

NEW CASTLE COUNTY COUNCIL
Louis L. Redding City/County Building
City/County Council Chambers
800 French Street, Wilmington, DE 19801
October 23, 2018
6:30 p.m.
AGENDA

- A. Call to Order
Moment of Silence
Pledge of Allegiance
Roll Call
- B. Approval of Minutes
- C. Announcements
- D. Introduction of Ordinances

°18-106: AMEND THE FY2019 APPROVED OPERATING BUDGET: TRANSFER \$12,500 FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE CONTRACTUAL SERVICES BUDGET LINE ITEM FOR THE DEPARTMENT OF PUBLIC WORKS, FOR THE PURPOSE OF FUNDING A FLEET MANAGEMENT STUDY. Introduced by: Mr. Smiley

°18-107: AMEND THE GRANTS BUDGET: APPROPRIATE \$28,668 FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION (DELDOT) TO THE FIVE POINTS FIRE COMPANY ALL TERRAIN VEHICLES GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Mr. Bell, Mr. Street, Mr. Woods

°18-108: AMEND THE GRANTS BUDGET: APPROPRIATE \$526,086.69 FROM THE STATE OF DELAWARE DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE FY2019 FUND TO COMBAT VIOLENT CRIME GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Mr. Bell, Mr. Street

°18-109: TO PROVIDE FOR THE INSTALLATION OF GRANVILLE WITH RIBS – 12 FOOT POLE WITH OPTIONAL FLUTED BASE STREET LIGHTS IN THE TRADITIONS AT WHITEHALL SUBDIVISION LOCATED IN THE ST. GEORGES HUNDRED AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS. Introduced by: Mr. Bell

°18-110: AMEND THE FY19 APPROVED OPERATING BUDGET: TRANSFER \$104,154 IN THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE FY19 APPROVED BUDGET *MATERIALS AND SUPPLIES* BUDGET LINE ITEM TO THE COMMUNITY SERVICES FY19 APPROVED BUDGET *CONTRACTUAL SERVICES* BUDGET LINE ITEM TO SUPPORT THE COMMUNITY INTERVENTION TEAM. Introduced by: Mr. Street

°18-111: TO AUTHORIZE ABATEMENT OF OUTSTANDING NEW CASTLE COUNTY REAL PROPERTY TAXES AND PENALTIES AND INTEREST ON THE PROPERTY OF THE EDGEMOOR COMMUNITY CENTER, DBA “BELLEVUE COMMUNITY CENTER,” LOCATED AT 510 DUNCAN ROAD, WILMINGTON, DE, TAX PARCEL NUMBER 06-132.00-229. Introduced by: Mr. Cartier

°18-112: TO REVISE NEW CASTLE COUNTY CODE CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS AND OFFICES”), DIVISION 2.05.300 (“DEPARTMENT OF PUBLIC WORKS”) REGARDING ALCOHOL AND DRUG TESTING OF EMPLOYEES OF GENERAL CONTRACTORS AND SUBCONTRACTORS WORKING ON PUBLIC WORKS PROJECTS AND WORKSITES. Introduced by: Mr. Sheldon

°18-113: REVISE ZONING MAP: NEW CASTLE HUNDRED, EAST SIDE CHURCHMANS ROAD, NORTH SIDE CHRISTIANA ROAD (SR 273) AND SOUTHWEST SIDE OLD CHURCHMANS ROAD, 100 PICCARD ROAD, TAX PARCEL NO. 10-024.00-025, 56.49 ACRES FROM CR (COMMERCIAL REGIONAL) TO I (INDUSTRIAL) (The Exploratory Major Land Development Plan for 100 Piccard Road proposes to rezone the property to I for development of a 1,168,211 square foot warehouse facility on 56.49 acres. 2018-0513-S/Z). Introduced by: Mr. Smiley

°18-114: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 6 (“BUILDING CODE”) REGARDING ARTICLE 1 (“GENERAL”), ARTICLE 2 (“DEFINITIONS”), ARTICLE 3 (“ADMINISTRATION”), ARTICLE 4 (“BUILDING CODE”), ARTICLE 5 (“RESIDENTIAL CODE”), ARTICLE 6 (“MECHANICAL CODE”), ARTICLE 7 (“PLUMBING CODE”), ARTICLE 8 (“FUEL GAS CODE”), ARTICLE 9 (“EXISTING BUILDING CODE”), ARTICLE 10 (“ENERGY CONSERVATION CODE”), ARTICLE 11 (“SWIMMING POOL AND SPA CODE”) AND ARTICLE 12 (“VIOLATIONS, ENFORCEMENT, AND PENALTIES”). Introduced by: Mr. Tackett, Ms. Kilpatrick

E. Reports from Select and Special Committees

F. Consent Calendar

R18-170: CONGRATULATING STATE REPRESENTATIVE JOSEPH E. MIRO ON BEING CHOSEN AS DELAWARE TECHNICAL COMMUNITY COLLEGE’S 2018 HISPANIC HERITAGE HONOREE. Introduced by: Ms. Kilpatrick

R18-171: HONORING THE LIFE AND LEGACY OF DAVID G. BAKERIAN. Introduced by: Ms. Kilpatrick

R18-172: CELEBRATING THE 50TH WEDDING ANNIVERSARY OF JOHN AND HARRIS CUNNINGHAM. Introduced by: Mr. Bell

R18-173: HONORING THE HOWARD J. WESTON COMMUNITY AND SENIOR CENTER ON ITS 40th ANNIVERSARY. Introduced by: Mr. Smiley

R18-174: HONORING THE LIFE OF EDWARD C. AUSTIN AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS. Introduced by: Mr. Woods

NOTE: If an item on the Consent Calendar is objected to by a Council member, or a member of the public wishes to obtain additional information about the candidate or proposed legislation, or if a Councilmember intends to offer an amendment to a resolution, seek additional information, or state a conflict, it shall be removed from the Consent Calendar and voted upon separately.

G. Presentations**H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions**

R18-175: AMEND THE FY2019 CAPITAL PROGRAM: APPROPRIATE \$64,000 FROM THE NEW CASTLE COUNTY TECHNOLOGY FEE ACCOUNT WITHIN THE OFFICE OF THE RECORDER OF DEEDS TOWARDS THE DEPARTMENT OF ADMINISTRATION, INFORMATION SYSTEMS EXPANSION II CAPITAL PROJECT. Introduced by: Mr. Smiley, Mr. Cartier

R18-176: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR PICTOMETRY INTERNATIONAL CORPORATION FOR RENEWAL OF AERIAL PHOTOGRAPHY SOFTWARE LICENSES FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$71,899.00. Introduced by: Mr. Smiley, Mr. Cartier

R18-177: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A FINANCING AGREEMENT WITH THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND, ACTING BY AND THROUGH THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, IN AN AMOUNT NOT TO EXCEED \$6,184,000, TO FUND THE MT. PLEASANT INTERCEPTOR PROJECT, HOCKESSIN GREENE STORMWATER REHABILITATION PROJECT AND WOODSIDE COURT STORMWATER REHABILITATION PROJECT; PROVIDING FOR THE PURCHASE OF THE BOND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH. Introduced by: Mr. Smiley, Mr. Cartier

R18-178: CONSENTING TO THE APPOINTMENT OF KAREN PETERSON TO THE POSITION OF CHAIR OF THE NEW CASTLE COUNTY PLANNING BOARD. Introduced by: Mr. Woods

R18-179: REAPPOINTING JOSEPH MANNION TO THE NEW CASTLE COUNTY BOARD OF ASSESSMENT REVIEW. Introduced by: Mr. Weiner

R18-141: (STATUS: TABLED) AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR DIAMOND STATE C-L-T, INC. FOR A PASS-THROUGH GRANT FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$50,000.00. Introduced by: Mr. Smiley, Mr. Cartier

I. Consideration of Ordinances

R18-101: AMEND THE FY2019 CAPITAL BUDGET: APPROPRIATE \$64,000 FROM THE NEW CASTLE COUNTY TECHNOLOGY FEE ACCOUNT WITHIN THE OFFICE OF THE RECORDER OF DEEDS TOWARDS THE DEPARTMENT OF ADMINISTRATION, INFORMATION SYSTEMS EXPANSION II CAPITAL PROJECT. Introduced by: Mr. Smiley, Mr. Cartier

°18-102: AMEND THE FY2019 APPROVED OPERATING BUDGET: APPROPRIATE \$250,000 TO THE DEPARTMENT OF ADMINISTRATION, OFFICE OF LAW CONTRACTUAL SERVICES BUDGET LINE ITEM. Introduced by: Mr. Smiley, Mr. Cartier

°18-103: TO AUTHORIZE THE ABATEMENT OF NEW CASTLE COUNTY REAL PROPERTY TAXES AND PENALTIES ON THE PROPERTY OF THE FOUNTAIN OF LIVING WATER CHURCH LOCATED AT 1013 BROWN STREET, WILMINGTON, DE, TAX PARCEL NUMBER 26-049.10-001. Introduced by: Mr. Street

°18-104: TO REVISE *NEW CASTLE COUNTY CODE*, CHAPTER 14 (“FINANCE AND TAXATION”), ARTICLE 6 (“EXEMPTION FROM REAL PROPERTY TAXATION”), DIVISION 14.06.300. (“PROPERTY OF THE ELDERLY AND DISABLED”), SECTIONS 14.06.302. (“QUALIFICATIONS FOR AND AMOUNT OF ELDERLY EXEMPTION”) AND 14.06.303. (“QUALIFICATIONS FOR AND AMOUNT OF DISABILITY EXEMPTION”) REGARDING RESIDENCY. Introduced by: Mr. Smiley

°18-105: TO AUTHORIZE THE ABATEMENT AND REFUND OF NEW CASTLE COUNTY REAL PROPERTY TAXES ON THE PROPERTY OF NEW COVENANT PRESBYTERIAN CHURCH LOCATED AT 1125 AND 1131 JAMISON CORNER ROAD, MIDDLETOWN, DE, TAX PARCEL NUMBER 13-013.002-27. Introduced by: Mr. Bell

°18-095 AS AMENDED BY FLOOR AMENDMENT NO. 1: (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 4 (“BOARDS, COMMITTEES AND COMMISSIONS”), DIVISION 2.04.000. (“GENERALLY”) TO REQUIRE CERTAIN NEW CASTLE COUNTY BOARDS TO PROVIDE PUBLIC ACCESS TO PUBLIC MEETINGS BY WAY OF CERTAIN AUDIO AND VIDEO SYSTEMS. Introduced by: Mr. Weiner

°17-039: (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 3 (“OFFICERS AND EMPLOYEES”), DIVISION 2.03.100 (“CODE OF ETHICS”), SECTION 2.03.106 (“FINANCIAL DISCLOSURE: STATEMENTS REQUIRED”) REGARDING PERSONS REQUIRED TO FILE A STATEMENT OF FINANCIAL INTERESTS. Introduced by: Ms. Kilpatrick, Mr. Weiner, Mr. Cartier

°17-051: (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 3 (“OFFICERS AND EMPLOYEES”), DIVISION 2.03.100 (“CODE OF ETHICS”), SECTION 2.03.106 (“FINANCIAL DISCLOSURE: STATEMENTS REQUIRED”) REGARDING PERSONS REQUIRED TO FILE A STATEMENT OF FINANCIAL INTERESTS. Introduced by: Ms. Kilpatrick

°17-095: (STATUS: TABLED) REVISE PREVIOUSLY APPROVED PRELIMINARY MAJOR LAND DEVELOPMENT PLAN WITH REZONING FOR VISTA AT RED LION – SECTION 1; RED LION HUNDRED; NORTH SIDE OF OLD PORTER ROAD, WEST OF RED LION ROAD, EAST OF GRISSOM LANE. Introduced by: Mr. Bell

°17-096: (STATUS: TABLED) REVISE PREVIOUSLY APPROVED PRELIMINARY MAJOR LAND DEVELOPMENT PLAN WITH REZONING FOR VISTA AT RED LION – SECTION 2; RED LION HUNDRED; SOUTH SIDE OF OLD PORTER ROAD, WEST OF RED LION ROAD, EAST OF GRISSOM LANE. Introduced by: Mr. Bell

- J. Time Sensitive Congratulatory/Honorary Resolutions**
- K. Introduction/Consideration of Emergency Ordinances**
- L. Public Comment/Other**
- M. Motion to Adjourn**

AGENDA POSTED: October 16, 2018

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2).