A. The meeting was called to order by President Hartley-Nagle at 6:30 p.m. A moment of silence was recognized; members of Council remained standing for the Pledge of Allegiance.

Roll Call

Present
David Carter
John J. Cartier
Dee Durham
Karen Hartley-Nagle
Penrose Hollins
Janet T. Kilpatrick
George Smiley
Jea P. Street
David L. Tackett
Kenneth R. Woods

Absent:
J. William Bell
Elisa Diller
Timothy P. Sheldon

B. Approval of Minutes:
• Councilman Smiley moved to approve the December 11, 2018 council meeting minutes, it was seconded and all were in favor.

C. Announcements: None

D. Introduction of Ordinances:
• "19-001: AMEND THE FY2019 APPROVED SEWER FUND OPERATING BUDGET: APPROPRIATE $60,000 TO THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE CONTRACTUAL SERVICES BUDGET LINE ITEM. Introduced by: Mr. Smiley, Mr. Cartier"
• "19-002: REPEAL AND REPLACE EMERGENCY ORDINANCE NO. 19-001, AND PERMANENTLY AMEND THE FY2019 APPROVED OPERATING BUDGET: PERMANENTLY REDUCE THE FY2019 NEW CASTLE COUNTY COUNCIL CONTINGENCY BUDGET TO PROVIDE FUNDING FOR THE HERO HELP ADDICTION ASSISTANCE PROGRAM AS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Ms. Kilpatrick, Mr. Smiley, Mr. Bell"
• "19-003: AMEND THE GRANTS BUDGET: APPROPRIATE $49,500 FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE FOOD BANK OF DELAWARE – PARKING LOT IMPROVEMENTS GRANT FOR THE DEPARTMENT OF PUBLIC WORKS. Introduced by: Mr. Sheldon, Mr. Woods, Mr. Tackett"
• "19-004: AMEND THE GRANTS BUDGET: APPROPRIATE $27,876.62 FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE HOLLOWAY TERRACE FIRE COMPANY ALL TERRAIN VEHICLES GRANT FOR THE
E. Reports from Select and Special Committees:
   - Councilman Cartier reported that the Finance Committee met on 1/8/19 and discussed items on tonight’s agenda, approved council grants and received an update from the Delaware Board of Trade.

F. Consent Calendar:
   - **R19-001:** NEW CASTLE COUNTY COUNCIL RESPECTFULLY URGES THE DELAWARE GENERAL ASSEMBLY TO SUPPORT HOUSE BILL NO. 1, AN ACT TO AMEND ARTICLE 1 OF THE DELAWARE CONSTITUTION RELATING TO EQUAL RIGHTS. Introduced by: Mr. Smiley, Ms. Kilpatrick, Ms. Diller, Mr. Cartier, Mr. Carter, Ms. Hartley-Nagle
   - **R19-002:** CONGRATULATING AND COMMENDING SENIOR SERGEANT JAMIE DOLAN ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-003:** CONGRATULATING AND COMMENDING SERGEANT KAREN CROWLEY ON HER RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-004:** CONGRATULATING AND COMMENDING MASTER CORPORAL RHONDA CRAS ON HER RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-005:** CONGRATULATING AND COMMENDING MASTER CORPORAL HARLEY FRANKS ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-006:** CONGRATULATING AND COMMENDING MASTER CORPORAL THOMAS PURSE ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-007:** CONGRATULATING AND COMMENDING MASTER CORPORAL MICHAEL WIANT ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-008:** CONGRATULATING AND COMMENDING MASTER CORPORAL WILLIAM BROWN ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-009:** CONGRATULATING AND COMMENDING MASTER CORPORAL JOHN ZIEMBA ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-010:** CONGRATULATING AND COMMENDING OFFICER FIRST CLASS KERRIE UNGER ON HER RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street
   - **R19-011:** CONGRATULATING AND COMMENDING MASTER CORPORAL MICHAEL ZIELINSKI ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT. Introduced by: Mr. Bell, Mr. Street

   Consent Calendar—Adopted
   Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
   Absent: Bell, Diller, Sheldon

G. Presentations: None

H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions:
   - **R19-012:** TO AMEND SECTION 2.5 OF THE NEW CASTLE COUNTY COUNCIL EMPLOYEE HANDBOOK REGARDING OFFERS OF EMPLOYMENT. Introduced by: Mr. Smiley
--It was moved and seconded that R19-012 be read by title only and placed before Council for its consideration.

Resolution 19-012—Adopted
Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
Absent: Bell, Diller, Sheldon

- **R19-013**: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR PHYSIO-CONTROL INC. FOR ANNUAL PREVENTATIVE MAINTENANCE AND SERVICE FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF $84,672.00. Introduced by: Mr. Smiley, Mr. Cartier
--It was moved and seconded that R19-013 be read by title only and placed before Council for its consideration and adoption.

Resolution 19-013—Adopted
Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
Absent: Bell, Diller, Sheldon

- **R19-014**: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR ENVIREP, INC. FOR THE PURCHASE OF TWO DIESEL POWERED WASTEWATER PUMPS FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF $73,850.00. Introduced by: Mr. Smiley, Mr. Cartier
--It was moved and seconded that R19-014 be read by title only and placed before Council for its consideration and adoption.

Resolution 19-014—Adopted
Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
Absent: Bell, Diller, Sheldon

- **R19-015**: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR TD EQUIPMENT FINANCE, INC. FOR THE PURCHASE OF A DIESEL POWERED PUMP FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF $10,695.00. Introduced by: Mr. Smiley, Mr. Cartier
--It was moved and seconded that R19-015 be read by title only and placed before Council for its consideration and adoption.

Resolution 19-015—Adopted
Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
Absent: Bell, Diller, Sheldon

--It was moved and seconded that R19-016 be read by title only and placed before Council for its consideration and adoption.

Resolution 19-016—Adopted
Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
Absent: Bell, Diller, Sheldon
• **R19-017: TO AMEND THE NEW CASTLE COUNTY COUNCIL EMPLOYEE HANDBOOK SECTION 3.8 (“DRUG AND ALCOHOL POLICY”).** Introduced by: Mr. Smiley
  --It was moved and seconded that R19-017 be read by title only and placed before Council for its consideration and adoption.

  **Resolution 19-017—Adopted**
  Yes: Carter, Cartier, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
  No: Durham, Hartley-Nagle
  Absent: Bell, Diller, Sheldon

I. **Consideration of Ordinances:**

• **º17-095: (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
  --º17-095 remained tabled.

• **º17-096: (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
  --º17-096 remained tabled.

J. **Time Sensitive Congratulatory/Honorary Resolutions:** None

K. **Introduction/Consideration of Emergency Ordinances:**

• **Eº19-001: AMEND THE FY2019 APPROVED OPERATING BUDGET: REDUCE THE FY2019 NEW CASTLE COUNTY COUNCIL CONTINGENCY BUDGET TO PROVIDE FUNDING FOR THE HERO HELP ADDICTION ASSISTANCE PROGRAM AS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY.** Introduced by: Ms. Kilpatrick, Mr. Smiley, Mr. Bell
  --It was moved and seconded that Eº19-001 be read by title only and placed before Council for its consideration and adoption.

  **Emergency Ordinance 19-001—Adopted**
  Yes: Carter, Cartier, Durham, Hartley-Nagle, Hollins, Kilpatrick, Smiley, Street, Tackett, Woods
  Absent: Bell, Diller, Sheldon

L. **Public Comment/Other:**

  • Councilman Smiley thanked Council for their support on Eº19-001 and spoke on the process for amending Council Rules.
  • Councilman Hollins expressed concern about the recent Hummers Parade in Middletown, DE.
  • Councilman Street echoed Councilman Hollins’ sentiments.

M. **Motion to Adjourn**

  There being no further testimony, a motion was made by Councilman Smiley to adjourn, it was seconded, and the meeting was adjourned at 7:14 p.m.

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Karen Hartley-Nagle
A recording of the meeting is available upon request.
Respectfully submitted by Tara Finnigan, Legislative Aide/Acting Deputy Clerk of Council