

REGULAR MEETING OF THE NEW CASTLE COUNTY COUNCIL
Louis L. Redding City/County Building
City/County Chambers
800 French Street; Wilmington, DE 19801

MINUTES

Tuesday, June 26, 2018

- 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

John J. Cartier
Elisa Diller
Karen Hartley-Nagle
Penrose Hollins
Janet T. Kilpatrick
Timothy P. Sheldon
George Smiley
Jea P. Street
David L. Tackett
Robert S. Weiner

Absent

J. William Bell*
William Powers, Jr.*
Robert S. Weiner
Kenneth R. Woods*

*Councilman Bell, Councilman Powers and Councilman Woods arrived prior to announcements.

- B. **Approval of Minutes:**
- Councilman Smiley moved to approve the June 12, 2018 Council meeting minutes, it was seconded and all were in favor
- C. **Announcements:** None
- D. **Introduction of Ordinances:**
- **°18-071: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 14 (“FINANCE AND TAXATION”) TO IMPLEMENT A NEW CASTLE COUNTY ACCOMMODATION TAX FOR HOTEL, MOTEL, AND TOURIST HOME STAYS. Introduced by: Mr. Smiley, Mr. Cartier, Mr. Sheldon**
 - **°18-072: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL TO THE SENIOR HOME REPAIR PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Tackett**
 - **°18-073: AMEND THE FY2018 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR THE SENIOR HOME REPAIR PROGRAM GRANT. Introduced by: Mr. Tackett**
- E. **Reports from Select and Special Committees:**

- Councilwoman Diller reported that the Boards and Commissions Sub-Committee met on 6/19/18 and discussed the County's right to appeal Board of Assessment decisions, received an update on SB 160, and enhanced qualification for board members.
- Councilwoman Kilpatrick reported that the Land Use Committee met on 6/19/18 and discussed items on tonight's agenda.
- Councilman Smiley reported that the Finance Committee met on 6/26/18 and discussed items on tonight's agenda and had a checkbook presentation.
- Councilman Smiley reported that the Executive Committee met on 6/12/18 and discussed an item on tonight's agenda and adopted Council Schedule for August 2018.

F. Consent Calendar: None

G. Presentations: None

H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions:

- **R18-085: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR CORBIT CALLOWAY MEMORIAL LIBRARY FOR LIBRARY SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$195,721.00. Introduced by: Mr. Bell, Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-085 be read by title only and placed before Council for its consideration and adoption.

Resolution 18-085—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-086: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR DELAWARE CITY PUBLIC LIBRARY FOR LIBRARY SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$194,996.00. Introduced by: Mr. Bell, Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-086 be read by title only and placed before Council for its consideration and adoption

Resolution 18-086—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-087: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR NEW CASTLE PUBLIC LIBRARY FOR LIBRARY SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$376,102.00. Introduced by: Mr. Bell, Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-087 be read by title only and placed before Council for its consideration and adoption.

Resolution 18-087—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-088: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR WILMINGTON INSTITUTE LIBRARY (MAIN AND NORTH BRANCH) FOR LIBRARY SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$1,641,154.00. Introduced by: Mr. Hollins, Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-088 be read by title only and placed before Council for its consideration and adoption.

Resolution 18-088—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-089: AUTHORIZING THE EXECUTION OF ONE BLANKET PURCHASE ORDER CONTRACT FOR DELAWARE HEALTH AND SOCIAL SERVICES, DIVISION OF PUBLIC HEALTH/OAW FOR DOG CONTROL SERVICES FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$1,575,665.40. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-089 be read by title only and placed before Council for its consideration.

Resolution 18-089—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-090: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR RAVE WIRELESS, INC. FOR LICENSING ASSOCIATED WITH THE RAVE MOBILITY PANIC BUTTON FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$200,000.00. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-090 be read by title only and placed before Council for its consideration.

Resolution 18-090—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-091: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR THE STATE OF DELAWARE DIVISION OF COMMUNICATIONS FOR YEARLY MAINTENANCE CONTRACT FOR VOLUNTEER FIRE SERVICE HIGH-BAND PAGING SYSTEM FOR THE DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$63,156.28. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-091 be read by title only and placed before Council for its consideration.

Resolution 18-091—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-092: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR CSG CONSULTANTS, INC. TO REVIEW AND ASSESS THE EXISTING PRACTICES OF THE CODE ENFORCEMENT UNIT FOR THE DEPARTMENT OF LAND USE IN THE AMOUNT OF \$27,500.00. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-092 be read by title only and placed before Council for its consideration.

Resolution 18-092—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-093: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR WILMINGTON AREA PLANNING COUNCIL (WILMAPCO) TO FUND NEW CASTLE COUNTY'S SHARE OF THE WILMINGTON AREA PLANNING COUNCIL (WILMAPCO) FOR FY2019 FOR THE DEPARTMENT OF LAND USE IN THE AMOUNT OF \$31,500.00. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-093 be read by title only and placed before Council for its consideration.

Resolution 18-093—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-094: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR N. HARRIS COMPUTER CORPORATION FOR RENEWAL OF ANNUAL SOFTWARE MAINTENANCE OF CASHIERING SOFTWARE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$44,287.83. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-094 be read by title only and placed before Council for its consideration.

Resolution 18-094—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-095: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR COGSDALE CORPORATION FOR THE RENEWAL OF ANNUAL COMPUTER SOFTWARE MAINTENANCE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$220,135.36. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-095 be read by title only and placed before Council for its consideration.

Resolution 18-095—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-096: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR MANATRON, INC. FOR ANNUAL SOFTWARE MAINTENANCE AND SUPPORT FOR THE SIGMA SYSTEMS FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$35,535.60. Introduced by: Mr. Smiley, Mr. Cartier**

--It was moved and seconded that R18-096 be read by title only and placed before Council for its consideration.

Resolution 18-096—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-097: PLAN OF 144 SOUTH DUPONT HIGHWAY; NEW CASTLE HUNDRED, EAST SIDE OF SOUTH DUPONT HIGHWAY, 670 FEET SOUTH OF LISA DRIVE; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO CONSTRUCT AN 84,100 SQUARE FOOT CLIMATE CONTROLLED STORAGE FACILITY; CR ZONING; COUNCIL DISTRICT 12. Introduced by: Mr. Bell**

--It was moved and seconded that R18-097 be read by title only and placed before Council for its consideration and adoption.

Resolution 18-097—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-098: AUTHORIZING THE NEW CASTLE COUNTY EXECUTIVE TO EXECUTE A GUARANTEE AGREEMENT FOR THE CONSTRUCTION OF AN INDOOR TENNIS FACILITY AT DELCASTLE PARK. Introduced by: Mr. Smiley**

--It was moved and seconded that R18-098 be read by title only and placed before Council for its consideration.

Resolution 18-098—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-099: 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 \$1,703,000, TO FUND THE CONSTRUCTION OF IMPROVEMENTS TO SEWER CAPACITY IN THE AREA JUST SOUTH OF NEWARK; PROVIDING FOR THE PURCHASE OF THE BOND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH. Introduced by: Ms. Diller, Mr. Tackett**

--It was moved and seconded that R18-099 be read by title only and placed before Council for its consideration and adoption.

Resolution 18-099—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **R18-080: (STATUS: TABLED) CONSENTING TO THE APPOINTMENT OF DAVID M. GREGOR TO THE POSITION OF CHIEF FINANCIAL OFFICER. Introduced by: Ms. Hartley-Nagle**

--It was moved and seconded that R18-080 be lifted from the table, read by title only and placed before Council for its consideration and adoption.

Resolution 18-080—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

I. Consideration of Ordinances

- **°18-062: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 14 (“FINANCE AND TAXATION”) REGARDING THE RECOUPMENT OF COLLECTION FEES FOR DELINQUENT TAXES AND SEWER SERVICE CHARGES. Introduced by: Ms. Diller**

--It was moved and seconded that °18-062 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-062—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-063: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL TO THE COMMUNITY OUTREACH PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES** Introduced by: Mr. Street

--It was moved and seconded that °18-063 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-063—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-064: AMEND THE FY2018 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR THE COMMUNITY OUTREACH PROGRAM.** Introduced by: Mr. Street

--It was moved and seconded that °18-064 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-064—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-065: AMEND THE GRANTS BUDGET: APPROPRIATE \$164,300 IN ANTICIPATED STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2019, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES.** Introduced by: Mr. Hollins, Ms. Diller

--It was moved and seconded that °18-065 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-065—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-066: AMEND THE GRANTS BUDGET: APPROPRIATE \$200,125.54 IN ACTUAL PROGRAM INCOME TO THE HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FY2015 GRANT TO BE ADMINISTERED BY THE NEW CASTLE COUNTY DEPARTMENT OF COMMUNITY SERVICES.** Introduced by: Mr. Hollins, Ms. Diller

--It was moved and seconded that °18-066 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-066—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-067: AMEND THE GRANTS BUDGET: APPROPRIATE \$350,000 TO THE CONTRACTED POLICE DUTY REVOLVING FUND, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY.** Introduced by: Mr. Bell, Mr. Street

--It was moved and seconded that °18-067 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-067—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-068: AMEND THE ANNUAL FY2019 OPERATING BUDGET: REDUCE THE FY2019 APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY, OFFICE OF EMERGENCY MANAGEMENT, BY \$434,297 TO PROVIDE THE ANNUAL COUNTY MATCH FOR THE OFFICE OF EMERGENCY MANAGEMENT GRANT FOR FY2019. Introduced by: Mr. Bell, Mr. Street**

--It was moved and seconded that °18-068 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-068—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-069: AMEND THE GRANTS BUDGET: APPROPRIATE \$292,000 IN FEDERAL FUNDING FROM THE DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY, \$434,297 IN LOCAL FUNDING FROM NEW CASTLE COUNTY AND \$60,000 IN PRIVATE FUNDING FROM THE PUBLIC SERVICE ENTERPRISE GROUP NUCLEAR TO FUND THE OPERATIONS OF THE NEW CASTLE COUNTY OFFICE OF EMERGENCY MANAGEMENT FOR FY2019. Introduced by: Mr. Bell, Mr. Street**

--It was moved and seconded that °18-069 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-069—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-070: AMEND THE GRANTS BUDGET: APPROPRIATE ADDITIONAL FEDERAL GRANT AWARD OF \$49,336 FROM THE FEDERAL BUREAU OF JUSTICE ASSISTANCE THROUGH THE DELAWARE CRIMINAL JUSTICE COUNCIL TO THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC SAFETY'S CRIMINAL JUSTICE COUNCIL POLICE CONNECTION ALLIANCE GRANT. Introduced by: Mr. Bell, Mr. Street**

--It was moved and seconded that °18-070 be read by title only and placed before Council for its consideration and adoption.

Ordinance 18-070—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- Mr. Smiley moved to go out of order to consider Ordinance No. 18-058 and Ordinance No. 18-059. The motion was seconded and unanimously approved.

- **°18-058: (STATUS: TABLED) TO AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE EMPLOYEES AND TO ADOPT THE CLASS SPECIFICATION FOR THE POSITION TITLE OF PARKS DIVISION MANAGER. Introduced by: Ms. Hartley-Nagle**

--It was moved and seconded that °18-058 be lifted from the table, read by title only and placed before Council for consideration and adoption.

Ordinance 18-058—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- **°18-059: (STATUS: TABLED) TO AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE ROW OFFICE EMPLOYEES AND TO UPGRADE THE POSITION TITLE OF REGISTER OF WILLS OFFICE ADMINISTRATOR. Introduced by: Ms. Hartley-Nagle**

--It was moved and seconded that °18-059 be lifted from the table, read by title only and placed before Council for consideration and adoption.

Ordinance 18-059—Adopted

Yes: Bell, Cartier, Diller, Hartley-Nagle, Hollins, Kilpatrick, Powers, Sheldon, Smiley, Street, Tackett, Woods

Absent: Weiner

- Mr. Smiley moved to return to regular order of business. The motion was seconded and unanimously approved.

- **°17-115: REVISE ZONING MAP: WHITE CLAY CREEK HUNDRED, SOUTH SIDE OF CHURCHMANS ROAD AT THE TERMINUS OF ADDISON DRIVE, TAX PARCEL NUMBERS 09-024.00-013, 09-025.00-008, 09-025.00-009, 09-025.00-010, 09 025.00-011, 100 ADDISON DRIVE, REZONE 136.56 ACRES FROM S (SUBURBAN) TO ST (SUBURBAN TRANSITION), REZONE 0.13 ACRES FROM NC (NEIGHBORHOOD CONSERVATION) 6.5 TO CR (COMMERCIAL REGIONAL), REZONE 7.45 ACRES FROM S (SUBURBAN) TO CR (COMMERCIAL REGIONAL), REZONE 2.12 ACRES FROM NC (NEIGHBORHOOD CONSERVATION) 6.5 TO ST (SUBURBAN TRANSITION) AND TO AMEND THE COMPREHENSIVE PLAN CONSISTENT THEREWITH. (The Exploratory Major Land Development Plan for Cavaliers Country Club proposes to rezone the property from S and NC6.5 to ST and CR, so as to consolidate the existing parcels to create 434 residential lots, 288 apartment units, maintain a 29,070 SF clubhouse and propose a 15,390 SF banquet center expansion. 2016-0491-S/Z.).**

Introduced by: Mr. Woods

--It was moved and seconded that °17-115 be read by title only and placed before Council for its consideration and adoption.

--Mr. Woods requested that the applicant present to Council.

--Shawn Tucker, representing the applicant Carlino Development made a presentation and responded to Council Members' questions.

--George Haggerty, Department of Land Use, Tracy Surlis, Acting General Manager of Public Works, Mark Tudor, and DelDOT also responded to Council Members' questions.

--Public Comment: Mario Ganuemi, Frank Parker, Ruth James, Kathie Herel, Suzanne Herel, Sandy Maher, Nancy Willing, Oriole O'Neill, Bob Fischer, Dave Washabaugh, Kevin Andrews, Karen Johnson.

Ordinance 17-115—Adopted

Poll Vote

Bell: No, based upon the neighboring communities' concerns and concerns over traffic impact.

Cartier: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board, the applicant's positive engagement with the working group and because this density complies with New Castle County's comprehensive plan.

Diller: Yes, based on the positive recommendation of the Department of Land Use, the applicant's positive engagement with the community and the plan's consistency with the surrounding community.

Hartley-Nagle: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board.

Hollins: Yes, based on the positive recommendation of the Department of Land Use.

Kilpatrick: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board, the working groups recommendations and because the plan is consistent with New Castle County's comprehensive plan.

Powers: Yes, based on the positive recommendation of the Planning Board, the consistency with the New Castle County Comprehensive Plan.

Sheldon: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board and because it is consistent with the Churchmans Crossing Plan.

Smiley: Yes, based on the positive recommendation of the Department of Land Use and the comments made here this evening.

Street: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board and because of the positive engagement with the surrounding community.

Tackett: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board, because of the comments from DeDOT, the Christiana Fire Company and from the school district.

Weiner: Absent

Woods: No, based on the neighbors' concerns, unresolved traffic issues and the number of questions that remain unanswered at this time.

- **°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**
--°17-095 remained tabled.
- **°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**
--°17-096 remained table

J. Time Sensitive Congratulatory/Honorary Resolutions: None

K. Introduction/Consideration of Emergency Ordinances: None

L. Public Comment/Other: None

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 10:08 p.m.

Karen Hartley-Nagle
Council President
New Castle County

A recording of the meeting is available upon request.

Respectfully submitted by Tara Finnigan, Legislative Aide/Acting Deputy Clerk of Council