BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

That Section 2-201 - Compensation and expenses for mayor, council, employees and other elected or appointed officials, of the Dover Code be amended by adding a new paragraph (9) to read as follows:

(9) Board of Adjustments. Each appointed member of the board of adjustments shall receive $75.00 per diem reimbursement for expenses to be paid quarterly for preparation and attendance at each meeting of the board of adjustments, to become effective July 1, 2007.

ADOPTED: *

SYNOPSIS

This amendment would provide for each appointed member of the board of adjustments $75.00 per diem reimbursement for expenses to be paid quarterly for preparation and attendance at each meeting of the board of adjustments similar to like committees and commissions of the City of Dover. (SPONSORS: CAREY, SALTERS, AND WILLIAMS)

***City Clerk's Office Note**: For reference purposes, the entire Section 2-201, with the proposed amendment **(proposed amendment is indicated in Blue Italics)**, has been provided, as follows:*

Sec. 2-201. Compensation and expenses for mayor, council, employees and other elected or appointed officials.

In accordance with section 12 of the Charter, authorizing the council to establish compensation and expenses for the mayor and councilmembers, city employees and other elected or appointed officials, the following fees are hereby established:

(1) Mayor. The mayor shall receive an annual salary of $45,000.00. In addition, the mayor shall receive an expense allotment of up to $5,000.00, to be included in the city's annual budget, for miscellaneous expenses, to be reimbursed upon submission of receipts or proper documentation. Expenses in excess of this amount shall only be permitted by council approval. The mayor shall be entitled to all benefits customary to an employee of the city, except pension benefits, and sick and vacation leave.

(2) Councilmembers generally. Each councilmember shall receive an annual salary of $7,416.00, to be paid monthly. The council president shall receive an annual salary of $8,652.00, to be paid monthly. Councilmembers shall receive reimbursement for actual and necessary expenses incurred when on official business as prescribed by ordinance or policy.

(3) Councilmembers hearing appeals. Members of the council sitting to hear appeals from the municipal assessment shall receive $50.00 for per diem reimbursement for expenses for the preparation and attendance of each meeting of the assessment appeals committee.

(4) Nonemployee election officers. Each person not a city employee appointed to serve as an election judge for any municipal election shall receive $200.00 for per diem reimbursement for each election attended. Each person chosen to serve as a clerical assistant for any municipal election shall receive $150.00 for per diem reimbursement for each election attended.

(5) Employee election officers. Employees of the city appointed to serve as election judges or officials for any municipal election shall receive $150.00 for per diem reimbursement for expenses for each municipal election attended in addition to their regular salary.

(6) Appointee to council committee. Each appointed member to any city council committee, not serving an elected term to any city office, shall receive $75.00 for preparation and attendance at each committee meeting to which the member is appointed.

(7) Employee on council committee. For any city employee appointed to a council committee shall receive $25.00 for reimbursement for expenses per diem for each meeting attended which is held after 5:00 p.m. on a scheduled workday or at any time on a weekend or city-approved holiday.

(8) Planning commission. Each appointed member of the planning commission shall receive $100.00 per diem reimbursement for expenses to be paid quarterly for preparation and attendance at each meeting of the planning commission.

(9) Board of Adjustments. Each appointed member of the board of adjustments shall receive $75.00 per diem reimbursement for expenses to be paid quarterly for preparation and attendance at each meeting of the board of adjustments, to become effective July 1, 2007.

(Code 1981, § 2-70; Ord. of 9-14-1987; Ord. of 8-27-1990; Ord. of 11-26-1990, § 1; Ord. of 1-11-1993; Ord. of 6-27-1994; Ord. of 2-24-1997(2); Ord. of 1-10-2000; Ord. of 10-9-2000; Ord. of 1-22-2001; Ord. of 6-24-2002)

/jg

TAX PARCEL NUMBERS:
LC-00-059.00-01-22.00/000

PREPARED BY:
SCHMITTINGER AND RODRIGUEZ, P.A.
414 South State Street
Dover, Delaware 19901

AGREEMENT

WHEREAS, Paul P. Cartanza and Mark A. Cartanza are the owners of a parcel of land on Edgewater Farm Lane, Little Creek Hundred, Kent County, Delaware; and

WHEREAS, the City of Dover, a municipal corporation of the State of Delaware, desires to obtain an easement across lands of Paul P. Cartanza and Mark A. Cartanza.

NOW, THEREFORE Paul P. Cartanza and Mark A. Cartanza and the City of Dover, in and for the mutual consideration hereinafter recited, receipt of which is hereby acknowledged by and between the parties hereto, hereby mutually covenant and agree as follows, to wit:

1. Paul P. Cartanza and Mark A. Cartanza hereby grant and convey unto the City of Dover an easement to use and occupy the property described in the document attached hereto as Exhibit A for the purpose of connecting electric transmission lines to and from the Cartanza substation.

2. The City of Dover agrees to pay Paul P. Cartanza and Mark A. Cartanza the sum of $17,649.28 on the date of the execution of this Easement Agreement.

3. The City of Dover agrees to pay Paul P. Cartanza and

Mark A. Cartanza the sum of $32,350.72 for clearing the easement and weed-spraying the easement in perpetuity in accordance with City of Dover Electric Department standards.

IN WITNESS WHEREOF, the parties hereto hereby set their hands in seals this _____ day of _____, A.D. 2007.

WITNESS:

_____ BY:_____
PAUL P. CARTANZA

_____ BY:_____
MARK A. CARTANZA

CITY OF DOVER

ATTEST:

_____ BY:_____
City Clerk ANTHONY J. DEPRIMA
City Manager

STATE OF DELAWARE *
* SS:
COUNTY OF KENT *

This instrument was acknowledged before me on this _____ day of _____, A.D. 2007, by Paul P. Cartanza and Mark A. Cartanza.

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

_____
Notary Public
My Commission Expires:_____

STATE OF DELAWARE *
* SS:
COUNTY OF KENT *

This instrument was acknowledged before me on this _____ day of _____, A.D. 2007, by Anthony J. DePrima.

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

_____
Notary Public
My Commission expires: _____

EXHIBIT A

ALL that certain lot, piece or parcel of land, situate in Little Creek Hundred, Kent County, and the State of Delaware, lying on the northwesterly side of County Road #338 (Edgewater Farm Lane), approximately 1,296' northeast of Delaware Route #9 (Bayside Drive), being bounded on the southeast by County Road #338, on the southwest and northwest by lands now or formerly of Paul P. and Mark A. Cartanza, on the north by lands now or formerly of Sandra L. Cartanza, and on the northeast by lands now or formerly of Paul P. and Mark A. Cartanza, and being more particularly bounded and described, as follows to wit:

BEGINNING for the same at a point on the northwesterly right-of-way line of County Road #338 (30.00 feet wide) at a common corner for this easement, lands now or formerly of Paul P. and Mark A. Cartanza, and lands now or formerly of Irene M., Charles W. and Mary Ellen Opdyke, said point being located 1,296', more or less, from the intersection of the centerline of Delaware Route #9 with the northwesterly right-of-way line of County Road #338; thence from the said point of beginning running through lands now or formerly of Paul P. and Mark A. Cartanza along the following three (3) courses: (1) North 39° 25' 17" West - 1,517.95 feet to a point; thence (2) North 09° 33' 28" East - 498.96 feet to a point; thence (3) North 24° 43' 53" West - 177.50 feet to a point in the centerline of Herring Branch at a common corner for this easement, lands now or formerly of Paul P. and Mark A. Cartanza, and lands now or formerly of Sandra L. Cartanza; thence running with the line for lands of said Sandra L. Cartanza, and more or less with the centerline of Herring Branch along the follwing three (3) courses: (1) North 69° 52' 22" East - 55.61 feet to a point; thence (2) North 05° 37' 31" West - 35.60 feet to a point; thence (3) North 50° 06' 43" East - 8.21 feet to a point at a corner for this easement and lands now or formerly of Paul P. and Mark A. Cartanza; thence leaving said centerline of Herring Branch and running through lands now or formerly of Paul P. and Mark A. Cartanza along the following three (3) courses: (1) South 24° 43' 53" East - 231.97 feet to a point; thence (2) South 09° 33' 28" West - 487.93 feet to a point; thence (3) South 39° 25' 17" East - 1,452.71 feet to a point in the northwesterly right-of-way line of County Road #338 at a corner for this easement and lands now or formerly of Paul P. and Mark A. Cartanza; thence running with the northwesterly line of County Road #338, South 28° 04' 30" West - 81.18 feet to a point, the **Place of Beginning.**

Containing within the above described metes and bounds 161.890 sq. ft. (3.7165 acres) of land, be the same more or less.