the Motion to Amend can be discussed and subsequently voted on. If the Maker of the Motion really does not want the Amendment because it

changes the original intent too much, the Maker can withdraw the original Motion, ending the discussion.

Second Amendment Withdrawn: Change “Ardens” to “Arden”.

Motion Approved as Originally Amended.

~

September 22, 2008 - **12.0 COMMUNITY PLANNING** (pg. 21)

Motion - The Chairman of the Town Assembly of the Village of Arden shall write to New Castle County Executive and the head of Dept. of Land Use expressing a serious concern by the Town Assembly that this process is being used and seriously abused within the Village (instant ticketing). The Town Assembly would like them to do something about it.

.

Moved, the Community Planning Committee will meet with Land Use, and come back with alternatives to the January Town Meeting.

Amendment to the Motion - The Chair of Community Planning and the Town Chairman will send a letter requesting suspension of instant ticketing for violations **in Arden** until such time as the Community Planning develops a new process.

Motion Approved as Amended.

~

September 22, 2008 - **18.0 NEW BUSINESS** (pg. 28)

Motion - In order to create a greater sense of community, and to better utilize Town facilities, I move that the Quarterly Arden Village Meeting be moved to the Buzz Ware Village Center.

Amendment to the Motion: The June Town Meeting will be held at the BWVC as a pilot.

No Quorum

Motion Postponed to next Town Assembly.

~

June 28, 2008 – **OLD BUSINESS** (pg. 24)

Motion - The Village of Arden will voluntarily contribute to the legal expenses of the FAA Lawsuit, and the amount will be \$1,000.

Motion to Table Approved.

New Motion: The Town would set up a tax-exempt fund to receive donations from individuals who wanted to support this legal effort. The Town would donate \$1,000 to this fund, and officially notify Ardentown and Ardencroft of the availability of this tax-exempt fund, which their residents could contribute to.

Motion to Amen, the Town would donate \$100 as seed money.

Motion to Amend (\$100) Approved.

MOTION TO AMEND, The Town would any individual donation up to \$2,000 each year for the duration of this lawsuit.

Motion to Amend Defeated (pg. 25).

Motion Tabled (pg. 26) Approved.

~

March 24, 2008 - **17.0 OLD BUSINESS**

Motion - Moved, the Village of Arden Will voluntarily contribute to the legal expenses of the **FAA Lawsuit**, and the amount will be \$10,000. **Motion Seconded.**

Amendment to the Motion -The amount of the Town's voluntary contribution would be \$1,000, which was approximately \$5.00 per leasehold. **Amendment Approved. Motion tabled till next Town Assembly.**

~

January 28, 2008 - **1.6 INTRODUCTION OF VISITORS**

Motion – Move, The Village of Arden supports the efforts of the Friends of the Claymont Library Organization in their efforts to build a new free-standing library in Claymont. The Secretary of the Village will write a letter of support to the Governor and the appropriate state Legislative Committees in support of the \$25,000 funding for the feasibility study for this proposed library. **Motion Approved.**

~

January 28, 2008 - **1.6 INTRODUCTION OF VISITORS**

Motion - Whereas the current version of the State of Delaware's Freedom of Information Act does not cover the General Assembly of the State of Delaware; and Whereas, Senate Bill No. 4 of the 14th General Assembly of the State of Delaware amends the Delaware Code relating to the Freedom of information Act with the intent of extending coverage for the Freedom of Information Act to include the General Assembly as a "public body,"

It is moved that the Town Assembly of the Village of Arden on January 28, 2008 express our support for Senate Bill no 4 of the 144th General Assembly.

With the passage of this Motion, the Town secretary shall communicate the vote of this Assembly to the Honorable Karen Peterson, and the State Senate and Representative of this Village.

Motion was seconded and Approved.

~

January 28, 2008 - **2.1 MOTION TO APPROVE SALE OF JOHANNA SCHROEDER'S HOME**

Motion to Approve the Sale of Johanna Schroeder's house
(In order to sell the house, Bill Ward, the real estate lawyer, needed a resolution passed by the Town, and he prepared a draft as follows:

RESOLVED by the Town Assembly,

WHEREAS the Village of Arden may acquire, hold, manage, and dispose of property on such terms as it deems proper; and

WHEREAS, the Village of Arden owns certain real property known a 2111 Orleans Road, Arden, DE 19810 (the Property) by virtue of a specific devise in the Last Will and Testament of Johanna Maria Schroeder, deceased; and

WHEREAS the Town Assembly at a Meeting dated January 28, 2008 duly called and conducted under the Town Charter, voted to dispose of the Property and convey it to Mike Opelka and Donna Swajeski for the purchase price of \$420,000.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN ASSEMBLY OF THE VILLAGE OF ARDEN that the Village of Arden hereby authorizes and approves the transfer of the property to Mike Opeika and Donna Swajeski, and further authorizes the Chairperson and Secretary of the Village of Arden to execute any and all documents required to effectuate such transfer. The Resolution was Seconded. **Amendment** to correct the spelling of the word "OF" in the second paragraph.

Resolution Approved as Amended.

~

January 28, 2008 - **3.1 TRUSTEES' REPORT**

Motion - The Town Meeting supports the Arden Trustees regarding expenditures in the Buckingham Greene lawsuit. The Trustees will give an accounting of those expenditures at the March 2008 Town Meeting.

Motion to Amend: The Motion will be Amended to put a monetary cap on the legal proceedings, and the amount will be determined by the Town Assembly.

(Point of Order: Town Chair reminded the Assembly that this Motion was simply a recommendation from the Town. The Trustees had the authority to continue to incur legal expenses at their discretion, but they did seek approval to go forward. As clarification, the Trustees' expenses do not go through the Referendum Process, so the Town has no control over this. The Town was only making a recommendation.)

Motion to Amend Withdrawn.

Motion Approved.

~

January 28, 2008 - **4.1 ADVISORY REPORT**

Motion - Moved that the Village of Arden establish the position of Town Treasurer, beginning with the March 2008 elections. The term of office shall be two (2) years. The Treasurer must be a resident of the Village.

In case of vacancy, the position shall be filled by appointment of a majority of the Budget committee. The appointee shall serve with full responsibilities of the treasurer until the next regularly scheduled Town Meeting. At such meeting, a resident shall be elected in accordance with Village election process to fill the remaining term.

The Treasurer position shall serve as an officer of the Town Assembly along with the Town Chairperson, the Advisory Chairperson, and the Town Secretary.

The Treasurer position provides as town officer as the financial contact for assets of the Village. The Treasurer should work with the Budget Committee, and seek counsel from the Trustees of the Village of Arden, the Town Chairperson and others, in order to represent the best interest of the Village. The Treasurer may secure assistance fulfilling his or her duties.

In addition to being a contact for the financial assets of the Village, the Treasurer position shall have the duties enumerated below:

1. Account for all collections of and payments by the Village of Arden.
2. Make financial reports of Village account to the Town Assembly and its committees, including oversight of compilation of materials for the annual audit.
3. Be the financial liaison between the Trustees and the Village.
4. Serve as ex-officio member of the budget committee.
5. Make the accounts of the Village available to the Audit Committee for review.
6. Advise the Board of Assessors on financial matters concerning assessments.

Motion to Amend Change No. 6 the word “advises” to “supply information.”

Motion Approved as Amended.

~

September 24, 2007 - **6.10 ASSESSORS REPORT**

Motion - Moved, the Alternative Assessment Report is to have the 2006 methods in place for this year’s Assessment.

Motion to Amend:

The total amount of money to be collected in Land Rent will be the same as given the Assessor’s Report, but the process used for computing Land Rent for individuals Leases will be the same as used in the previous year.

Amendment to Motion Approved

Motion Defeated.

~

September 24, 2007 - **10.10 CIVIC COMMITTEE**

Motion - Moved, the Civic Committee will temporarily install a sign in front of the Buzz Ware Village Center, and it will read, "NO LOITERING BETWEEN 12:00 AM AND 6 AM.

Motion Defeated.

~

September 24, 2007 - **11.2 AIRPLANE TRAFFIC OVER THE ARDENS**

Motion - Moved, The Village of Arden supports the effort of the community group working to convince our public officials to provide funds and support Delaware residents, civic groups and municipalities that want to file an immediate Petition of Review in Federal Court to appeal the FAA issued Record of Decision (ROD) for the NY/NJ/PHL airspace redesign Project.

Motion Approved.

~

June 25, 2007 - **15.1 SAFETY COMMITTEE**

Motion - Moved, the Town Assembly directs the Safety Committee to install a second "Do Not Enter" sign at the intersection of Hillside and Sherwood Roads.

Motion to Amend: Include a directional arrow to be painted on Sherwood Rd at the Hillside intersection, and in front of the Sub Shop on Sherwood Rd.

Amendment Passed.

Motion Approved as Amended.

~

March 26, 2007 - **1.6 Comcast Vedio Franchise**

A RESOLUTION OF THE VILLAGE OF ARDEN, NEW CASTLE COUNTY, DELAWARE AUTHORIZING THE ENTERING INTO OF A CABLE FRANCHISE AGREEMENT GRANTING A NONEXCLUSIVE FRANCHISE TO COMCAST OF NEW CASTLE COUNTY, LLC., TO MAINTAIN, EXTEND AND OPERTE A CABLE COMMUNICATIONS SYSTEM IN THE VILLAGE OF ARDEN.

WHEREAS, The Village of Arden wishes to grant Comcast of New Castle County, LLC., a nonexclusive franchise to maintain, extend, and operate a cable communications system in the Village, in accordance with Title VI of the Communications Act of 1934, as amended, 47 U.S.C. 521et. seq.;

WHEREAS, The Village of Arden and Comcast of New Castle County, LLC., have reached agreement on the terms and conditions of said franchise.

NOW, THEREFORE, BE IT RESOLVED that the Town Assembly of Arden, New Castle County, Delaware, hereby resolves as follows:

Section 1. The Village of Arden hereby authorizes the Chair and the Secretary of the Town Assembly of Arden, New Castle County, Delaware, at their discretion, to enter into a Cable Franchise Agreement with Comcast of New Castle County, LLC., to maintain, extend, and operate a cable communications system, the specific terms of which, agreeable to both parties, shall be memorialized in said Agreement.

Section 2. If any sentence, clause, section or part of this resolution is, for any reason, found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentence, clauses, sections or parts hereof. It is hereby declared as the intent of the Town Assembly that this resolution would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 3. Resolutions in whole or in part conflicting with any provisions of this resolution are hereby repealed insofar as the same affects this resolution.

SO RESOLVED this 26th day of March 2007.

Amendment: Striking the word “Ordinances “in Section 3,

Resolution Approved.

~

March 26, 2007 - **9.0 CIVIC COMMITTEE**

Motion - Move to authorize DelDot to communicate with Town Chair and Secretary by e-mail instead of paper communications when they are about to do work in Arden. Question called. Motion was seconded and approved.

Motion Approved.

~

March 26, 2007 - **18.0 NEW BUSINESS**

Motion - Moved that a letter of recognition be sent to Wayne Smith acknowledging his service to the Community and the Town during his time as State representative for the 7th District.

Motion Approved.

~

January 22, 2007 - **15.0 NEW BUSINESS**

Move that we send a letter to the State Legislature opposing House Bill 1 and supporting yard waste ban.

Motion Approved.

~

December 11, 2006 – **SPECIAL TOWN MEETING:**

Purpose Franchise agreement with Verizon

A RESOLUTION OF THE VILLAGE OF ARDEN, NEW CASTLE COUNTY, DELAWARE AUTHORIZING THE ENTERING INTO OF A CABLE FRANCHISE AGREEMENT GRANTING A NONEXCLUSIVE FRANCHISE TO VERIZON DELAWARE INC., TO CONSTRUCT, INSTALL, MAINTAIN, EXTEND, AND OPERATE A CABLE COMMUNICATIONS SYSTEM IN THE VILLAGE OF ARDEN.

WHEREAS, Verizon is in the process of installing a fiber to the Premise Telecommunications Network for the transmission of non-cable services in the Village and desires to use portions of the Network once installed to provide cable services in the Village;

WHEREAS, The Village of Arden wishes to grant Verizon Delaware Inc., a nonexclusive franchise to construct, install, maintain, extend, and operate a cable communications system in the Village, in accordance with Title VI of the Communications Act of 1934, as amended, 47 U.S.C. §521 et. seq.;

WHEREAS, The Village of Arden and Verizon Delaware, Inc., have reached agreement on the terms and conditions of said franchise; and NOW, THEREFORE, BE IT RESOLVED that the Town Assembly of Arden, New Castle County, Delaware, hereby resolves as follows:

Section 1. The Village of Arden hereby authorizes the entering into of a Cable Franchise Agreement with Verizon Delaware, Inc., to construct, install, maintain, extend, and operate a cable communication system, the specific terms of which, agreeable to both parties, shall be memorialized in said Agreement.

Section 2. If any sentence, clause, section or part of this resolution is, for any reason, found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of the Town Assembly that this resolution would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 3. Ordinances or resolutions in whole or in part conflicting with any provisions of this resolution are hereby repealed insofar as

the same affects this resolution.

Section 4. This amendment shall be effective immediately.

Motion Approved.

~

September 26, 2006 – **4.O Community Planning** (pg. 6)

MOTION ON MULTIPLE DOMICILES

Moved: That the following “Proposal on Multiple Domiciles” be sent to referendum at the earliest date set by the Registration Committee.

Whereas, the Village of Arden has always been a mixed housing community. We have single-family residences, apartments and cottages for rent, and spaces for home occupations. This helps to maintain economic diversity in the Village as rental housing allows people of modest means to live in Arden. It provides housing when needed for the elderly and/or their caregivers. We are also able to attract people who want to live in an active, vibrant community as well as artists, crafters and other creative people to continue the arts and crafts tradition in the Ardens.

Whereas, over the last 30 years, Arden has lost about one-third (21 units) of its rental domiciles (auxiliary living units) due to use of these spaces for other purposes by the leaseholder and destruction of some units by decay or fire.

Whereas, it is essential for the make-up of the Village to maintain Arden as a mixed housing community with a balanced number of rental domiciles living units. We want to both preserve the existing multiple domiciles and allow for an increase in the number of such units to meet the needs of individual leaseholders.

Now, therefore, the Village of Arden endorses the following actions:

A. Achieve legally non-conforming status from the New Castle County Department of Land Use for the leaseholds with existing multiple domiciles listed in Schedule A and who have been paying additional land rent for this privilege.

B. Achieve legally non-conforming status from the New Castle County Department of Land Use for those leaseholds whose extra domicile has been inactive due to the County’s six-month occupancy rule.

C. Permit any resident single domicile leaseholder to add one domicile, if desired, under the following conditions:

1. The new domicile is limited to a maximum of 700 square feet in the existing house structure.

2. A leasehold with dedicated space larger than 300 square feet for a home occupation cannot add a new domicile. However, existing dedicated space for a home occupation can be fully or partially converted to a permitted new domicile up to a maximum of 700 square feet.

3. Space greater than 300 square feet for a home occupation on the leasehold cannot be added once a new domicile is constructed.

4. Improvements on the lot to support the new domicile such as driveways, parking spaces and the like must be made of water permeable materials to limit additional water run-off from the lot.

5. Any new domicile, constructed after implementation of this Multiple Domicile Proposal, can only be maintained as an extra domicile so long as the leaseholder is a resident on the leasehold.

6. If the privilege is granted to every eligible leaseholder to add an extra domicile, if desired, then the extra land rent currently assessed for this special privilege may be eliminated. However, additional land rent may still be assessed on leaseholds with more than one extra domicile and on leaseholds whose extra domicile is an auxiliary structure.

D. Community Planning Committee and the Trustees will approach the New Castle County Department of Land Use to initiate a pilot program in the Village to educate leaseholders about LEED (Leadership in Energy and Environmental Design) for developing sustainable buildings and EnergyStar appliances (superior energy efficiency materials and appliances) and encourage leaseholders touse energy-efficient materials, equipment and layouts.

E. The mechanism for installing a new domicile and achieving legal non-conforming status must be worked out with the New Castle County Department of Land Use following adoption of this proposal by the Arden Town Assembly and approval of this proposal in a referendum vote by the residents of the Village of Arden. Town Meeting of the Village of Arden • September 25, 2006 • 7

F. Any agreement concluded with the New Castle County Department of Land Use relating to this Multiple Domicile Proposal must be submitted to Arden's Town Assembly for review and approval before implementation.

(The vote is whether to go to referendum or not. If the referendum is approved, we will go before the County.)

Motion Defeated.

4.1 ALTERNATIVE MOTION - Moves that previous motion be accepted with the following changes, changes which he believes embrace the objections just heard in discussion: (a) Drop the "MOVED" paragraph; that is, don't send the motion to referendum but approve it tonight. (b) That paragraph 4 read, "Therefore, the Town Assembly of the Village of Arden authorizes the Trustees and the Community Planning Committee to negotiate with New Castle County to:" (c) That paragraphs C, D, E and F be dropped. Friendly amendment: to keep point F in this motion.

Agreed. Friendly amendment, delete end of 2nd sentence, 3rd paragraph: "and allow for an increase in the number of such units to meet the needs of individual leaseholders."

Do not agree. **Alternative Motion Approved**

The Amended Motion reads as follows: (pg. 11)

MOTION ON MULTIPLE DOMICILES

Whereas, the Village of Arden has always been a mixed housing community. We have single-family residences, apartments and cottages for rent, and spaces for home occupations. This helps to maintain economic diversity in the Village as rental housing allows people of modest means to live in Arden. It provides housing when needed for the elderly and/or their caregivers. We are also able to attract people who want to live in an active, vibrant community as well as artists, crafters and other creative people to continue the arts and crafts tradition in the Ardens.

Whereas, over the last 30 years, Arden has lost about one-third (21 units) of its rental domiciles (auxiliary living units) due to use of these spaces for other purposes by the leaseholder and destruction of some units by decay or fire.

Whereas, it is essential for the make-up of the Village to maintain Arden as a mixed housing community with a balanced number of rental domicile living units. We want to preserve the existing multiple domiciles and allow for an increase in the number of such units to meet the needs of individual leaseholders.

Therefore, the Town Assembly of the Village of Arden authorizes the Trustees and the Community Planning Committee to negotiate with New Castle County to:

A. Achieve legally non-conforming status from the New Castle County Department of Land Use for the leaseholds with existing multiple domiciles listed in Schedule A and who have been paying additional land rent for this privilege.

B. Achieve legally non-conforming status from the New Castle County Department of Land Use for those leaseholds whose extra domicile has been inactive due to the County's six-month occupancy rule.

C. Any agreement concluded with the New Castle County Department of Land Use relating to this Multiple Domicile Proposal must be submitted to Arden's Town Assembly for review and approval before implementation.

Motion Approved.

~

September 26, 2006 - **12.0 BUDGET COMMITTEE** (pg. 15)

Motion - Moves to change increase of Secretary and Bookkeeper's salaries by 3%, not 2%, following state guidelines.

Motion Approved.

~

June 26, 2006 - **4.0 TRUSTEES REPORT** (pg. 7)

Moved - Whatever proposal regarding multiple domiciles is formulated by the Community Planning Committee, it will be decided by a referendum vote.

Motion Defeated.

~

June 26, 2006 - **11.3 CREATION OF FOREST COMMITTEE** (pg. 18)

Motion: A — The Forest Committee shall consist of five residents of Arden, elected by a majority of those voting at the regular March Town Assembly meeting. The term shall be two years. Three members shall be elected on the odd numbered years and two on the even numbered years. B — It shall be the duty of the Forest Committee to exercise general supervision over forest lands: • implement Arden’s Forest Stewardship Policy; • oversee path trail improvement and repairs; oversee tree felling or pruning and plant removal or pruning; • monitor and strive to prevent encroachment by leaseholders or neighbors; and • monitor and strive to prevent stream bank erosion. C — It shall approve all bills for money so expended, such bills to be submitted to the appropriate authorities for payment and it shall expend no funds beyond the limitations of the authorized budget.

Motion to Amend - Amend “paths” to “trails” to distinguish them from the paths in the Village.

Motion Approved as Amended.

~

March 27, 2006 - **16.0 NEW BUSINESS** (pg. 13)

Motion - Move that the following message be sent to all our elected officiate, especially Wayne Smith, Cathy Cloutier, and Ruth Ann Minner. To Wayne Smith and Cathy Cloutier, The Village of Arden, being mindful of the right of personal choice as well as the right to personal safety, opposes passage of HB 359. We respectfully request that you withdraw your sponsorship of this legislation, and actively speak against it, and vote against it in any and all action in the House and Senate. To Governor Minner, The Village of Arden, being mindful of the right of personal choice as well as the right to personal safety, opposes passage of HB 359. If this legislation should come to your desk, we respectfully request you veto this, and any other similar bill which changes the way the state of Delaware shall issue permits to carry concealed deadly weapons.

Motion Approved.

~

January 23, 2006 – **5.1 MULTIPLE DOMICILE MEMO (pg. 4)**

Motion - CONCERNING MULTIPLE DOMICILES “The Town Assembly supports the efforts of the Trustees to work with the Community Planning Committee to develop a plan hopefully to resolve multiple domicile issues in the Village of Arden as (outlined) explained in the January 16, 2006, letter from the Trustees to Arden residents. The proposed plan and supporting actions should be presented to the Town Assembly for discussion and approval by the September, 2006, Town Meeting.”

Motion Approved.

~

January 23, 2006 - **13.1 Legislative Reference Committee** (pg. 15)

Motion: The Legislative Reference Committee shall be dissolved effective with tonight's meeting. The duties previously assigned to this committee shall be reassigned as follows: The Town Secretary shall codify new governing documents as they are created. A copy of this Handbook shall be available for quick reference at the Town Meeting. Volunteers will codify past documents. The Town Secretary will add them to the Handbook as the past records are organized. The Chairperson of the Advisory Committee shall act as parliamentarian at Town Assembly Meetings. The chair shall offer for review and interpretation any codified reference pertinent to the discussion on the floor and shall provide points of parliamentary procedure as they arise during meeting. The document known as the Red Book, which contains descriptions of committee duties and Arden ordinances, shall be maintained by the Registration Committee for dissemination to new residents.

Motion Approved.

~

January 23, 2006 - **17.2 Hurricane Committee** (pg. 19)

Motion -Move, The Village of Arden approves the Hurricane Committee's recommendation that the funds collected by our committee be donated to Habitat for Humanity, New Castle County, restricted for use in its Hurricane Relief efforts.

Motion Approved.

~

September 26, 2005 - **4.0 KATRINA FUND RAISING** (pg. 4)

Move that the town allow contributions to this Fund be made to the Village of Arden. The Katrina Relief and Rebuilding Fund Committee will provide a report of its fundraising efforts to the January Arden Town Meeting and the Town Assembly will make the final decision based on our committee's recommendation and comments at the meeting.

Motion Approved.

~

September 26, 2005 - **4.1 VILLAGE DONATION TO HURRICANE RELIEF REJECTED**

Move that the Village of Arden 2006–2007 Budget include a line item for \$2,000 as matching funds for the Katrina Relief and Rebuilding Fund.

Motion Defeated.

~

September 26, 2005 – **13.0 BUDGET COMMITTEE** (pg. 13)

Moved to change the wording of Board of Assessors note number 12 to eliminate the word “legal” and add the sentence, “Funds cannot be used for legal advice or services.”

Motion Defeated.

~

September 26, 2005 - **13.2 BUDGET COMMITTEE** (pg. 16)

Moved that we eliminate item 13b, building manager stipend.

Motion Approved.

~

September 26, 2005 - **13.3 BUDGET COMMITTEE** (pg. 17)

Motion - Move that the Village of Arden contribute \$3,000 to the Village of Ardencroft for the acquisition of Lot 91 on Evergreen Lane, Ardencroft, with the understanding that this leasehold will be added to the permanent parklands of Ardencroft, this to be a one-time line item in the budget for 2006-2007.

Motion to Amend - The amount be increased to \$5,000.

Motion Approved as Amended.

~

September 26, 2005 - **13.4 BUDGET COMMITTEE** (pg. 17)

Moved that the Assessors line item (Note 12) **be reduced** to \$50.

Motion Approved.

~

September 26, 2005 - **13.5 BUDGET COMMITTEE** (pg. 18)

Moved that Civic Committee study possibility of single-day trash pickup.

Motion Approved.

~

September 26, 2005 – **18.0 OLD BUSINESS** (pg. 19)

Moved that the woods be closed from dusk to dawn for the coming year.

Motion Approved.

~

June 27, 2005 - **10.1 CIVIC COMMITTEE** (pg. 15)

Motion - Move that Arden participate in the Fire Hazard Mitigation Grant by removing plants mechanically and not by spraying with herbicides.

Motion Defeated.

New Motion: The Village of Arden should join the Fire Mitigation Grant to use a combination of mechanical and herbicidal means to remove ivy in our forests.

New Motion Approved.

~

June 27, 2005 - **10.2 CIVIC COMMITTEE** (pg. 17)

Move that Russell Carlson, an independent court-approved registered consulting arborist, assess the trees along the culvert. If the motion is approved: Civic would like to ask the town to fund the cost of his consultation in the same manner as consulting a lawyer. His credentials are displayed on the table. Rate: \$140 per hour plus \$70 per hour travel time. Approximate cost: \$2000 to \$3000.

Motion Defeated.

~

June 27, 2005 - **10.2 CIVIC COMMITTEE** (pg. 17)

Motion - Moved that the Civic Committee cut down the two beech trees to the east of the ravine near the Broadbents and let them decay naturally.

Motion Approved.

~

June 27, 2005 – **15.0 SAFETY COMMITTEE** (pg. 19)

Motion - Moved that Safety Committee investigate the purchase of appropriate video monitoring equipment and report to the Town Meeting in September.

Motion Approved.

~

March 28, 2005 - **12.0 BUZZ WARE VILLAGE CENTER** (pg. 13)

Motion To thank the YMCA, by letter from the Village Secretary, for their presence here. **Motion Approved**

~

March 28, 2005 - **13.0 CIVIC COMMITTEE** (pg. 14)

Motion-The Civic Committee proposes the creation of an ad hoc subcommittee to Civic to maintain and preserve the woodlands and forests of Arden until such time that the Town Assembly creates a standing committee to perform such duties. This subcommittee is composed of three residents of the Village of Arden appointed by the Town Chair for a period of one year.

FOREST STEWARDSHIP COMMITTEE DUTIES: 1. Implement Arden's Forest Stewardship Policy to protect the forests as natural areas. 2. Maintain a notebook of regular duties and a calendar including tasks needed to fulfill the Forest Stewardship Policy. 3. Stay current on best practices in urban forestry and identify resources for

professional guidance and funding. 4. Determine tree felling, removal or pruning required in the forest. 5. Identify and coordinate the removal of plant species detrimental to the health of the forest. 6. Coordinate stream watch on Perkin's Run and Naaman's Creek. 7. Survey and mark forest boundaries and determine where fencing or planting is needed to prevent encroachment from neighboring communities and leaseholders. 8. Notify neighbors and leaseholders of existing encroachment conditions and pursue remediation. 9. Improve and stabilize paths. 10. Strive to minimize creek bank erosion. 11. Compare biodiversity progress with documented forest surveys.

Motion Approved.

~

March 28, 2005 – **13.0 CIVIC COMMITTEE** (pg. 15)

Motion to remove the yews rather than trim them (Poisonous trees located craft shop leasehold).

Motion to Amend to replace the yews with appropriate quality non-toxic native plants at the discretion of Civic Committee.

Motion Approved as Amended.

~

March 28, 2005 – **13.0 CIVIC COMMITTEE** (pg. 16)

Motion - Civic Committee and Forest Subcommittee should look into ways to deal with the trees adjacent to the Broadbent's property to keep them from falling into the Broadbent's home, either by stabilizing them or cutting them down.

Motion to Amend - to include a time limit; that the Civic Committee presents a recommendation at the June Town Meeting.

Motion Approved as Amended.

~

January 24, 2005 – **SAFETY COMMITTEE** (pg. 6)

Motion -as part of DEMA, the village adopt an all-hazard mitigation plan for the village, as follows: RESOLUTION ADOPTING AN **ALL HAZARD**

MITIGATION PLAN FOR THE VILLAGE OF ARDEN, DELAWARE

WHEREAS, the Disaster Mitigation Act of 2000, as amended, requires that local governments develop and adopt natural hazard mitigation plans in order to receive certain federal assistance, and WHEREAS, a local Hazard Mitigation Advisory Committee comprised of county governmental departments, municipal council members, the business community non-profit organizations, and citizens working in New Castle County of the State of Delaware, convened in order to study the village of Arden's risks from, and vulnerabilities to natural, technological and terroristic threats, and to make recommendations on mitigating the effects of such hazards on the

village, and WHEREAS, a contract was issued to an experienced consulting firm to work with the New Castle County Hazard Mitigation Advisory Committee, and the Delaware Emergency management Agency to develop a comprehensive all-hazard mitigation plan for New Castle County of Delaware, and WHEREAS, the efforts of the Village of Arden and New Castle County, and the consulting firm have resulted in the development of an All Hazard Mitigation Plan for the County and the Village of Arden. NOW THEREFORE, BE IT RESOLVED by the Town Assembly that the All Hazard Mitigation Plan, dated September, 2004, is hereby approved and adopted for the Village of Arden and New Castle County of the State Delaware.

Motion Approved.

~

January 24, 2005 - **14.0 CIVIC COMMITTEE** (pg. 10)

Motion that Arden is not in favor of chemical control of mosquitoes and is not interested in this spraying.

Motion Approved.

~

January 24, 2005 - **14.0 CIVIC COMMITTEE** (pg. 11)

Move that we send a letter to State Representative Wayne Smith expressing our concern over lack of street funds, that we appreciate his service in past, and hope for future. **Move to amend motion** to be an invitation to town meeting. The creator of motion did not accept amendment. **Motion Withdrawn.**

~

January 24, 2005 - **20.0 NEW BUSINESS** (pg. 14)

Move that any revenues from Comcast be returned to subscribers.

Motion Withdrawn.

New Motion: Move that Steven Threefoot be instructed to negotiate with Comcast for zero pass-through fees.

Motion Defeated.

~

September 2004 - **5. Harvey Road Traffic Calming**

Rodney Jester noted that the Arden Town Assembly has voted against and then for a gateway on Marsh Road. He **moved that the question be sent to all the voters as a referendum**, so that we might hear from everyone. Linda Kolski seconded the motion.

Steven Threefoot and Elizabeth Varley noted that motions like this one, rescinding

previously-passed motions, need a two-thirds majority to pass. However, if the motion is made at this meeting and voted at the next, with ample time for discussion and for notification of voters, then only a simple majority is needed for passage. Vote by hand. Count is Aye, 94; Nay, 67. **Motion fails** since 106 votes are needed (2/3 of those voting).

~

September 2004 **8. Assessors** (pg.6)

MOTION FOR ALTERNATIVE ASSESSMENT)

seconded, the following motion for an alternative assessment.

“As provided under Section 7(e) of the Act to Reincorporate, as leaseholders in the Village of Arden, we move that the Town Assembly approve an alternative assessment rate for the fiscal year 2005/06 as described in the attached report and that this alternative assessment rate be submitted to the Village of Arden for a general referendum.”

the **motion passed**.

~

June 28, 2004 **8. GATEWAY DESIGN RE-INTRODUCED**

Ruth Bean then rose to re-introduce a motion tabled at the last meeting.

MOTION - In view of the fact that both Ardentown and Ardencroft have agreed to use Rick Rothrock’s design for a gateway at their end of Harvey Road, which was Arden’s preferred design, and since a review by DelDOT’s Ray Petrucci has determined that they would after all approve the structure on the North side of Harvey Road at Marsh road, I move that we reconsider [later changed to “rescind”] our prior negative vote, and vote in favor of an Arden gateway using the Rothrock design contingent on obtaining formal approval through DelDOT.

(pg.6) At this point the question was called and a secret vote was requested. On a voice

vote, the NOs seemed to be stronger than the YESs but Steven Threefoot wisely asked

for a hand count, which showed that 56 wanted a secret ballot and only 27 did not.

Steven made it clear that this was a **vote to rescind the previous vote** on the gateway and to approve its construction at Harvey and Marsh. The secret ballot was taken and the **motion passed, 49 to 46**.

~

June 28, 2004 **9. AVERY TASK FORCE** (pg. 7)

MOVES, that the village annex the 5.02 acres formerly known as

the Avery Property to be included as part of Sherwood Forest within the village boundaries. **Motion was approved by a voice vote.**

~

June 28, 2004 **18. CIVIC COMMITTEE** (pg. 19)

Motion - moved that town meetings be held at the Buzz Ware Village Center. [There were less than 50 in attendance at that point in the evening.] Approved by **voice vote to table motion.**

~

March 22, 2004 **6. HARVEY ROAD TRAFFIC CALMING CO**

Motion to reexamine having a gateway in Arden.

(Ardentown and Ardencroft chose the gateway design Arden liked most, the one designed by Rick Rothrock.)

Motion be tabled until next meeting.

Noted that, for a body to rescind a vote, it takes a 2/3 vote to rescind OR a simple majority if the motion is made well in advance. Accepted the **tabling.**

~

March 22, 2004 **22. OLD BUSINESS** (pg. 13)

RESOLUTION: Vote Counts of Resolutions

Moved, that resolutions should be received and considered by the Town Assembly of the Village of Arden. The following procedure should be followed when considering these resolutions.

The Registration Committee shall make an accurate count of the vote. The vote count shall be either by standing, hand or ballot and not by voice.

The Secretary of the Town Assembly or designate shall make available to news media the result of the vote incorporating the following information: votes for, votes against, abstentions, the number of registered voters attending the Town Assembly, and the number of registered voters in the Village of Arden.

This **resolution passed** with a raised-hands vote: 24 ayes, 8 nos and 11 abstentions.

~

Special Meeting February 9, 2004 Referendum Purchase Avery Property (pg. 22)

REFERENDUM TO PURCHASE THE "AVERY PROPERTY"

The Village of Arden is authorized to purchase 5.02 acres of land known as 2029 E. Marsh Rd. (Avery Property) according to the provisions of the Agreement of Purchase and Sale dated February 7, 2004. The purchase of this property by the Village of Arden will be financed by contributions of \$283,333 from the State of Delaware, \$283,333 from New Castle County, \$20,000 from Ardentown, \$10,000 from Ardencroft, \$115,000 from individuals and foundations, and a \$165,000, 15 year, 7% loan from the Arden Building & Loan Association guaranteed by the full faith and

credit of the Village of Arden. At the time of settlement, the amount of the loan could be reduced should additional contributions be received by Arden in the interim. After purchase of the property, the Village of Arden will preserve this parcel as natural woodland and an extension of Sherwood Forest.

The question was called and, by a voice vote, the referendum was **unanimously approved.**

~

January 26, 2004 **7. Harvey Road Traffic Calming Committee
Presentation of Gateway Proposals. (pg. 6)**

Move that the town vote on its preferences on the three plans presented this evening and that these preferences be given to our representatives on the jury who are instructed to vote on the first ballot in accordance with the town assembly's choice and

make the final selection based on our preference and their ability to reach agreement with the other two towns. If the town votes to instruct the jury that we do not want a gateway at this time, our representatives are expected to vote accordingly. Seconded.

A voice vote was taken, but it was too close to call. A vote by raising hands is then taken, with 35 no votes and 36 ayes.

Motion Passes.

Moves that we vote on all four choices at once. **Motion is defeated.**

This vote will rank the designs.

Written vote taken. Results: 22 Pete Renzetti, 43 Rick Rothrock, 2 David Clark.

Written vote to approve Rick Rothrock's design or to have no gateway at all. Result is 33 yes, to have a gateway, and 40 no, to have **no gateway.**

~

January 26, 2004 **8. Avery Task Force Report (pg. 9)**

Moved, that the town assembly approve **a special town meeting** on Monday, February 9 at 7:30 p.m. to discuss the purchase of the Avery property and authorize a special referendum. A vote was taken on the motion, which **passed.**

~

January 26, 2004 **12. Registration Committee (pg. 13)**

Moved, that **Resolutions of Opinion** should be received and considered by the Town Assembly of the Village of Arden. Resolutions of Opinion shall be defined as those with content reflecting other than the regular and normal business of operating and governing the Village. The following procedure should be followed when considering these resolutions.

The registration committee shall make an accurate count of the vote. The vote count shall be either by standing, hand or ballot and not by voice. The Secretary of the Town Assembly or designate shall make available to news media the result of the vote incorporating the following information: votes for, votes against, the number of registered voters attending the Town Assembly and the number of registered voters in the Village of Arden.”

Moved to table until the March meeting, **Accepted table motion.**

~

January 26, 2004 **21. Archives Committee** (pg. 16)

Motion to amend the description of the Archives

Committee to more accurately reflect its current operation:

Moved - The Arden Archives Committee shall work in conjunction with representatives from Ardentown and Ardencroft as members of the Archives Committee of the Arden Craft Shop Museum, Inc. to:

1. Collect, catalog and preserve documents, photos, artwork and memorabilia from Arden, Ardentown and Ardencroft.
2. Present displays and programs about the Ardens’ past, people and arts.
3. Create and operate an Ardens museum.

seconded this motion, which was **accepted unanimously.**

~

January 26, 2004 **23. OLD BUSINESS** (pg. 16)

Resolution opposing the infringement of constitutional rights by certain provisions of the Patriot Act.

WHEREAS, the prevention of terrorist attacks is a critical national priority, it is equally important to preserve the fundamental civil liberties and personal freedoms embodied in the Bill of Rights over 200 years ago, and which have been preserved through a constant vigilance against periodic threats to its principles; and

WHEREAS, a number of provisions of the USA PATRIOT Act threaten fundamental rights and civil liberties, including:

1. Section 213 which permits law enforcement to perform searches with no one present and to delay notification of the search of a citizen’s home;
2. Section 215 which permits the FBI Director to seek records from bookstores and libraries including books of patrons based on minimal evidence of wrongdoing and prohibits librarians and bookstore employees from disclosing the fact that they have been ordered to produce such documents;
3. Section 218 which amends the “probable cause” requirement before conducting secret searches or surveillance to obtain evidence of a crime;
4. Sections 215, 218, 358, and 508 which permit law enforcement authorities to

have broad access to sensitive mental health, library, business, financial, and educational records despite the existence of previously adopted state and federal laws which were intended to strengthen the protection of these types of records;

5. Sections 411 and 412 which give the Secretary of State broad powers to designate domestic groups as “terrorist organizations” and the Attorney General power to subject immigrants to indefinite detention or deportation even if no crime has been committed; and

6. Sections 507 and 508 which impose an unfunded mandate on state and local public universities who must collect information on students that may be of interest to the Attorney General.

WHEREAS, new legislation has been drafted entitled the Domestic Security Enhancement Act (DSEA) (also known as PATRIOT II) which contains numerous new law enforcement and intelligence-gathering powers, many of which are not related to terrorism, and which would severely dilute, if not undermine, many basic constitutional rights; and

WHEREAS, in response to the threats against civil liberties embodied in certain provisions of the PATRIOT ACT, legislation has been introduced in the House and Senate that would roll back certain provisions of the PATRIOT Act; therefore, by the Town Assembly of the Village of Arden be it

RESOLVED that we, the Village of Arden in Delaware, join approximately 235 other U.S. communities in affirming its strong opposition to terrorism, and also affirm that any efforts to end terrorism not be waged at the expense of the fundamental civil rights and liberties of the people of Arden, the United States, and the world; and be it

FURTHER RESOLVED that we affirm the rights of all people, including United States citizens and citizens of other nations, living within the Village of Arden in accordance with the Bill of Rights and the Fourteenth Amendment of the U.S. Constitution; and be it

FURTHER RESOLVED that we reaffirm the concepts and doctrines promulgated in the Bill of Rights and the U.S. Constitution by lawfully resisting every effort to erode those rights and protections including: freedom of religion, speech, assembly and privacy; protection from unreasonable searches and seizures; due process and equal protection to any person; equality before the law and the presumption of innocence; access to counsel in judicial proceedings; and a fair, speedy and public trial; and be it

FURTHER RESOLVED that we call on our United States Representative and Senators to monitor the implementation of the USA PATRIOT Act and the Orders in furtherance thereof and actively work for the repeal or amendment of those sections in the Act and those Orders that violate fundamental rights and liberties as stated in the Bill of Rights and the U.S. Constitution, by sending a copy of this resolution to Senators Biden and Carper and Representative Castle; and be it

FURTHER RESOLVED that by sending a copy of this resolution to the Governor and Attorney General of Delaware, to the Chairpersons of both Houses of the Delaware General Assembly for public reading and inclusion in the record, to the United States Attorney General and the President, we encourage our elected and appointed officials to work for repeal or amendment of the USA PATRIOT Act and those Orders in furtherance thereof which undermine basic civil rights and liberties provided in the Bill of Rights and Constitution of both the state of Delaware and the United States of America.

The resolution was **approved by a majority by voice vote, with 41** present in the audience and one nay vote.

~

September 23, 2003 **7. Harvey Road Traffic Calming Committee** (pg.6)

David Gerbec, an Arden representative on the HRTC Committee, made the following **motion**: “Moved, that the assembly of Arden, together with the villages of Ardentown and Ardencroft, approves the three recommendations of the Harvey Road Traffic Calming Committee: **Motion seconded.**”

Amended Motion

Moved, that the assembly of Arden, together with the Villages of Ardentown and Ardencroft, approves the following three recommendations of the Harvey Road Traffic Calming Committee.

1. That the villages indicate the Delaware Department of Transportation their separate and collective support for the changes to the roadway and immediate surroundings envisioned in the traffic calming plan as described in their report and as detailed in the drawings and graphical material presented. This includes all components except the gateway, which is addressed below.
 2. That the villages indicate their support for the procedures in place to choose either one or no design for a gateway structure.
 3. That the villages agree that the Harvey Road Traffic Calming Committee’s charter be terminated and the committee dissolved at such time as final engineering drawings are completed by DelDOT, construction on the roadway is ready to begin and a gateway structure, if any, has been chosen by the procedures outlined in this report. The villages further undertake, at the time the HRTCC is dissolved, to appoint one representative each to serve as liaison with DelDOT during the construction process if such a representative is not already available from a standing committee.
- Secret ballot requested. Call for a secret ballot on this motion was defeated by voice vote. **Motion Passed by voice vote.**

~

September 23, 2003 **17. Civic Committee** (pg. 19)

I would like to make the annual motion to close the woods at dusk and open the woods at dawn. Motion was seconded and **passed**.

~

June 23, 2003 **5. T-Mobile Agreement.** (pg. 3)

Moved that the Town Assembly approves the proposed Agreement between the Village of Arden and T-Mobile to lease a site on Hillside Road right-of-way to construct, maintain and operate Antenna Facilities. The Town Assembly Chair and the Civic Committee Chair are authorized to sign the Agreement subject to satisfactory completion of on-going negotiations towards a final Agreement. The terms in the final Agreement must be considered satisfactory for the Village of Arden in the judgment of both the Town Assembly Chair and the Civic Committee before either approves the Agreement.

The motion failed, 29 to 27.

~

June 23, 2003 **7. Harvey Road Traffic Calming Committee Report** (pg. 6)

The Village of Arden reserves the right to approve or disapprove the final gateway design to be built in Arden, including the option of no gateway. This **motion passed**.

~

March 24, 2003 **9. T-Mobile Visitor.** (pg. 3)

Aaron Hamburger moved that the Town Assembly authorize the Civic Committee and the Town Chair to continue to negotiate with T-Mobile for erection of a cell phone pole near the water tower.

The question was called.

Alton, on a point of order, says the question cannot be called until the person calling it is recognized. Steven agrees. In response to a further question, it was noted that the pole will be sunk forty feet into the ground. **The motion was then approved.**

~

March 24, 2003 **14. Trustees Financial Report - New Task Force** (pg. 7)

moved that “a limited term task force be appointed to study options to New Castle County’s Uniform Development Code for Arden’s land use.” After a counting of raised hands, the **motion passed**.

~

March 24, 2003 **28. New Business.** (pg. 18)

Rachel Grier-Reynolds proposed the following **resolution**, which received numerous seconds:

“Be it resolved that it is the sense of the Town Assembly of Arden that:

- Because we love our country and acknowledge the resources and freedoms it provides,
- And because we love and care about our brothers and sisters who, at great peril, represent our country in the armed services,
- We will not be silent and condone the use of war as a way to achieve enduring peace, security, freedom, and hope for the people of Iraq.” The **resolution passed.**

~

January 27, 2003 6. **Harvey Road Traffic Calming** Committee Report (pg. 4)
 Alton Dahl moved that the Town Assembly, “Accept the proposed concept to promote traffic calming on Harvey Road and request DelDOT move forward in creating a design to promote traffic calming on Harvey Road with continued input from Arden, Ardentown, and Ardencroft.” Several people seconded the motion. **Amendment to Motion** - motion end with the phrase, “and we reserve the right to accept or reject the final design plan.” Again, there were numerous seconds. **The motion, as amended, was approved.**

~

January 27, 2003 7. **Avery Task Force Report** (pg. 7)
 Alton Dahl moved that the County be told that, “It is the sense of the Town Assembly that negotiations carried out have the full approval of the Town Assembly and we are not in favor of participating if County acquires full ownership.” Pete Renzetti seconded. **Motion was approved unanimously.**

~

January 27, 2003 **Avery Task Force Report** (pg. 7)
 Lynda then moved and Elizabeth Varley seconded that, “This Town Assembly hereby authorizes a special Town meeting to discuss the proposed purchase of the Avery Property in cooperation with New Castle County and the State of Delaware.” **Motion was approved unanimously.**

~

January 27, 2003 8. **Report on Possible Transmission Pole** (pg. 8)
 Moved that “The Town Assembly supports pursuing the possibility of allowing Omnipoint to erect a transmission pole at the water tower.” seconded the motion. **Motion passed unanimously.**

~

September 23, 2002 9. **Avery Task Force Report** (pg. 7)
 Therefore, I move that the Avery Task Force be authorized to begin negotiations with Marsh Avery’s lawyer or agent to try and reach a mutual agreement for purchasing the

property and to identify funding opportunities to make the purchase possible, with the understanding that any package or agreement would then be presented to the residents for approval in a special referendum. The **motion passed** unanimously.

~

September 23, 2002 **20. Discussion of Proposed Budget** (pg. 13)

Moved that the Village contribute \$100 to the new New Castle County public library on Fould Road. Amendment to Motion \$100 come from the Contingency Fund.

Motion passed unanimously.

~

September 23, 2002 **20. Discussion of Proposed Budget** (pg. 13)

Motion that Claymont Fire Company should receive all the money we give local fire departments. The **motion died** from lack of a second.

~

June 24, 2002 **6. Chairperson Emeritus.** (pg. 4)

Moved to nominate Bill Press for the position of Chairperson Emeritus. The motion from the January meeting was read aloud. “The immediate past Chairperson of the Town Assembly may be elected by the Town Assembly to the Office of Arden Chairperson Emeritus for a period of three years. The Arden Chairperson Emeritus shall be a member of the Advisory Committee and may act in an advisory capacity to the Town Assembly and all Committees of the Village of Arden. The Arden Chairperson Emeritus, when requested by the Chairperson of the Town Assembly, may represent the Village of Arden at Federal, State, County and community functions.” **Unanimously elected.**

~

June 24, 2002 **8. Representative to Claymont Renaissance** (pg. 5)

It is moved to establish the position of Representative to Claymont’s Renaissance Committee. The Chair of the Town Assembly is to appoint the representative.

Motion approved unanimously.

~

January 28, 2002 **Avery Task Force** (pg. 8)

Motion – It is the sense of the Arden Village Assembly, that the Avery Task Force should seek and identify viable sources of **funding** to purchase the five acres in order to protect the forest and watershed in perpetuity. In addition, the Avery Task Force shall assure the highest standards of natural resource protection be applies to the proposed development. **Motion seconded and approved.**

~

January 28, 2002

Motion to Establish the Office of Arden Chairperson Emeritus (pg. 16)

“The immediate past Chairperson of the Town Assembly may be elected by the Town Assembly to the Office of Arden Chairperson Emeritus for a period of three years. The Arden Chairperson Emeritus shall be a member of the Advisory Committee and may act in an advisory capacity to the Town Assembly and all Committees of the Village of Arden. The Arden Chairperson Emeritus, when requested by the Chairperson of the Town Assembly, may represent the Village of Arden at Federal, State, County and community functions.” Approved.

~

September 2001 10. **Civic Committee** – Forest hours. (pg.11)

Moved to renew the closing of the woodland from dusk to dawn for one more year. Seconded and Approved.

~

June 25, 2001 **13. Advisory**

Motion on Non-Budgeted Expenditures Policy: (pg. 4)

This **motion as amended** was tabled at the last Town Assembly. A motion to bring it from the table will be made tonight.

1. The “Contingency” budget line item is available for cost overruns or for unexpected expenditures.
2. Contingency expenditures are approved by both the Chair of the Town Assembly and the Chair of the Advisory Committee and will be reported to the next Town Assembly by the Advisory Chair.
3. As is the current practice, the Trustees will report any emergency or unanticipated expenditures related to operation of the Trust to the next Town Assembly.
4. Non-budgeted expenses not covered by items 1 or 3 must be approved by a special referendum requested by Town Assembly. **Approved.**

~

March 26, 2001 **18. Advisory**

Motion on Non-Budgeted Expenditures Policy (pg. 6)

Motion to table: Move to table this motion for more clarification and the proposed motion be submitted in writing for the Assembly to review. **Motion seconded and approved.**

Motion passed at June 25, 2001 Town Assembly view motion Pg. 4 above.

~

March 26, 2001 (pg. 18) **Number of Candidates nominated per position**

Mariann Cinaglia expressed concern over the fact we did not have the required number of candidates nominated for the various open positions in all of the

committees. Hugh Roberts reported that we are required to have twice as many people running per vacancy.

The Advisory Committee (which consists of the Chairperson of each committee) will continue to work hard on recruiting residents for future elections.

Motion – I (Mariann Cinaglia) move we make the election of Playground and Safety invalid due to not having the required number of candidates. Motion seconded and **Not approved.**

~

January 22, 2001 **19. Safety Committee** Speed Limit Enforcement Harvey Rd (pg. 10)
Motion – That the Village of Arden does support speed limit enforcement on Harvey Rd;

That the 3 Arden's contribute funding for and distribution of collected fines equally;
That the 3 Arden's each contributes \$2,000 to fund a contract with the Delaware State Police for speed limit enforcement;

That enforcement is to be of the speed limits on Harvey Rd between Sconset and Marsh Rd;

Administrative responsibilities to be worked out by the respective Town Chairperson or their designate.

Motion seconded and approved.

~

January 22, 2001 16. **Budget Committee** - Motion on recommendation Non-Budgeted Expenditures (recommendations listed March 22, 2001 when it passed).

Motion: I (Bev Barnett) move that this recommendation go back to the Budget Committee for further consideration. Seconded and **approved.**

~

September 25, 2000 (pg. 2)

Motion: (Bev Barnett) I move that this meeting support creation of a historic district that lists all three Arden's on the National Register. I ask the Trustees to support such a nomination. Motion seconded. Motion. **Approved.**

~

September 25, 2000 **6. Advisory** (pg.2)

The Advisory moves that the Town Assembly makes this permanent and the Craft Shop Corp should report after Archives, since they are closely related. Motion seconded and **approved.**

~

September 25, 2000 **6. Advisory** (pg.3)

Motion: (Alton Dahl) I suggested these items be moved out of alphabetical order and discussed first on the **agenda**. Motion seconded.

Discussion: The Advisory Committee sets the order of the meeting and has always been reluctant to go out of order. All committee matters are reviewed at the Advisory meeting this committee can decide which items should be moved up on the agenda.

Motion to Amend: Motion to amend, adding the Advisory Committee will decide on items to be moved up on the agenda. **Motion seconded.**

Discussion: Bill Press reviewed the role of the Advisory Committee. Objections from floor stating concerns with giving the Advisory Committee too much authority.

Motion tabled.

~

September 25, 2000 **15. Community Planning** Miller's intersection (pg. 15)

Motion: Community Planning moves that the town approve the design and changes to the intersection. Motion seconded and **approved**.

~

September 25, 2000 **15. Community Planning** Sherwood Green (pg. 15)

Motion: (Bev Barnett) I move in order to provide shade to the Buzz Ware Village Center, and to generally enhance the attractiveness of the area that the Town Assembly authorized the Civic Committee to install the native plants on the Sherwood Green at site numbers 5,6,7,8, 11A & 11B in accordance with the plan developed by the Community Planning Committee. See the Sherwood Green Planting Plan. Motion seconded and **approved**.

~

September 25, 2000 **15. Community Planning** Parking Proposal (pg. 15)

Motion: Community Planning moves that the Parking Proposal be sent back to the original Parking Task Force to be revised as requested by the town meeting, and that the existing temporary policy remain in effect until a permanent policy is adopted by the town assembly. The Parking Task Force consisted of representatives from Community Planning, Civic, Safety, BWVC, and the Arden Club. We would also include a member from Legislative Reference to help with the proposal and how it meshes with any related ordinances. Motion seconded.

Discussion: Alton Dahl and Mary Marconi reviewed Ordinance 1 and 4, which needs clarification from Legislative Reference. See Advisory Committee Report. **Motion to Amend.** (Bev Barnett)

~

June 26, 2000 **11. Craft Shop Acquisition Terminated**

Motion – That the Craft Shop Acquisition Committee be terminated and that continuing efforts to raise capital funds, purchase the Craft Shop and install the Arden Museum be assumed by the Arden Craft Shop Museum, Inc. and its Board of Directors. **Motion to Table**

The Arden Town Assembly tables the Craft Shop Acquisition Committee's motion to disband and requires the following points to be answered in writing and presented at the September Town Meeting. This information will help the residents better understand the impact a museum/multi-rental unit will have upon the Village:

Will there be any legal responsibility of the Village in terms of the Craft Shop – i.e. is there any scenario in which the Village of Arden can be sued?

If the sale does not go through, will there be any financial obligation to the Village for the Acquisition Committee's work to investigate the purchase?

- What is the plan to accommodate parking on the leasehold for public events?
- Will the rents for the residents of the Craft Shop increase? If so by how much?
- How will having a museum in our Village effect our land values? Will exhibits be open to the Village residents free of charge? If not, what is the anticipated fee?
- Will openings for specific exhibits be open to all residents, or by invitation only?

In my opinion, the true impact on our Village of a Craft Shop museum has not been publicly discussed. The above questions answered by the Acquisition Committee will create that discussion. I will accept and other questions from this assembly to be added to the list.

Page 8 **Motion To Table** – Motion to the motion to disband Acquisition Committee until September's Town Assembly meeting. Table -19, Against – 13. **Motion not tabled.**

Motion to disband the Acquisition Committee. Yes, disband – 33 No do not disband – 21. **Motion to disband has been approved.**

~

June 26, 2000 **12. Community Planning-** Sherwood Green (pg. 9)

Motion: The Community Planning Committee moves that the **parking** proposal be made a permanent policy. Motion seconded. Motion to Amend- Motion to amend the wording, have “Arden Green” instead of just “green”. Seconded. **Amended motion approved.**

~

June 26, 2000 **12. Community Planning** – (pg. 11)

Motion – Move that the Community Planning Committee be requested to signify the concerns of the Village Assembly with respect to planning **turning lanes** from Grubb Road onto Marsh Road, **Motion seconded and approved.**

~

June 26, 2000 **16. Old Business** (pg. 16)

Original Motion presented at March 2000 Town Assembly reads as follows:

Motion – That the Village Assembly ask the Trustees to create a task force to consider how best to **maintain rental property** in Arden.

Motion – To bring the motion from the March Town Assembly off the table.

Seconded and Approved.

MOTION TO AMEND: In place of the Trustees setting up a Task Force at this time, to investigate methods of preserving and possibly increasing multiple domiciles in the Village, for the purpose of protecting and promoting the economic and population diversity that are part of our heritage, we take a two-column approach. The Trustees will continue to work on the mitigating variance issue already under review, and interested parties will work and participate in the Centerville-efforts to redefine the Village destination. Reports from these two efforts will be given to the Town Assembly on a regular basis. Amended motion Accepted. Call to vote.

Amended Motion Approved.

~

June 26, 2000 **22. New Business** (pg. 17)

Motion – The Trustees in combination with the Civic Committee take a proactive **study of the Arden Trees**, on leaseholds and public land, to determine their safety.

Motion Approved.

~

January 24, 2000 **8. Old Business** – Home Occupation (pg. 6)

Motion – We, the members of the Ardens Home Occupation Task Force, move that the Village of Arden adopt the amendments and exceptions to the Home Occupation ordinance (section 3.420 and section 33.221 of the NCC code) as provided by NCC and dated 1/18/2000. Motion seconded.

Motion to table this amendment. Vote: oppose to table 59 table motion 22, Motion not tabled.

Call the question (to vote on the motion on adopting the amendments and exceptions to the Home Occupation Ordinance) Nays 21 (no count provided ayes) **Motion Passed.**

~

January 24, 2000 **8. Old Business** Craft Shop Acquisition (pg. 9)

Motion – (The Craft Shop Acquisition Committee) If Craft Shop is purchased, should ownership be by proposal A (Village of Arden) or proposal B (501©3 Independent Corporation). Motion seconded.

Vote to table until we talk about the next motion. Seconded. Vote to table was not passed.

Motion- Option A, Option B or Abstain previous motion. **Motion B was passed.** (pg. 10)

~

January 24, 2000 **8. Old Business** Craft Shop Acquisition (pg. 10)

Motion – The Craft Shop Acquisition Committee, having finished the tasks charged by the Town Assembly in the 4/26/99 motion to explore purchase of the Arden Craft Shop, now proposes to complete the work leading to purchase the Craft Shop and the establishment of an Arden Museum. By a vote of 5 to 2, the Committee requests

Town Assembly authorization to:

Proceed with capital fund raising and financing.

Handle legal issues.

- When necessary capital funds (\$500,000 - \$600,000) are obtained or committed for purchase and renovation of the Craft Shop, finish negotiations and purchase Arden Craft Shop.
- Develop and recommend to the Town Assembly a procedure for election by the residents of Arden of a governing Board responsible for: proceeding with planning renovation; initiating an Arden museum; and continued operation and maintenance of the property. Motion seconded.

Vote on Motion: Ayes (to acquire Craft Shop) = 43 and Nays = 26 and abstain = 0.

Motion Passed.

~

September 27, 1999 **Archives – Acquisition Committee** (pg. 9)

Motion – The Acquisition Committee requests permission from the Town Assembly to continue with the charge as specified at the April 26, 1999 Special Town Assembly.

Motion Approved.

~

September 27, 1999 **15. Civic** (pg. 12)

Motion: (Rodney Jester) I move that we accept putting the antennas on the water tower and that the proper representative from the Town negotiated with United Water for compensation. Move seconded.

Move to table motion. Seconded. For table 31 Against table 22. **Motion to table motion was approved.**

~

September 27, 1999 **Community Planning** (pg. 14)

Motion: We propose and make a motion that this parking policy be instituted for trial period until the June 2000 town meeting at which time it will be reviewed to determine its impact. Our hope is that with enough awareness and cooperation, we can begin to minimize the parking problems without taking more stringent and/or costly measures. Motion seconded.

Amendment: (Mary Marconi) “I would like to propose an amendment that adds Shakespeare and Arden Fair to the proposal as examples”. Amendment seconded. Amendment approved. **Motion as amended approved.**

~

September 27, 1999 **17. Trustees Report** (pg. 18)

Resolution #1 (Naaman’s Creek) and Resolution #2 (Perkins Run)

Motion: I would like to have the affirmation of the two resolutions, so that I may sent this off to Senator Myma Baird, and Representative Wayne Smith. **Motion Approved.**

~

September 27, 1999 **24. New Business** (pg. 21)

Motion #1: The Village of Arden, having been established to demonstrate the workability of not only the tax theories of Henry George, but also the art and industrial theories of William Morris and Peter Kropotkin, is approaching the centennial of its founding. It is the understanding of the Village that New Castle County is considering adopting a zoning code severely limiting home base occupation which, we believe, would threaten the heritage and principles of this community. Therefore, the Village of Arden requests the County to make provisions in county code that would allow us to protect our founding principles into the next century. Motion seconded and **Approved.**

Motion #2 (Cecilia Vore) I move that we empower Arden’s Home Occupation Task Force to continue meeting and come up with a final draft than be presented before

next Town Meeting in cooperation with the Trustees. Motion #2 seconded and **Approved.**

~

April 16, 1999 Town Assembly Meeting - **No motions**

~

June 27, 1999 **12. Community Planning** – Sherwood Green Parking (pg. 11)
Motion: Move to accept plan A without additional parking on either side of Buzz Ware Parking. Motion seconded.

Motion: Moved to table this motion and this issue to allow the proposed committees time to form and create a broader context for our decision making. **Motion to table seconded and approved.**

~

June 27, 1999 **12. Community Planning** Harvey Road Traffic Calming (pg. 13)
Motion: (a) Approval of what the Harvey Rd Traffic Calming committee has accomplished, and (b) support to continue working. Motion seconded. **Motion approved, both (a) and (b).**

~

June 27, 1999 **14. Playground** Basketball court (pg. 14)
Motion #1: Move that the Safety Committee spend money from Budget and Contingency Fund and work with police in whatever way necessary to get a fairly routine patrol area. Motion seconded. **Motion was not approved.**

Motion #2: The Civic Committee, in a timely manner, discuss and post rules for the use of the Sherwood Green basketball courts. Motion seconded. **Motion Approved.**

(**Amendment to motion #2:** The Safety Committee (not the Civic Committee), in a timely manner, discuss and post rules on Sherwood Green. Motion seconded but Amended motion **not approved.**)

~

June 27, 1999 **16. Safety** (pg. 16)
Motion: I move that the town support to leave these signs at the intersection. Motion seconded. **Motion Approved.**

~

June 27, 1999 **19. Special Committee Reports – Centennial** (pg. 17)

Motion: That the Trustees be required to spend an additional \$2,000, if necessary, in place of \$2,000 lost from '98 – '99 fiscal year. Motion seconded and **approved**.

Motion: Move that we use the \$5,000 check that was given to the Town at the beginning of tonight's meeting and use for Centennial celebration. Motion seconded.

Motion: Move to table this discussion until September's meeting. Motion seconded. Vote taken. Motion **to table this discussion was approved**.

~

March 22, 1999 **2. Motion to allow BWVC expansion vote.** (pg. 1)

Motion: The BWVC ask this assembly to expand the **committee membership** from five to seven on a trial basis of one year. A vote was taken and the motion to expand the committee for **1-year passed**.

~

March 22, 1999 **7. Craft Shop** (pg. 8)

Motion on the floor: Moved that a special Town Assembly be scheduled for Monday, April 5, 1999 at 7:30 pm for the purpose of discussing and action on a proposal to initiate actions to acquire the Arden Craft Shop. Motion seconded. Motion to amend the date of the meeting to April 26, not April 5. Seconded and **amended motion approved**.

~

March 22, 1999 **12. Civic** (pg. 15)

Motion: Move that the Civic Committee re-evaluate the bus stop proposal in light of tonight's discussion. Seconded. **Not approved**.

Motion: move that we vote now to dispense the idea of the bus stop shelter. Seconded. **Motion approved**.

~

March 22, 1999 **17. Safety** (pg. 18)

Proposed Motion: The Arden Town Assembly approves the following revisions to the Arden Safety Code section 202 and 202 (b) and approves the following new section 202 (c)

Section 202:

Emergency regulations: The Safety Committee shall have the following powers to regulate traffic and parking temporarily and in time of emergency: (a) In the case of fire, flood, storm, or other emergency, to establish temporary traffic and parking regulations. (b) In case of emergency, to restrict or prohibit parking or traffic in

limited areas for periods of not more than 72 hours, or to permit parking in restricted areas for up to 24 hours.

Section 202 (c)

The Civic Committee shall have the authority to allow parking to be temporarily restricted to facilitate public works or in the case of conduct of parades or public events. Furthermore, the Civic Committee shall have the authority to allow parking to be temporarily restricted for up to 24 hours on rights-of-way during which a Village green(s) will be used for parking during an event. The responsibilities of the event sponsor shall be as follow: (1) request shall be in writing at least thirty days in advance of the event. (2) temporary signs must be posted, at the event sponsors' cost, on rights-of ways to be restricted. These signs may be posted up to twelve hours prior to the event and must be removed within twenty-four hours after the event. These signs shall read "No parking, tow away zone". (3) monitor parking during the event and have illegally parked vehicles, and vehicles parked on the green that remain more than four hours after the event, towed away.

A continuing arrangement may be made with the Arden Club to deal with traffic congestion in the vicinity of the Gild Hall.

Copy of Ordinance #13 Off Street Parking Adopted June 1982, Revised June 26, 1995 (Legislative Reference Committee July 29, 1996) was included.

Motion: To accept the changes proposed. Seconded. **Motion approved.**

~

January 22, 1999 **Harvey Road Traffic Calming** (pg. 13)

Motion: Community Planning Committee asks for **a vote of confidence** in the work of the Harvey Road Traffic Calming committee that will authorize us to proceed until the next town meeting. Your vote would authorize continued exploration of the new bus shelter possibility (and other opportunities should they arise), but the Arden town assembly does not favor abandoning raised intersections. We commit to continue to work in the same manner demonstrated for the past year. Motion seconded. **Motion passed unanimously.**

~

January 22, 1999 **Community Planning Committee** (pg. 14)

Motion on Intersection on Walnut, Millers, and Lower Lane: Community Planning made a motion to pursue the next stage of the possible reconfiguration of the intersection at Walnut, Millers, and Lower Lane – getting costs estimates, drainage solutions, asphalt replacement options (whether or not to use gravel, grass, or planting in the new area) and to bring the results of their research to town meeting for a vote.

The motion was read again and a standing vote was taken. Thirty -five votes were in Favor of continuing to pursue, and thirty votes were Not in Favor. **The motion was passed.**

~

January 22, 1999 **12. Buzz Ware Village Center** (pg. 17)

Motion to expand the committee was tabled.

~

September 28, 1998 **7. Budget Committee Capital Improvements & Community Development fund - Project Funding Process** (pg.7)

Moved that the town will establish a “capital improvement and community development fund.”

- This fund can receive money from the town government, individual contributions, and grants. Monies from grants and sources other than land rents can be earmarked for special projects.
- The money in the fund will be accounted for separately, will not revert to the General Fund at the end of the fiscal year, and the money will not be considered as a part of the town’s reserve. All interest generated by this fund stay in the fund.
- The budget committee will include a line item in the FY 1999-2000 annual budget indicating the town’s official support of this fund. In subsequent years, the Budget Committee will recommend an appropriate amount in each fiscal year.
- A panel to preside over the Capital improvement and Community Development Fund And known as the Fund Oversight Board will consist of two persons appointed by the Town Chairman and one member from the Community Planning Committee, the Civic Committee, the Buzz Ware Village Center, the Archives Committee, and the Budget Committee as well as a Trustee and the Town Treasurer. This Board will review applications for expenditures from the fund with input from the Advisory Committee.
- The funds would be spent through town meeting (regular or special) approval of the proposed project expenditure and validated by a referendum, the funds will never be spent to reduce land rent.

Amendment: An amendment was proposed and seconded that would make town chairperson part of fund committee. Vote was to approve the amendment.

A motion was made to table. Seconded.

Show of hands: 42 voted to table

29 voted not to table.

Motion to table was passed.

~

September 28, 1998 **7. Budget Committee** (pg. 9)

A motion was made to give a donation of \$950 to Claymont and none to Bellevue or Talleyville and seconded. Motion was **not approved**.

~

September 28, 1998 **10. Civic** (pg. 13)

Motion to not close off Harvey as part of trial project (rescind that part of the proposal from last own meeting). Seconded. A vote was taken and the motion was **approved**.

~

September 28, 1998 **11. Community Planning** (pg. 19)

Harvey Road Traffic Calming Committee Report

Harvey Road Plan: I move that the Village of Arden accept this concept design, and that the Harvey Road Traffic Calming Committee continue working toward its implementation.

Vote was in favor to continuing work on plan.

~

September 28, 1998 **10. Community Planning** (pg. 19)

Harvey Road Traffic Calming Committee Report

Sherwood Green Plan: **Motion** to accept plan as it is and committee work on specifics. Motion **approved**.

~

June 22, 1998 **10. Community Planning** (pg.17)

Discussion on Walnut/Miller/Lower Lane **intersection proposal**:

Original Motion: Community Planning moves that the town consider a two-month trial run of (1) Closing off Lower Lane at Harvey Road and (2) narrowing of intersection on Miller/Walnut/Lower Lane.

A motion was made of splitting the motion into two sections: Seconded.

Vote 25 in favor of splitting, 26 against splitting the original motion. **Motion to split defeated**

Vote on original motion was taken: 36 in favor, 16 against. **Motion Approved.**

~

June 22, 1998 **11. Civic** (pg. 17)

Motion: The committee makes a motion to encourage individuals to join this effort (common land improvement) in other areas of the community. Improvements in the common areas must be with Civic Committee approval of individual plans and in conformity with the Forest Stewardship Policy. **Motion seconded and the vote was to approve.**

~

March 23, 1998 **11. Budget** (pg. 5)

Motion: Moved that the town will establish a “Capital Improvement and Community Development Fund.” This fund can receive money from the town government, individual contributions, and grants. The money in the fund will be accounted for separately, and the money will not be considered as a part of the town’s reserve. All interest generated by this fund stay in the fund. The Budget Committee will include a line item in the next annual budget as the town’s official support of this fund. In subsequent years, the Budget Committee will recommend an appropriate amount in each fiscal year. The funds would be spent through town meeting approval of the proposed project expenditure and validated by Referendum. **Seconded.**
Motion to table. **Seconded.** Vote in favor of **motion to table.**

New Move that the Budget Committee organize a workshop before next town meeting and publicize it like town meeting. **Motion approved new motion.**

~

March 23, 1998 **14. Community Planning** - Memorial Garden (pg. 17)

Motion: (To replace current wording of memorial Garden policy) Ashes of a non-resident spouse, next of kin, or domestic partner may be buried in the same graveside as that of an eligible individual. Requests will be considered on a case-by-case basis. For all burials, a death certificate or certificate of cremation must be given to the Memorial Garden representative. **Motion approved.**

~

March 23, 1998 **20. Treasurer Report** (pg. 17)

Treasurer, Ken Lipstein, called for a motion to approve the current Treasurer Description and submitted the following clarification for approval. **Motion seconded and approved.**

~

January 26, 1998 **6. Memorial Garden** – Burial eligibility (pg. 6)

Motion was made to bring tabled “Proposed revisions for “burial eligibility” from table. Tabled Motion: I move that the following text concerning eligibility be added to the rules of the Memorial Garden of the Village of Arden as revised 2/9/94.

(Proposed changes) Eligibility

- Non-resident spouses, or next of kin of residents or eligible former residents, may have their ashes buried in the same grave site as the original eligible resident.
- Eligibility will be decided on a case by case basis as above.

(Old wording) Eligibility

- Residents of the Village of Arden are eligible for burial in the Memorial Garden.
- Former residents of Arden may be considered for burial on a case by case basis).

Discussion: Substitute “significant other” for “spouse”. The placement of the comma causes confusion. Rework to make clearer. **Motion to table: Approved.**

~

January 26, 1998 **23. Ordinance #12** (pg. 15)

Ordinance 12:

Vote on Ordinance 12 was postponed at last meeting because we did not have a quorum. **Motion** to continue Ordinance take: For 28, opposed 7. **Motion Passed.**

~

September 22, 1997 **10. Budget** (pg. 10)

Motion: Adjust Playground budget for purchase of chips. **Motion approved.**

~

September 22, 1997 **12. Community Planning Memorial Garden Rules** (pg. 15)

Proposed Addition to Memorial Garden rules on eligibility

Existing section on eligibility, addition is written in italics (Ed: on previous page).

Motion I move that the following text concerning eligibility be added to the rules of the Memorial Garden of the Village of Arden as revised 2/9/94.

Non-resident spouses, next of kin of residents, or eligible former residents, may have their ashes buried in the same grave site as the original eligible resident.

*Eligibility will be decided on a case-by-case basis as above. **Motion tabled.***

~

September 22, 1997 **19. Old Business #1 Treasurer new job responsibilities** (pg. 17)

Motion: That the budgetable salary attached to this position remain dormant until changed by way of town meeting vote. **Motion passed.**

Old Business #2 Ordinance 12 was postponed because, at this point, we did not have a **quorum** (35).

~

June 23, 1997 **5. Arden Building and Loan** (pg. 2)

Resolution for Town Meeting

The Board of the Arden Building and Loan Association, which has served the Arden communities for the last 80 years, has announced its intention to offer its assets and charter for sale on the open market. It is the belief of the Town Meeting of Arden that the presence of this institution in the Village is desirable. The Trustees of Arden, who are significant shareholders, are requested to seek and support (proposed amendment: change “support” to “options”) which will keep the Association as an active, locally owned and operated part of our communities. Motion seconded. Amendment [in bracket] accepted. If shareholder support for continuing Arden B &L is not sufficient at the August meeting, the Arden B&L will be sold (the shareholder vote, not the attendees). **Motion approved.** Sent motion Trustees.

~

June 23, 1997 15. Playground Committee (pg. 24)

Motion: Since there has been no positive response for keeping the **flagpole**, we ask permission of the Town Assembly to have Phil Fisher remove the flagpole. Seconded and **Motion approved.**

~

June 23, 1997 16. **Safety Committee** (pg. 25)

Motion: The Arden town assembly instructs the Safety Committee **to erect two signs** at the point to actuate the traffic signal on Harvey Road, one on The Highway at the intersection with Harvey Road, the other on Orleans Road at the intersection with Harvey Road, each sign reading “Stop here to change traffic light”. Both signs shall be the size of a standard “no parking” sign, 10 inches x 18 inches. Both signs shall be affixed to a wooden 4 x 4 posts. Motion seconded. Vote taken. **Motion NOT approved.**

Motion: The town assembly requests that the Safety Committee consider marking the road at intersection of Harvey and Orleans to clarify the location of the tripper for the stop light. Motion seconded. Vote taken. **Motion approved.**

~

March 24, 1997 **2. Agenda Clarification** (pg. 1)

A resolution to the Brandywine School District that he encouraged the Town Assembly to Support. Summary of resolution: This Town Assembly resolves that the three Ardens remain together in one feeder pattern if changes are made to existing **school assignments**. For full reading of resolution refer to minutes.

Motion to support the resolution was made and seconded. Vote was in favor.

~

March 24, 1997 **5. Update on Administrative Assistant/Treasurer Committee Review** (pg. 2).

Judy Butler reported on the recommendations of the committee and made a **motion** to revise **the duties of Town Treasurer**. The proposal and motion that was seconded read as follow:

Proposal to Define the Temporary Duties of the Office of the Treasurer of the Village of Arden.

It is proposed that the newly-elected Treasurer of the Village of Arden for the fiscal year 1997 -1998 assume the following temporary charge and responsibilities:

1. Be responsible for the oversight of the financial affairs of the Village of Arden.
2. Be an ex-officio member of the Advisory, Audit and Budget Committees.
3. Chair a committee to study how the financial relationships of the Village and the Trustees may be better defined. The Treasurer will be responsible for selecting at least 3 Arden residents to serve on this ad hoc committee.
4. Report and recommend to the Advisory Committee and the Town Assembly by January 1998, a financial activities and policies that should be improved, combined, developed or eliminated.

There will be no salary attached to the office.

An **Amendment** (in bracket) to the motion was proposed: There will be no salary attached to the office [until approved by the Town Assembly]. A vote on the motion with the amendment was taken and **approved**.

A **motion** was made “to authorize that \$2,000 be directed from the General Fund to compensate the Administrative Assistant for additional duties as Trustees Administrative Assistant.” **Amended** motion: The Town Assembly authorizes the Trustees to direct a sum of money from the General Fund equivalent to the 1997-1998 appropriation for the Town Treasurer position to their Administrative Assistant to compensate her for the work she will be doing for the town. **Motion Amended and approved.**

~

March 24, 1997 **21. Old Business** (pg. 14)

A motion was made and seconded untable the moiton from the last Town meeting on seding a resolution to the Solid Waste Authority.

The untabled motion was as follows:

The Town Assembly of the Village of Arden requets the Delaware Solid Waste Authority to remove incineration from its long-term plans and to base waste management on recycling.

Residents spoke for and against, as well as, Alan J. Muller from Green Delaware.

Motion approved. Secretary will send to Delaware Solid Waste Authority.

~

January 22, 1997 **15. Community Planning** (pg. 11)

Motion: Village of Arden authorized the Arden Community Planning Committee to develop an application for Landmark Status which includes Ardentown and Ardencroft. Motion seconded and **approved**.

~

January 22, 1997 **22. New Business** (pg. 13)

Resolution: The Town Assembly of the Village of Arden requests the Delaware Solid Waste Authority to remove incineration from its long-term plans to base waste management on recycling. Seconded.

Amendment proposed: The Town Assembly of the Village of Arden requests the Delaware Solid Waste Authority [to the extent possible] remove incineration from its long-term plans and to base waste management on recycling. Seconded. Vote: Nos approved. Motion tabled: 26 for tabling and 15 against. **Motion to table approved.**

~

September 23, 1996 **9. Buzz Ware Village Center Committee** (pg. 7).

Motion: Vote to approve BWVC budget. Budget **approved**.

~

September 23, 1996 **10. Community Planning** (pg. 11).

Motion: A motion to extend Ordinance 12 until the September 1997 Town Assembly (this ordinance has been extended yearly from the fires expiration date in 1983). This motion extends Section 2 of Ordinance 4 reading:

“No person shall sleep or camp overnight on the Greens or other Commons in Arden. The forest of Arden shall be closed to all persons from dusk until dawn, except individual or groups with written permission from the Civic Committee:

Motion **approved**.

~

June 24, 1996 **6. Buzz Ware Village Center Committee** (pg. 7)

Motion: That two signs be installed on Basketball Court that Read:

Private Property

Court open 9:00 AM – 8:00 PM

No alcohol, drugs, littering or obscene language

Is the Arden School court public parkland? When Arden was incorporated, the land was dedicated to public that the trust owns. School was owned by state and state gave up the school, the school was given to Arden. The land belongs to the Village of Arden, not the trust. The court is part of building, not open land and it is reasonable to think of it as an extension of the building. Read Ordinance #4, Sec. 6 and 8.

Motion approved.

~

June 24, 1996 **12. Civic Committee** (pg. 22).

Motion: That the following policies be approved:

VILLAGE OF ARDEN – CIVIC COMMITTEE POLICIES ON THE USE OF THE FIELD THEATER

- Use of the Field Theater is scheduled through the town secretary, Village of Arden, and must be approved by the Civic Committee. A permit will be issued covering each specific use of the Field Theater.
- Priority in scheduling will be given to events of general interest to the Arden Community (Arden, Ardentown and Ardencroft) or which have a potential appeal to a particular segment of the community.
- The event should be open to the general public although an admission fee may be charged (e.g. tickets for a theatrical presentation.)
- The event should be publicized in the community (via either the Arden Page, Arden Club Calendar, fliers, poster and/or telephone calls).
- Private events, not open to the public (with or without a connection to the Ardens), will be permitted but a fee will be charged for the use of the facility.

FEES

- The full cost of supplying electricity (if required by the user) will be paid by the user.
- Cultural events open to the public and for profit (e.g. performances) will be charged a user fee of \$50 per performance.
- Private events not open to the public (e.g. wedding) will be charged a user fee of \$100 per day.
- Fee are subject to periodic review and adjustment by the Civic Committee.

Motion approved: 19 ayes, 5 nays.

~

June 24, 1996 **13. Community Planning** (pg. 25).

Motion:

1. We move the Arden join the Open Space Coalition.
2. We move that this assembly approve the common lands goals and objectives statement of the long-range plan for the physical future of the Village.

The Arden community Planning Committee respectfully submits the following policy or mission statement and goals for the common lands.

MISSION STATEMENT

To protect, for generations yet to come

Goal I: The Natural Resources

The woodlands of the village: To encourage diversity of native plant species and wildlife for a healthier environment, to improve the health of our streams and creeks, to protect our buffer zones.

The public open spaces and gardens: To enhance the recreational uses of our communal lands, to make inviting through care and planting that favor nature's creatures and residents' desired uses, and which is low in maintenance.

The town's passageways (streets, street sides and paths): To utilize design commensurate with residents' needs, safety, aesthetics and ecology, to apply ecological storm water management.

Goal II (draft form at present): The Cultural Heritage

The townspeople: to secure an environment which provides a cultural haven in harmony with nature.

Motion approved.

~

June 24, 1996 **19. New Business** (pg. 28).

Re: The Woods Haven property on Darley Road in Claymont, the preservation of wooded stream corridor, **Naaman's (sic) Creek-south branch.**

Motion: Town Secretary write a letter of support of the campaign. Motion **approved.**

~

June 24, 1996 **19. New Business** (pg. 28).

Motion: For the trustees to write a letter to ask DNREC to start a study and consider the possibility that Naaman's Creek be a "designated watershed area" Motion **approved.**

~

March 26, 1996 **6. Trustees Report** (pg. 3)

Motion: Be it resolved that the \$2,579 item shown in the annual audit payroll tax withheld and payable by the Village Center Fund to the General Fund be deleted. The effect of this resolution will be to increase the Village Center fund balance by the above amount and decrease the general fund balance by the same amount. Motion **passed.**

~

March 26, 1996 **12. Buzz Ware Village Center** (pg. 8).

Motion: The BWVC Committee is authorized to make the necessary roof repairs. Motion **approved.**

~

March 26, 1996 **Old Business** (pg.10)

Motion: Second reading of ordinance. See this page Draft Ordinance No. Vote taken. Ordinance **not approved.** Draft Ordinance National Flood Insurance.

An ordinance establishing a flood plain area and requiring all persons, partnerships, businesses, and corporations to obtain a permit for development and the construction, substantial improvement or relocation of any building or structure, providing for certain minimum standards for constructions within the flood plain area and setting forth special procedures for submissions and approval of plans; and establishing penalties for any person who fails to comply with the requirements or provisions of this ordinance.

Be it enacted and ordained by the Village of Arden, New Castle County, Delaware, as follows:

Article I: General Provisions

Section 1.1: Intent

The intent of this Ordinance is to:

- A. Promote the general health, welfare, and safety of the community.
- B. Encourage the utilization of appropriate construction practices in order to prevent or minimize flood damage in the future.
- C. Minimize danger to public health and safety by protecting water supply, sanitary sewage disposal, and natural drainage.

D. Reduce financial burdens imposed on the community, its governmental units and its resident, by preventing the unwise design and construction of development areas subject to flooding.

~

March 25, 1996 **14. Community Planning Committee** (pg. 12)

Motion: Avery Property Task Force

Whereas, an 18lot residential development is planned for the 5-acre Avery property on Marsh Road adjacent to the southwestern border of Arden, we move that the Town Chairman appoint a task force to study the issues and develop recommendations to deal with the impact this development will have on Sherwood Forest and Perkins Run. As necessary, the Task Force is authorized to maintain a non-adversary dialogue with the owner of the Avery property or the owner's agents. Motion **approved.**

~

January 22, 1996 **14. Civic Committee** (pg.7)

#1 Motion: Move that Arden Town Assembly approve the first reading of Flood Insurance Program in abbreviated form tonight. **Motion approved.**

#2 Motion: Move that we have a Special Town Meeting on Monday, March 11 to discuss National Flood insurance. **Motion approved.**

~

January 22, 1996 **15. Community Planning** (pg. 9)

Motion: Move that the Town Assembly commit to participate in a Long-Range Planning Process. Motion **approved.**

~

September 25, 1995 **Budget Committee** (pg.6)

The proposed budget for 1996-1997 is attached. **Motion:** Move to accept the Budget as presented. Motion seconded and **approved.**

~

September 25, 1995 (pg. 29)

Motion to continue with **Ordinance #12** close the Woodlands dusk to dawn. Motion seconded and **approved.**

~

June 26, 1995 **Civic Committee** (pg. 19)

Motion: Move that the Town Assembly approve the initiation of a Home Waste recycling program which would start approximately in August. **Motion was seconded and passed.**

~

June 26, 1995 Community Planning (pg. 20)

Motion:

Ordinance #13, section #5

The Safety Committee shall administer this ordinance and shall, issue up to three warnings to violators of the ordinance prior to notice of prosecution.

Ordinance #13, section #6

The Safety Committee with the advice of Community Planning Committee may grant an exemption from the requirement of this ordinance to any leaseholder. The committee determines is unable to comply because of lack of land or road frontage.

Motion approved.

~

June 26 1995 Safety Committee (pg. 24)

3rd **reading of Ordinance #13** for approval by Town Assembly.

~

June 26, 1995 (page 25) **Old Business**

Motion: That the BWVC extend the fence 10 ft. on the Sherwood Green side of the Playground. Motion seconded and **approved**.

~

March 27, 1995 - **No motions**

~

January 23, 1995 **Advisory Report** – Judy Butler

Member of the committee were reminded that nominations for the committee members were due at the January Town Assembly. A motion was presented for the procedure to be used to replace standing committee members.

Motion: All committees will inform the Town Assembly Chairman when a vacancy occurs. The alternate, if agreeable, can serve until an election takes place at the next Town Assembly. **Motion Approved.**

~

January 23, 1995 **Memorial Garden** - Ruth Bean

Motion: Move that the Town Assembly request the Town Chairman and the Chairman of the Advisory Committee to authorize a donation of \$250 to the Civic Council of Brandywine Hundred (CCOBh) for the purpose of lending financial support to the legal suite in which the CCOBH and nine local neighborhood groups petition the State Superior Court to overturn a variance granted by the New Castle County Board of Adjustment to Rollin, Inc. to increase the size of its Building on Concord Pike beyond an already authorized extent, the money would be taken from the 1994-95 contingency fund. **Motion Approved**

~

January 24, 1994 **Archives Committee** – Sally Hamburger

Arden Historical

The text of the marker was then discussed at length, the sense of the meeting was to go ahead with the grammatically corrected text presented tonight and then explored

other markers with sonnets, possibly cast in bronze in other areas of the Village. Several residents would be willing to donate these markers to the Village at their own cost.

Motion: Move that we amend the motion on the floor and substitute the grammatically corrected text in the wording, and accept the text presented tonight.

Motion was seconded and passed.

~

January 24, 1994 **Assessors** – Aaron Hamburger

The Assessors presented the following to Town Assembly:

Motion: For guidance in financial planning by Arden Committees, the Board of Assessors and the Trustees, a financial projection for Village of Arden expenditures will be developed annually covering the three (3) year period beyond the most recently adopted annual budget. The Budget Committee should be responsible for preparing and issuing the financial projection to the March Town Assembly, starting in 1995 based on inputs and discussion developed by the Advisory Committee at one or more meetings in the period November to February. **Motion was seconded and passed.**

~

January 24, 1994 **Buzz Ware Village Center**

We have revised out Building Use Policies to reflect the current uses. We have a **motion** to present to the Town Assembly tonight to approve of these changes. Basically, we removed all references to the Wilmington Montessori School and substituted “reasonable fee: for the phrase “nominal fee”. With just some minor editing, they are essentially the same as before.

Motion: The Buzz Ware Village Center Committee moves that the Arden Town Assembly approve the revisions to our Building use Policies. (Adopted: June 1976, Revised: June 1991 and Revised: January 1994). **This Motion was seconded and Approved.**

~

March 28, 1994 (page 9) The Memorial Garden of the Village of Arden Rules Revised 3/9/94 **approved 3/28/94**. The rules of the Memorial Garden were presented and a motion was made to accept the rules as presented tonight. **Motion seconded & passed.**

~

June 27, 1994 (page 27) **New Business** - Marianne Cinaglia **moved** that the Town Assembly endorse against the Ordinance 94-124 (see bottom of report of Representative for CCBOH). Minutes do not indicate if motion was approved or rejected.

~

September 26, 1994 (page 5) **Assessors.** Lew Aumack presented the Town Assembly with an Alternate proposal for Land Rent Assessment for Arden (for the Fiscal year 1995-6)- copies of this proposal were available for residents at Town Assembly and a copy is attached to these minutes. A discussion on the Alternate proposal were heard and a vote taken to accept this proposal. **The proposal was defeated**, the Registration Committee recorded the vote with a head count of for the Alternate proposal and against the Alternate proposal.

~

September 26, 1994 (page 5) **Budget Committee Report.** A **motion** was presented by Shaul Gladstone to remove \$900 for the DENRAC study for the Community Planning budget for engineering study of the old swimming hole proposal from the Budget Referendum. The Registration Committee took a head count and this **motion was defeated**.

~

September 26, 1994 (page 5) **Budget Committee Report.** Tim Colgan presented a motion to increase the Town Watch coordinator's salary from \$1,800 to \$2,100 per year based on the amount of man hours spent on this job. The **motion was passed** and the Budget Committee will make the change.

~

September 26, 1994 (page 5) **Budget Committee Report.** A **motion** was presented to increase the contribution to ACRA from \$500 to \$700 due to a decrease in contributions. This **motion was passed** and the Budget Committee will make the changes.

~

January 25, 1993 (page 8) **Legislative Reference Committee Report** – Steven Threefoot.

RESOLUTION PRESENTED TO THE TOWN ASSEMBLY MEETING BY THE LEGISLATIVE REFERENCE COMMITTEE:

Be it resolved that the Town Assembly of the Village of Arden directs the Legislative Reference Committee to recommend a policy for the Village of Arden to request the State of Delaware amend the Village's Charter. In fulfilling this resolution, the Legislative Reference Committee is directed to:

- 1) Hold at least three (3) public hearings to collect input from the community and
- 2) Present the recommendations at the regular September 1993 Town Assembly meeting. This **resolution was defeated** 25 to 15.

~

January 25, 1995 (page 8) **Legislative Reference Committee Report** – Steven Threefoot.

Motion: Be it moved that the total membership of the Legislative Reference Committee be increased to five (5) from three (3), and that additional members be elected at the next March Town Assembly meeting with the person getting the lowest number of votes serving a one-year term.

Therefore, section A of the committee description should be revised as follows:

“A- The Legislative Reference Committee shall consist of five (5) residence of the Village of Arden, elected by a majority of those voting at the regular March meeting of the Town Assembly. The term shall be two (2) years, three (3) members elected on the even number of years and two (2) members elected on the odd number of years.”

This motion was seconded and passed.

~

March 22, 1993 (page 1) **Communications Report**

The Delaware Nature Society representative Sue Welles then gave us a description of their stewardship program. Stewardship recognition encourages the preservation of important natural lands in private ownership. This non-binding, non-regulatory organization is dedicated to the preservation of representative natural areas and to environmental education at all levels. The Nature society maintains its headquarters at the Ashland Nature Center near Hockessin, Delaware and a facility at the Abbotts Mill Nature Center near Milford, Delaware.

A **motion** from the Town Assembly, and a handshake from the Town Assembly Chairman took place with the representatives of the Delaware Nature Society and we look forward to future visits and reports from the Society. (minutes do not record if approved. It is assumed it is approved.

~

June 28, 1993 (page 12) **Buzz Ware Village Center Report** – Connee Wright McKinney

Motion “The Buzz Ware Village Center Committee of the Village of Arden move that our committee be given the authority to inform the Wilmington Montessori School that the Village of Arden does not want the modules to remain at the BWVC and that the module be removed and the site restored according to the items 14g and 14h of the cooperation agreement (May 1981).” **Motion passed.**

~

June 28, 1993 (page 14) **Community Planning Committee Report** – Marge Mabry

Motion: That the Community Planning Committee be authorized to clear the area around the old swimming pool and report any further plans to the September Town meeting. **Motion was passed.**

~

September 28, 1993 (page 3) **Budget Committee Report** – Larry Walker

Motion: A motion was made and seconded to have the Welcome Hither Committee as a separate line item in the budget for \$250. This **motion was approved.**

~

September 28, 1993 (page 3) **Budget Committee Report** – Larry Walker

A **motion** was made and seconded to have the Community Planning budgets raised to \$700 for the cost of mapping the Memorial Garden. The **motion was approved.**

~

September 28, 1993 (page 8) **Archives Committee Report** – Sally Hamburger

Motion: Moved that the following text be approved by the Town Assembly of Arden to be used on a Delaware State Historical Marker.

Text: Arden is an intentional community, founded in 1900 by social reformers: Frank Stevens, sculptor, and Will Price, architect, to create a society based on Henry George's Single Tax economics and William Morris's arts and crafts philosophy. Their ideas and land use plan live on in the 162-acre community, incorporated in 1967. All residential land is held in trust. Leaseholders pay one property tax, land rent, determined by elected assessors, and own their own homes. The town meeting government is a model of direct democracy. Forty-five percent of the land is greens, roads, and pedestrian paths, two large forests. Arts and crafts activity flourish here.

This **motion was tabled** until the next meeting.

~

September 28, 1993 (page 10) **Buzz Ware Village Center Committee Report.**

Motion: That the Town Assembly of the Village of Arden agrees to the terms negotiated by the Buzz Ware Village Center Committee to allow the Wilmington Montessori School (WMS) to terminate our cooperative agreement before the July 1, 1996 expiration date.

The Terms are:

1. That WMS will pay to the BWVC maintenance Fund a total of \$17,500 to "cash out" the Cooperative Agreement.
2. That the WMS will be made in four installments of \$4,375 due to the last day of the months of January, March, May and August, 1994.
3. The WMS will pay their current monthly rate up to, and including, December 1, 1993 which will allow their use of the BWVC until January 1, 1994.
4. That WMS will remove the modules and restore the site by July 1, 1994 according to the terms of our cooperative agreement (see section 14g). This **motion was seconded and approved.**

~

September 28, 1993 (page 13) **Community Planning** – Don Holcomb
Memorial Garden Site Plan and Representative – **Motion:** Move that the committee will be contacting DENRAC before beginning any reconstruction of a dam at the old swimming pool site and report on this at the January Town meeting. Minutes do not record if motion was approved or denied.

~

September 28, 1993 (page 16) **Safety Committee Report** – Tim Colgan
A motion was presented to extend Ordinance #12 – “Closing Woodlands from dusk to dawn” for another year was **passed**.

~.

January 27, 1992 (page 3) **Advisory Report** – Mariann Cinaglia
Motion: The Advisory Committee request the Trustees to cover expenses which are required to secure archival material in a structure on the stage area of the Buzz Ware Village Center up to an amount of \$1,000. The **motion was seconded and approved**.

~

January 27, 1992 (page 13) **Community Planning Committee Report** – Russ McKinney

Ordinance #11 Excerpts from the discussion:

1. Ordinance must be written so that it is legally correct – section 1 “purpose”.
2. Some of the figures of the road widths are incorrect - Section 6.
3. Some residence feels an appeal process should be included in document – Section 4.

Motion 1: Any reference to leaseholder tenants is removed from the Ordinance – seconded. **The motion was approved.**

~

Motion 2: That an appeal process be recognized in the new Ordinance - seconded. **The motion was approved.**

~

January 27, 1992 (page 14) **Old Business**

Motion: The Village of Arden requests that the state provide a stop sign or other traffic control at the intersection of Orleans and Harvey Rds. We request that the state provide this control even though we may not meet the official requirements for the traffic control at the intersection. The **motion was tabled** for further discussion.

~

March 23, 1992 (page 7) **Community Planning** – Lou Aumack for Russ McKinney

Motion: That Cy Liberman and a small committee, on behalf of Arden Town Assembly draft an amendment to Ordinance #92-035 and present to County Councilman Dick Cecil. **Motion was seconded and approved.**

~

March 23, 1992 (page 8) New **Business:** Tim Colgan, Safety Committee proposes, in the form of a motion, the following:

To: Mr. Mark McNulty, Department of Transportation, Dover, DE.

Whereas the intersection of Harvey and Orleans Roads is a dangerous intersection, we, the Arden Town Assembly, request a traffic-actuated light with appropriate accessory warning signs and pedestrian buttons be installed. The reason for the need of such a system are as follows: Harvey Road has a hill and curve when approaching from the east that makes it hazardous for vehicles and pedestrians to cross at Orleans Road. The posted 25 M.P.H speed limit is violated by a great many vehicles. The crossing is used by the community to reach the Gild Hall, Village Center, and swimming pool, library and Montessori school. A large number of children cross at this intersection to utilize playgrounds that exist on both sides of town.

We have had numerous traffic counts in the past that have shown that traffic volume does not warrant a light, the time has come for a personal inspection by you and members of your department to see first hand the potential danger. A traffic-actuated signal would be of minimal inconvenience to Harvey Road vehicles and substantially increase the margin of safety for pedestrians and motorists using the intersection.

Signed: The Town Assembly of Arden. **The Motion was seconded and approved.**

~

June 22, 1992 (page 2) **Registration Committee** – Yvonne King

A **motion** to the Town Assembly to establish the “You are welcome hither” committee as an ad-hoc committee with its chairman appointed by the Chairman of the Town Assembly. The “Welcome Hither” chairman would appoint 3 committee member and operate under the aegis of the Registration Committee. Motion was seconded and approved.

~

June 22, 1992 (page 15) **Buzz Ware Village Center** – Connee McKinney **Motion:**

Whereas the Wilmington Montessori School has indicated that they will possibly be leaving the BWVC before July 1, 1996, the date specified in our cooperation agreement, the Buzz Ware Village Center Committee of the Village of Arden move that our committee be given the authority to negotiate terms, subject to Town Assembly approval, that would allow for WHS’s early termination of our cooperation agreement. Motion was seconded and approved.

~

June 22, 1992 (page 16) **Buzz Ware Village Center** – Connee McKinney

The Buzz Ware Village Center Committee of the Village of Arden moves that our committee be given the authority to inform the Wilmington Montessori School that the Village of Arden does not want the modules to remain at the BWVC and that the modules be removed and the site restored according to the items 14g and 14h of the Cooperation Agreement (May 1981). **Motion was seconded and approved.**

~

June 22, 1992 (page 19) **Community Planning** – Russ McKinney

The second reading of re-wording of Ordinance #11 took place.

A **motion** to accept the second reading was made by Cy Liberman, this was **seconded and approved.**

~

A **motion** not to accept the Community Planning report was then made from the floor by Steven Threefoot on the basis that the whole committee had not been convened. This **motion was later removed** since it was felt that there were two separate issues involved, second reading and the report.

~

June 22, 1992 (page 22) **Safety** – Tim Colgan

Moved that the Safety Committee be asked to pursue the traffic light with the Department of Transportation and get back to the Town Assembly with their conclusion. **Motion was seconded and accepted.**

~

September 28, 1992 (page 1) **Communications** – Cy Liberman

Cy Liberman proposed a resolution to approve the expenditure for the telephone. **All in favor** – the budget for the expense will be on the November Budget Ballot which is mailed to each resident for approval or disapproval.

~

September 22, 1992 S (page 3) **Safety** – Tim Colgan

Motion: The Village of Arden requests that the Delaware Department of Transportation proceed with the installation of a traffic and pedestrian actuated signal at the intersection of Orleans and Harvey Rds. The maximum cost to the Village will not exceed \$9,800, \$6,000 of which will come from the Suburban Street Fund, provided that the money is passed by the November Budget Referendum. **Motion was approved 36 to 30.**

~

September 22, 1992 (page 4) **Advisory** – Marianne Cinaglia

Motion: I move that the Village of Arden formally request that the State Legislature to amend the Acts to Reincorporate the Village of Arden so that Section 9 Part (a) which prescribes the makeup and terms of the Registration Committee will read:

- a) The Registration Committee shall consist of: 1) Five residents of the Village elected by the Town Assembly. Three members of the Committee shall be

elected by the Town Assembly at its regular March meeting in each odd-numbers year. Two members of the Committee shall be elected by the Town Assembly at its regular March meeting in each even-number year. Each member, so elected, shall serve in office for two years or until his/her successor is duly elected. **Motion Approved.**

~

September 22, 1992 (page 6) **Budget** – Larry Walker

Motion: That the Budget Committee put the amount of \$3,800 on the budget for possible expenditure for Traffic Light. **Motion Approved.**

~

September 22, 1992

Motion: Lew Aumack, **Community Planning Chairman**, requested that the amount budgeted for his committee be raised to \$150. This was **seconded and approved.**

~

September 22, 1992 (page 8) **Community Planning** – Lew Aumack

Third and final reading of Ordinance #11: Peter Renzetti

After the Ordinance was read a motion was presented.

Motion: To accept the revision of Ordinance #11. This **motion was seconded and passed.**

~

A request was made by the Delaware Council on Crime and Justice to hang a banner on Harvey Rd to promote an Antique Fair.

Motion: To allow this organization to put the banner on Harvey Road if the State Highway has no objections. **This motion was seconded and passed.**

~

September 22, 1992 (page 10)

A **motion** to continue Ordinance #12 “closing woodlands from dusk to dawn was then **passed.**

~

January 28, 1991 - **New Business:**

Frank Akutowicz – **Motion** that the Town Assembly requests that the Civic Committee refrain from committing funds for installing stream lined gutters length wise along roads in Arden. Leon Tanzer: **Motion:** That this motion be tabled- motion was seconded and tabled.

~

March 23, 1991 **Ad Hoc Flag Committee** – Leon Tanzer

Motion: At this time a motion was presented to Town Assembly requesting the funds for the flag to be taken from administrative expenses. The motion was later **withdrawn** by Ad-hoc Committee and will be re-worked and presented as a budget item to follow correct procedures

~.

March 23, 1991 **Motion** – Cecilia Vore

I move that the Town Assembly approve the design and appearance of the flag. Motion was **seconded and approved.**

~

March 23, 1991 **Civic Committee** – Lou Bean

Motion: Cy Liberman – Move that New Castle County Conservation District performs the function for storm water and sediment control for the Village of Arden. **Motion seconded and approved.**

~

June 24, 1991 (page 10) **Buzz Ware Village Center** – Connee Wright McKinney

Motion: Our Committee reserves the right to request a nominal fee from a group for the use of the BWVC. Fees will be based on a written BWVC policy. **Motion approved.**

June 24, 1991 (page 11) **Community Planning** – Russ McKinney

Motion: Ask the Civic Committee to look into the cost and benefit of a professional survey of the Town's right-of-way and report to Town Meeting with the results. **Motion defeated.**

~

Motion: The Civic Committee, Community Planning Committee and the Safety Committee are hereby asked to review the purpose and sections 1 and 2 of Ordinance #11. **Motion Approved.**

~

June 24, 1991 (page 15) **Playground Committee** – Larry Walker

Motion: Move that the Playground Committee will not replace the Backstop on the Arden Green in the summer of 1991. **Motion was defeated 16 for 18 against.**

~

September 23, 1991 (page 3) **Advisory Report** – Marriane Cinaglia

Motion: The Advisory Committee moves that, in order to hold the momentum of the Town Assembly and thereby shorten the length of the meeting, the smokers break be eliminated and that smokers excuse themselves from the meeting if they feel it necessary. The **moiton was defeated** and the meeting break will continue.

~

September 23, 1991 (page 8) **Community Planning** – Russ McKinney
Resolution of the Town Assembly of Arden, September 23, 1991

WHEREAS, Brandywine Hundred already has adequate commercial facilities for the present population and more than enough additional shopping centers have been approved by the County Council for the future population for many years ahead.

AND WHEREAS, there is a proposal to build another 50,000 square foot shopping center on Silverside Rd., near Marsh Rd.,

NOW THEREFORE BE IT RESOLVED that the Town Assembly of the Village of Arden, hereby expresses its opposition to the building of more commercial facilities on Silverside Rd., because such facilities are not needed in the neighborhood and would seriously add to traffic congestion at the busy intersection of Marsh and Silverside Roads:

AND BE IT FURTHER RESOLVED, the Town Assembly urges the government of New Castle County, including the Planning Department, the Planning Board, and County Council, to reject any further commercial development in Brandywine Hundred unless there is a demonstrated need for the facilities or some extenuating circumstance to justify their construction.

AND BE IT FURTHER RESOLVED THAT COPIES OF this resolution be sent to the Council of Civic Organizations of Brandywine Hundred, to Councilman Richard Cecil, to the New Castle County Council and to the Planning Department and the Planning Board.

Adopted by the Town Assembly of the Village of Arden, Monday, September 23, 1991.

~

September 23, 1991 (page 11) Safety **Committee** – Tim Colgan
Vote on Ordinance #12 closing of the woodlands from dusk to dawn: All in favor,
ordinance passed.

~

September 23, 1991 (page 11) New Business
Motion: That we should rename the “smoking break” to the “meeting break”.

Motion was approved.

~

January 22, 1990 (page 2) **Archives Committee** – Sally Hamburger

Motion: Moved that the Town Assembly authorize the Arden Archives Committee to carry on grant writing and fund-raising activities toward the establishment of a historical museum. Any such activity will be reported to the Town Assembly Chairman to avoid conflicting requests. **Motion Approved.**

~

January 22, 1990 **Old Business**

Motion: Town Assembly, responding to your letter of March 17, requests a public hearing on the application from First Freedom Group, Inc. We also request that full technical information concerning this connector be provided to Arden at least 10 days prior to the hearing to allow time for study. **Motion passed unanimously.**

~

January 22, 1990 (page 12) **Community Planning** – Ruth Bean

Representation on the Brandywine Council of Civic Organizations

Moved that the Chairman of Town Assembly appoint 2 Arden representatives to the council on an ongoing basis. **Motion Passed.**

~

January 22, 1990 (page 13) **Registration Committee** – Jean Brachman for Lanier Colgan

Moved that both people involved in the ties should serve, each having a one-half vote. **Motion Passed**

~

March 26, 1990 **Advisory Committee** – Marianne Cinaglia

Moved that effective March 1991, no resident may be an elected member of a committee for more than six consecutive years. At the effective date of this motion, the terms of incumbents on a committee will be limited to six consecutive years less the number of consecutive years already served. **Motion tabled** for further consideration

~

March 26, 1990 **Advisory Committee** -Marianne Cinaglia

Moved that all committee chairpersons must submit to the Advisory Committee meeting in June a schedule of committee meetings for the period June through the following March. **Motion Passed.**

~

March 26, 1990 **New Business**

Moved that we rescind the previous directive to publish the rent list. There is little practical use for each resident to have a personal copy and the information is readily available at Rae's office. **Motion Passed.**

~

June 25, 1990 **Communications Report**

The Town Chairman asked for a motion to continue with the New Castle County Department of Community Development & Housing program. **Motion was seconded and passed.**

~

June 26, 1990 **Community Planning** – Ruth Bean

I would like to make a second reading of the amendment to Ordinance #4: Any party who violates this ordinance and/or refuses to remove litter or repair damage in a timely manner shall be subject to a fine of \$50 and the amount of the clean-up.

~

June 25, 1990 (page 12) **Advisory** – Marianne Cinaglia

Advance reading -not an ordinance – pass in September.

Move to change the term of the Audit from one year to two years to bring the Committee term in conformance with the majority of the other Arden Committee. In March 1991, three committee members would be elected. The two residents with the highest number of votes would be elected for 2 years: the resident with the third highest number of votes would serve one-year term. In 1992, one member would be elected to a term of two years.

~

June 25, 1990 (page 12) **Advisory** – Marianne Cinaglia

Moves that the town provides an electric typewriter for the town secretary. Cost \$483 IBM typewriter: **Motion Approved.**

~

June 25, 1990 (page 12) **New Business**

Motion: Aaron Hamburger

The Town Chairman will appoint a five-member committee to propose an appropriate computer system for town use, and provide an estimate of cost. **Motion approved.**

~

September 24, 1990 (page 7) **Community Planning** – Ruth Bean

8. I wish to read for the second time, a change in ordinance #13 section 4 to read: The Safety Committee will enforce this Ordinance and shall issue warning to violators at least 30 days before prosecuting them in the Courts of Delaware. **The third reading will be at the January Town Assembly.**

9. I also wish to read a change to Ordinance #4 for the third time: any party who violates this Ordinance and/or refuses to remove litter or repair damage in a timely manner, shall be subject to a fine of \$50 and the amount of the clean-up. **Accepted**

September 24, 1990 (page 10) **Advisory Committee Report – Marianne Cinaglia**

Move to change the term of the Audit Committee members from one year to two years to bring the Committee in conformance with the terms of the other Arden Town Committees.

In March 1991, three committee members will be elected. The two residents with the highest number of votes would be elected for two-years: the resident with the third highest number of votes would serve a one-year term. In 1992, one member would be elected to a term of two years.

The Audit Committee shall consist of three residents of Arden, elected by a majority of those voting at the regular March meeting. The term shall be two years, two members to be elected on odd numbered years and one member on even numbered years.

The duties of the Audit Committee shall be to examine the Trust Account and the Municipal Street Aid Fund and submit its report at or before June Town Assembly meeting. This supersedes all committee references to the duties and election procedures procedure of this Audit Committee, September 24, 1990.

In March 1991 the two nominees receiving the highest # of votes will serve the two-year terms. The nominee receiving the 3rd highest votes will serve one-year term.

Motion was approved.

~

September 24, 1990 (page 11) **Advisory Committee Report – Marianne Cinaglia**
Move that a brief optional statement, not to exceed three type written lines, of background and/or interests of each nominee for Town Office and Town Committee be included with the agenda of the March Town Meeting.

Cy Liberman: “I move that this motion be tabled”. **Motion seconded and tabled.**

~

September 24, 1990 (page 12) **Arden Archives Report** – Sally Hamburger
Ms. Paulina Young’s desire to donate her house and the contents to Arden. She wants
the materials and her house to be preserved for their historical content.

Motion – Mr. Press made a motion that the Archives Committee get together with
Ms. Wright and see what can be worked out and get back with this information at
January Town Assembly. **Motion passed.**

~

January 23, 1989 (page 3) **Buzz Ware Village Center** – Connee Wright McKinney
Moved that the BWVC Committee be authorized to spend up to \$700 for the
purchase and installation of an air-conditioner. \$500 is to come from the current
budget, \$200 from the contingency fund. **Motion carried unanimously.**

~

January 23, 1989 (page 4), **Civic Committee** – Gene Shaw
Moved that the Civic Committee be directed to contract with Arrow Disposal
Company for curbside service. Vote: 23 Aye, 23 Nay. Tie broken by Acting Chairman,
Marianne Cinaglia. **Motion passed.**

~

January 23, 1989 (page 5) **Community Planning Committee** – Sally Thurston
Second reading of proposed amendment to Ordinance #4 (Use of Commons).

Littering of any kind in the woods, streams or commons is prohibited. “Litter”
includes, but is not limited to: cans, paper, building material, etc., and shall also
include organic material, such as piles of leaves, hedge clippings and Christmas trees.

Any party who violates this ordinance and/or refuses to remove litter or repair
damage in a timely manner shall be subject to a fine of \$50 or the cost of the clean-up.

~

March 27, 1989 (page 3) **Community Planning** – Sally Thurston
Final reading of proposed amendment to Ordinance #4 (Use of Commons)

Section #3 Littering of any kind in the woods, streams or commons is prohibited.
“Litter” includes, but is not limited to: cans, paper, building material, etc., and shall
also include organic material, such as piles of leaves, hedge clippings and Christmas
trees.

Section #4 Any party who violates this ordinance and/or refuses to remove litter or repair damage in a timely manner shall be subject to a fine of \$50 or the cost of the clean-up. **Motion to approve** this ordinance amendment carried unanimously.

~

March 27, 1989 (page 5) **Old Business** – Report on the Naaman’s Interceptor – Bob Wynn

Moved that Arden oppose any channelizing of Naamans Creek. Channelizing north of Marsh Rd will erode the creek and damage the natural character of our woodlands. We further oppose channelizing of Naamans Creek through Arden. **Motion passed unanimously.**

~

March 27, 1989 (page 6) **New Business**

Moved that the Buzz Ware Village Center Committee investigate the advisability or feasibility of establishing a Buzz Ware Village Center reserve fund in 1990, or some other year, to be used for building maintenance repairs and projects after the WMA lease expires. The reserve fund could be similar to the Civic reserve fund. The committee should make a recommendation to the Town Assembly within six months. **Motion passed.**

~

June 26, 1989 (page 6) **Community Planning** – Ruth Bean

Moved that the Chairman of Town Assembly appoint 2 Arden representatives to the council on an ongoing basis. **Motion passed.**

~

June 26, 1989 (page 7) **Registration** – Jean Brackman for Lanier Colgan

Results of March election. **Moved** that both people involved in the tie should serve. Each have one-half vote. **Motion passed.**

~

June 25, 1989 (page 8) **New Business**

Moved that Arden express its support for Senate Bill #110 and so inform the legislators and the Delaware Nature Education Society. **Motion Passed Unanimously.**

~

September 25, 1989 (page 5) **Civic Committee** – Eugene Shaw

Moved that the Civic Committee apply to the New Castle County Conservation District for funding of this project. **Motion carried unanimously.**

~

September 24, 1989 (page 5) **Civic Committee** – Eugene Shaw

Moved that the Civic Committee look into the cost and feasibility of aerating the Green. **Motion defeated.**

~

September 24, 1989 (page 5) **Civic Committee** – Eugene Shaw

Moved that the representatives of the Arden Safety, Civic and Community Planning study Ordinance #4 regarding rules for the use of the Arden Commons and shall report back to the town at the January Town Assembly. The dates of the meetings shall be determined by the Chairman. These committees shall make the dates of the meetings public so any interested residents may attend. **Motion carried unanimously.**

~

September 24, 1989 (page 5) **Community Planning** – Gail Rinehart

Moved that the first alternate of all committees shall be charged to attend committee meetings as a non-voting member. **Motion defeated.**

~

September 24, 1989 (page 7) **Archives Committee** – Sally Hamburger

Moved that the Arden Archives Committee be made a standing committee of Town Assembly under the following description.

- A. The Arden Archives Committee shall consist of five residents of Arden elected by a majority of those voting at the regular March meeting. The term shall be two years, three members to be elected on odd numbered years and two on even numbered years.
- B. It shall be the duty of the Arden Archives Committee to preserve and perpetuate the history of Arden as an intentional community. The committee shall:
 1. Collect, catalogue and preserve Arden documents, photos and memorabilia.
 2. Present displays and programs about Arden's past, its people and its arts.
 3. Work towards creating and funding a permanent museum.

Motion passed.

~

September 24, 1989 (page 8) **Archives Committee** – Sally Hamburger

Moved that Ordinance #12, closing the woodlands from dusk until dawn, be continued for another year. **Motion passed unanimously.**

~

September 24, 1989 (page 8) **New Business**

Moved that we write a letter to the Arden Club requiring the Ardensingers to remove their banner, or have Delmarva remove the banner, over Harvey Road within two weeks after a show. **Motion passed.**

~

January 25, 1988 (page 236)

Motion – During Town Meeting there shall be breaks every 1 ½ hours for 5-10 minutes duration. Smokers will smoke outside or in the library with the door shut. Sally Thurston **Motion passed. 31 aye, 12 nay**

~

January 25, 1988 (page 239) **Community Planning** – Steve Tanzer & Cecilia Vore

Moved: When and if an effort to preserve this property as parkland exists, the Community Planning Committee shall recommend an appropriate donation from the town, which shall be submitted to the Budget Committee for inclusion in the next possible budget referendum. **Motion carried.**

~

January 25, 1988 (page 243) **Civic Committee** – Eugen Shaw

Moved that Town Assembly approve contracting Mr. Laxton to collect Arden's trash twice a week at the curb. The price will be \$34,000 for the 1988/89 season. **Motion Defeated: 15 Aye, 31 Nay.**

~

January 25, 1988 (page 243) **Civic Committee** – Eugen Shaw

Moved that the Civic Committee be authorized to use funds budgeted for roads to install speed humps on Millers Rd. **Motion carried: 38 aye, 4 nays**

~

January 25, 1988 (page 243) **Civic Committee** – Eugen Shaw

Memorial Grove Drainage Project:

Moved that the Village of Arden request the New Castle County Soil Conservation District to proceed to completion with the Arden-Drainage Project as presented to the Assembly. The Village share of the cost is not to exceed \$10,500. **Motion carried.**

~

January 25, 1988 (page 244) **Civic Committee** – Eugen Shaw

Moved that the shrubs on the Green be left there as long as they are not in the way of any recreational activity. **Motion carried 21 aye, 20 nays.**

~

January 25, 1988 (page 246) **New Business**

Moved that a duly-elected member of a standing committee will be deemed to have resigned:

A When he or she fails to attend three consecutive regularly scheduled committee meetings and

B upon notification by the appropriate committee to Chairman of Town Assembly. Such a vacancy will be filled in accordance with existing town procedures. **Motion carried.**

~

March 28, 1988 (page 249) Trustee – Shaul Gladstone

A pipe line creating raw sewage in the Arden Creek

Moved: That a representative from the New Castle County Department of Public Works be invited to the June Town Assembly to explain the problem and proposed solution. Copies of this motion should go to the Representatives Gwynne Smith and Charles Hebner and Councilman Richard Cecil **Motion Approved.**

~

March 28, 1988 (page 251) Civic Report – Gene Shaw

Moved: That the fall referendum contain a ballot asking resident if they want to continue our present system, as long as it is available, regardless of cost, or switch to curbside pick-up at a reduced price. **Motion Defeated.**

~

March 28, 1988 (page 253) **Legislative Reference** – John Dossett

Moved: That the Town Assembly support the continued operation of the Legislative Reference Committee, first established in March of 1987. We ask the Town Assembly to develop a slate of nominees to this committee which is to be brought to the June meeting from which 3 shall be elected to serve for the term of June 1988 to March 1989.

We move that beginning in March 1989 membership to this committee, which is intended to be 3, move into the alternate year process with one member being elected on odd numbered years and two members being elected on even numbered years for a two-year term of office or until a successor is duly elected.

We move that in order to establish the alternate year process, the membership position elected at the March 1989 meeting by the lowest positive vote stand for re-election at the March 1990 meeting. **Motion carried.**

~

March 28, 1988 (page 253) **Old Business**

Variance Request on Meadow Lane (Don Holcomb, jr)

Moved that the Access Agreement between the Village of Arden and the landowner be amended in relation to part #1, item e to allow lot #5 to have two (2) curb cuts.

Motion Defeated 33 Nay, 12 Yea

~

June 27, 1988 (page 258) **Advisory** – Marianne Cinaglia

Moved that the \$750 donation to the Fire Company, a line item in the current budget, be distributed thusly: \$500 to Claymont, \$100 to Talleyville, \$100 to Brandywine, \$50 to Bethel Township. **Motion defeated:** 20 Aye, 28 Nay.

~

September 26, 1988 (page 2) **Budget** – Kate Threefoot

Moved that the donation of \$750 to the Fire Company be apportioned among the serving companies: \$550 to Claymont, \$100 to Talleyville, \$100 to Brandywine.

Motion Approved: Aye 38, Nay 17.

~

September 26, 1988 (page 3) **Community Planning** – Ed Rohrabach for Sally Thurston

First reading of proposed amendment to Ordinance #4 (Use of Commons), Section 3 & 7 – Cecilia Vore

This amendment is proposed in lieu of Ordinance #14 as presented at the June meeting.

Ordinance #4, Section #3 – No person shall litter the commons of Arden. Current wording: “Open fires shall not be permitted on the greens or forests except at places designated by the Civic Committee. However, no fires shall be permitted at times the State Fire Marshall proclaims a ban on outdoor fires.:

Proposed wording: Littering of any kind in the woods, streams or commons is prohibited. “Litter” includes, but is not limited to cans, paper, building material, etc., and shall also include organic material, such as piles of leaves, hedge clippings and Christmas trees.

Current section #3, “open fires shall not be permitted, etc.” should become section #4. Current sections #4 through #7 should be renumbered #5 through #8.

Section #8 should read: Any party who violates this ordinance and or refuses to remove litter or repair damage in a timely manner shall be subject to a fine of \$50 or the cost of cleanup.

This proposed amendment requires two more readings at Town Assembly before a vote is taken.

~

September 26, 1988 (page 7) **Old Business** – Bob Wynn

Proposed Resolution:

Whereas New Castle County Department of Public Works on or about March 9, 1988 installed an overflow pipe from manhole 102 of the Naamans Interceptor Sewer line to discharge raw sewage into the Naamans Creek.

This overflow pipe was installed without permit and is in direct violation of the Federal Clean Water Act and of Delaware Code 6003 (a) (2) which states that, “No person shall without first having obtained a permit undertake any activity in a way which may cause or contribute to discharge of a pollutant into any surface or ground water.” This is a criminal offense punishable by a fine of not less than \$2,500 or more than \$25,000 per day.

The course of action now being taken by New Castle County as a remedy assumes that the temporary pipe will continue to discharge raw sewage into the Naamans Creek for 4 to 5 years. This is unacceptable. The Community will not tolerate the severe health and aesthetic degradation of the environment of the Naamans Creek.

The Town Assembly of the Village of Arden hereby resolves that efforts should be exerted to:

- (1) Encourage the State of Delaware to enforce the Federal Clean Water Act and Delaware Code and have the overflow pipe removed;
- (2) Work with New Castle County Department of Public Works to develop an effective maintenance and surface water diversion plan and ensure the integrity of the sanitary sewer lien. Work with NCC Dept of Public Works to review longer range plans for replacement or augmentation of the line.

Motion passed unanimously

~

September 26, 1988 (page 6) **Old Business** – Bob Wynn

Ordinance #12 Closing the woodlands from dusk until dawn, renewed for another year.

~

January 27, 1987 (page 200) **Buzz Ware Village Center** – Connee Wright McKinney
Motion: The Buzz Ware Village Center Committee is hereby authorized to encumber \$2,100 from the \$5,000 appropriated for matching state grants during the current fiscal year ending March 25, 1987, and to use the money for the same purpose during the next fiscal. Year. **Motion unanimously passed.**

~

January 27, 1987 (page 203) Community Planning– Frank Akutowicz
Moved: The Town Assembly of the Village of Arden hereby authorizes the appropriation of \$100 to be donated to the Council of Civic Organizations of Brandywine Hundred. Said donation shall be made from the town's Contingency Fund. **Motion passed unanimously.**

~

January 27, 1987 (page 294) **Ad Hoc Committee** – Virginia Shaw
The Ad Hoc Committee proposes that the present office of Parliamentarian be fused with a new Legislative Reference Committee to be charged with preparing an information bank in the form of an index to the documents underlying Town Assembly procedures (Charter and extensions, Deed of Trust, decisions of the Court of Chancery, Roberts Rules of Order, and minutes of the Assembly). This shall be a research tool for the Assembly Chairman, and committee members needing familiarity with basic Village law and precedents. It shall not restrict the authority of any Arden Officer, but shall be available to each before and during Assembly meetings. At appropriate times any other resident needing such information may arrange to use it. The Legislative Reference Committee shall consist of three members chosen for two-year alternating terms. At least two shall be present at each Assembly session. One of them shall have consulted in advance with the Assembly Chairman on rules and precedents obviously pertinent to the known pending business, and shall sit at the table ready to research any unexpected points arising during debate. He may communicate by memo with the Chairman during meetings as required. A second member shall be in the hall ready to help with any extended search that may occasionally be needed.

The committee shall arrange for the attendance of said member; for the safekeeping of the master index and for its use by officials and interested residents at reasonable times; and for the presence of at least one of its member in town at most times insofar as possible. **Motion tabled until the March meeting.**

~

January 27, 1987 (page 205) **New Business**

Moved by Gene Shaw and seconded: No person or persons while serving as Trustee of the Village of Arden shall accept nomination as a voting member of any elected committee or as a salaried employee of the Village. **Motion was tabled until March.**

~

March 23, 1987 (page 208) **Trustee** – Shaul Gladstone

Moved that the Town Assembly send a communication to the Governor and Joint Finance Committee urging the state to make up for the county's loss in Revenue Sharing Funds. **Motion passed.**

~

March 23, 1987 (page 211) **Community Planning** – Frank Akutowicz

Moved and Amended: The Town Assembly approves of the formation and proposed activity of the AD Hoc Harvey Rd. Committee as outlined in the March 1987 Town meeting. The committee shall consist of no more than 5 members all to be appointed by the Town Assembly Chairman. **Motion passed unanimously.**

~

March 23, 1987 (page 212) **Ad hoc Committee** – Virginia Shaw

Moved that the Village establish a Legislative Reference Committee composed of 3 members whose function is to be familiar with the various governing documents for the Village of Arden and Roberts Rules of Order and to cover all Town Meeting should the need for consultation on proper procedures be warranted. The Chairman of this committee shall be a member of the Advisory Committee. The role of the committee is not to interfere with or usurp the powers of the Town Chairman or various committee chairmen, but to make necessary information quickly accessible to them. These 3 people shall be appointed for a term of 1 year. At the close of this experimental year the Legislative Reference Committee shall submit proposals to the Town Assembly on a motion to establish a standing Legislative Reference Committee. **Motion passed.**

~

March 23, 1987 (page 212) **Ad hoc Committee** – Virginia Shaw

Moved that the Records Examiner, with such assistance as may prove necessary, be authorize to proceed with the project as promptly as possible. **Motion passed.**

~

March 23, 1987 (page 212) **Old Business**

Tabled Motion: No person or persons while serving as a Trustee of the Village of Arden shall accept nomination as a voting member of any elected committee or as a salaried employee of the Village. **Motion Defeated** – 15 Aye, 28 Nay.

~

March 23, 1987 (page 213) **New Business**

Moved that the Town Assembly Chairman either charge an existing committee or form a new committee to develop a plan of expediting the ballot counting process for town committee elections. **Motion passed.**

~

March 23, 1987 (page 213) **New Business**

Moved that Arden go on records as being opposed the counter revolutions in Central America. **Motion tabled until the June meeting.**

~

June 22, 1987 (page 218) **Civic** – Gene Shaw

Moved by Elizabeth Varley Walker: That Civic Committee allow the Highway Ensemble, a Gild of the Arden Club, to leave the sand from their current production in the pit of the Frank Stephens memorial Theater. **Sense of the meeting -leave the sand.**

~

June 22, 1987 (page 219)- **Community Planning** – Steve Tanzer

Motion: Be it resolved that the Village of Arden hereby requests that Rep. Gwynne Smith ask DELDOT to conduct a traffic analysis for the intersection of Harvey Rd. and Orleans Rd. as a means of determining whether or not said intersection would qualify for a traffic signal. **Motion passed unanimously.**

June 22, 1987 (page 222) – **Old Business**

Tabled Motion: Moved that Arden go on records as being opposed the counter revolutions in Central America. **Lifted from table Motion passed: 27 aye, 23 nays.**

~

June 22, 1987 (page 222) – **Old Business**

Sound system

Moved that the town purchase the recommended equipment with funds from the Trustees Administrative Funds. The Chairman of Town Assembly will appoint two caretakers to oversee the equipment, to take care of it, set it up, take it down and store it safely. **Motion passed unanimously.**

~

June 22, 1987 (page 222) – **Old Business**

Resolution of clarification – Frank Akutowicz

The Resolution of Clarification is to be read and voted on at each March meeting before the Assembly elections. **Motion Defeated.**

~

June 22, 1987 (page 222) – **Old Business**

Motion by Steve Threefoot. Moved that the Assembly request that the following points be included in the rent bill sent to each leasehold by the Trustees in February or March of each year. **Motion withdrawn.**

~

September 28, 1987 (page 225) New **Castle County Department of Community Planning**

Moved that the Town Assembly authorize the Chairman to sign a cooperative agreement with the New Castle County Department of Community Development and Housing with intent to join the community Development Block Grant Program under option II, countywide Participation. **Motion Passed.**

~

September 28, 1987 (page 228) – **Civic Committee-** Gene Shaw

Moved that the Civic Committee undertake the project of correcting drainage problems in the ditch from the Club Parking lot to the dam in the Memorial Garden. The committee shall spend no more than \$10,500. **Amendment:** \$10,500 should be added to the 1988/89 budget for the Memorial Grove Drainage Project. **Motion carried amended. Moved** that the Civic Committee bring specifics on this project for the January Assembly. **Motion Carried.**

~

September 28, 1987 (page 229) – **Civic Committee-** Gene Shaw

Moved that the Civic Committee install a speed hump on Millers Road between Marsh and Orleans at a point to be determined by the committee. **Motion withdrawn.**

~

September 28, 1987 (page 230) – Community Planning – Steve Tanzer

Proposed Arden Ordinance Number 14. An ordinance prohibiting the installation of satellite dishes within the legal boundaries of the Village of Arden. **Sense of the meeting vote: Nay.**

~

September 28, 1987 (page 232) **Old Business**

Moved that Ordinance #12, closing the woodlands from dusk to dawn, be continued for another year. **Motion carried.**

~

September 28, 1987 (page 232) **New Business**

Motion – Aaron Hamburger

Whereas, Arden residents approved a referendum in 1985 to support the purchase of parkland from the WMA site on Harvey Rd. with a \$10,000 appropriation, but,

Whereas, the appropriation remains unspent as no agreement between Arden, the other contributing groups and WMA has been consummated,

Therefore, the Town Assembly directs the Community Planning Committee to study this situation and submit to the January, 1988, Town Assembly, a report and recommendation on the land preservation proposal so that the Village of Arden can take appropriate action to either continue to pursue the land purchase or allow the \$10,000 to be released to the Arden general reserve fund. **Motion carried.**

~

September 28, 1987 (page 233) **New Business**

Motion – Parking shall be allowed on the Arden Green for the day of the Arden Fair between the hours of 9 a.m. and 7 p.m. at a cost of \$2 per car. All legal non-resident Fair parking in Arden shall be on the Arden green. Tim Colgan. **Motion Defeated.**

~

September 28, 1987 (page 234) **New Business**

Moved that the Town Assembly approve the burial of Mrs. Dorothy Parker's ashes in Arden's Memorial Garden. – Cecilia Vore.

Moved that this motion be tabled until January when Ethel Monfort, the Memorial Garden representative, will be in attendance. **Motion carried.**

Moved that we offer to scatter Mrs. Parker's ashes in the Field Theater. **Motion carried: 21 aye, 20 nays.**

~

September 28, 1987 (page 234) **New Business**

Moved that the budget figure for garbage collection be increased to \$42,000. **Motion defeated.**

~

January 27, 1986 (page 153) Community Planning – Frank Akutowics

The committee is **rescinding their motion** of the September meeting to transfer enforcement responsibility for Ordinance #13 to Safety Committee. A procedure to enforce the parking ordinance is in place; basically, to proceed after receiving complaints.

~

January 6, 1986 (page 149) **Special Meeting**

Purpose of the meeting: To resolve the impasse created by the failure of the recent referendum to approve an assessment rate for the upcoming year.

Moved: That the Town Assembly confirm either the Assessors' proposal or the alternate proposal by a majority vote. Motion Seconded. **The motion that this assembly has the power to decide this issue passed.**

~

March 24, 1986 (page 157)

Sally Hamburger **moved** that the Advisory Chairman, Donald Berman, be elected to preside at tonight's (Town Assembly) meeting. **Motion seconded and unanimously approved.**

~

March 24, 1986 (page 157)

Resolution – Cy Liberman

The Arden Town Assembly deeply regrets the decision of its Chairman, William Press, to resign from his position and wishes to assure him that his devoted service to this community has been fully appreciated. We believe Mr. Press has been a skillful and even-handed chairman in the often-difficult task of conducting our meeting. We praise him for his skill and fairness in the use of the gavel and also for his repeated attempts, in the face of formidable odds, to get our business conducted and finished in a reasonable time, while making sure everyone was heard We thank him most warmly for his highly valued years of labor as our assembly chairman.

Addendum to resolution: That a committee be formed to ask Bill Press to reconsider running for Town Assembly Chairman. **Resolution approved as amended.** Jim Schwaber **moved** that the election of Town Assembly Chairman be postponed until the June Meeting. Names of potential nominees should be reported to Advisory Committee before their June meeting. **Motion passed.**

~

March 24, 1986 (page 159) – **Safety**

Presentation of the new “Welcome Hither” sign

Moved that the new sign be placed at the existing stile site. **Motion passed.**

~

March 24, 1986 (page 163) – **Old Business**

YMCA Property - Cecilia Vore

Motion #1

Moved that the Registration Committee be directed to hold a special referendum in April or May to authorize the expenditure of \$10,000 to be used toward the purchase of the YMCA land and the preservation of park land the preservation of park land in cooperation with Ardentown, Ardencroft, Windybush and the Wilmington Montessori Association. **Motion #1 Passed.**

Motion #2

Moved that the Community Planning Committee be designated as Arden's representative on the coordinating committee for disposition of the YMCA land.

Motion #2 passed with the provision that the town attorney be consulted before any deal is made.

Amended: Moved that the resolution be amended: Arden's \$10,000 contribution is contingent upon equivalent contribution from the other three communities.

Amendment accepted and passed.

Resolution passed unanimously

~

March 24, 1986 (page 164) – **Old Business**

Motion to reinstate Ordinance #12 closing the woodland from dusk to dawn. This Ordinance should be reviewed by every September Town Assembly. **Motion passed unanimously.**

~

March 24, 1986 (page 164) – **New Business**

Moved that for future referenda, eligible voters be counted on the day the referendum ballots are due rather than the day they are mailed. **Motion passed.**

~

June 23, 1986 (page 169) **Report on Proposed Change in Tax Procedure –** Temma Tanzer and Ruth Holcomb

Moved by Temma Tanzer that this subject be included on the September Town Assembly Agenda. It should be discussed in conjunction with the Assessor's report.

The motion was tabled. It will be considered under New Business.

~

June 23, 1986 (page 176) **Ad Hoc Committee on Town Assembly –** Don Berman

Moved that the Town Assembly adopt the above discussion schedule. **Motion passed.**

Moved that the Town Assembly adopt a Dissemination of Informaton proposal.

Motion passed.

~

June 23, 1986 (page 176) **Old Business**

Does the Town Assembly still wish to pay the \$250 donation to Hanby Corners. This donation was approved by referendum in the 86/87 budget. **Donation approved.**

~

June 23, 1986 (page 176) **Old Business**

Guidelines for procedures if Town Assembly officials cannot perform their duties – Don Berman, Advisory Committee Chairman.

The Advisory Committee was asked to address this issue by motion of the March Town Assembly. The committee felt that the real concern was

What to do if the Town Assembly Chairman is not available to convene the meeting.

The following order of conveners is proposed: 1) Advisory Chairman, 2) Senior Trustee, 3) Town Assembly Secretary, 4) Town Assembly Treasurer. **Motion passed.**

~

June 23, 1986 (page 177) **New Business**

Tanzer request for permission to park on the Pond Rd, fire lane next to his leasehold.

Temma Tanzer moved to have placed on the agenda for the September Town meeting the approval of the tax revision proposal to advise the incoming Board of Assessors to consider this decision for the tax year 1988/89. **Motion defeated 23 Aye, 37 Nays.**

~

June 23, 1986 (page 177) **New Business**

John Austin moved that a Special Town Assembly be called on the third Monday in October to discuss the tax revision proposal. **Motion passed: 32 Ayes, 24 Nays.**

~

September 26, 1986 (page 181) Assessor's Report – Ron Enie

Moved by Don Berman that the Town Assembly form itself into a Committee of the Whole in order to facilitate discussion of all alternative proposals at once. Any Alternative must receive a 2/3 majority of those voting at Town Assembly to go to referendum. **Motion passed.**

~

September 26, 1986 (page 183)

Moved that the Registration Committee hold a meet-the-candidate night for nominated assessors. **Motion passed.**

~

September 26, 1986 (page 187) **New Business**

Ad Hoc Committee- Elizabeth Varley Walker

Moved that Town Assembly adopt the proposal for structural changes in Town Assembly as presented by the Ad Hoc Committee. **Motion Defeated** 17 ay, 33 nay

~

September 26, 1986 (page 187) **New Business**

Moved that Town Assembly handle all business of a committee at the time of the report. This would include not only discussion of the report but also any motions and old or new business. **Motion Passed.**

~

September 26, 1986 (page 187) **New Business**

Moved that all committees have a written report for the secretary. If there is something of great importance to the town the issue and any companion motions should be printed and distributed prior to the start of Town Meeting. Printing expenses should be borne by the individual committee. **Motion Passed.**

~

September 26, 1986 (page 187) **New Business**

Moved that Advisory Committee would be 3 weeks prior to Town Meeting. **Motion passed.**

~

September 26, 1986 (page 187) **New Business**

Moved by Mike Curtis that the Advisory Committee establish ground rules for the Special October Meeting: how long can each person speak; how many out-of-town experts should be permitted. **Motion defeated.**

~

September 26, 1986 (page 187) **New Business**

Moved by Frank Akutowics for Community Planning Committee: The Town Assembly requests the Community Planning Committee to conduct an inquiry into feasible trash management options for the Assembly to consider. The cost of the inquiry shall not exceed the committee's budget, and a printed report shall be made in a timely manner. **Motion passed.**

~

October 10, 1986 (page 191) **Special Meeting**

Motion presented by John Dossett. I move that this meeting of the Town Assembly of Arden approve the proposed reinterpretation of the phrase "State and local taxes", contained in the Deed of Trust and the leases, so that the phrase applies only to local taxes on the land, thereby excluding taxes on the buildings and other improvements belonging to the leaseholders. The Trustees are requested to abide by this

reinterpretation, effective with the property taxes to be paid in 1988. The 1987 Board of Assessors is requested to make an appropriate reduction in the amount of funds estimated to be needed from land rents for the fiscal year beginning March 25, 1988. The Trustees are responsible for timely notification to all leaseholds and New Castle County and for seeing that the County records correctly identify the leaseholders.

Motion defeated: 21 Aye, 57 Nay.

~

October 10, 1986 (page 197) **Special Meeting**

Shaul Gladstone **moved** that this Town Assembly direct the Trustees to investigate the interpretation of the method by which we collect land rent in conjunction with the Center for Public Dialogue.

Amendment: There will be a report to the community at the next Town Meeting.

Motion passed

~

January 28, 1985 (page 106) **New Business**

Advisory Committee Motion #1 – Alton Dahl

Procedure for Replacement of Arden Committee Members

- A. Committee members who are unable to perform their elected duties are expected to resign to allow someone else to replace them on their committee.
- B. When a vacancy on a committee exists, the Committee Chairman will notify the Chairman of the Village Assembly and recommend a replacement. The candidate who is the highest runner-up in the previous election should be considered as first choice if available and willing. The Assembly Chairman shall confirm the vacancy and appoint an interim replacement until the next Town Assembly.
- C. In the event of resignation of a Committee Chairman, remaining members of the committee shall elect a new Chairman who will follow the above procedure to fill the vacancy.

Moved that the procedure be changed to read “the Assembly Chairman may appoint an interim replacement instead of shall appoint. **Motion defeated.**

Advisory Committee Motion #1 approved by Town Assembly

~

January 28, 1985 (page 106) **New Business**

Advisory Committee Motion #2 – Alton Dahl

Nominating Procedure for Village Committees

- A. Revise the second sentence of Clause c of the Advisory Committee Duties described in the Addendum to the Act to Reincorporate to read, “They shall be required to submit at least a sufficient number of nominations as are to be elected to each committee.”
- B. Additional nominations may continue to be made from the floor of the Assembly meeting in January and March. Those made in January will be included by the Village Secretary on the printed ballot after confirmation of the person’s willingness to serv if elected. Nominations from the floor at the March meeting will be handled as write-in candidates on the ballot. **Motion defeated.**

~

January 28, 1985 (page 107) **New Business**

Motion: At the March, 1985 Town Assembly, each committee Chairman will present a brief description of the committee’s duties before the election takes place. **Motion Defeated.**