

**SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, JANUARY 31, 2017**

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, January 31, 2017, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

<b>Michael H. Vincent</b>	<b>President</b>
<b>George B. Cole</b>	<b>Vice President</b>
<b>Robert B. Arlett</b>	<b>Councilman</b>
<b>Irwin G. Burton III</b>	<b>Councilman</b>
<b>Samuel R. Wilson Jr.</b>	<b>Councilman</b>
<b>Todd F. Lawson</b>	<b>County Administrator</b>
<b>Gina A. Jennings</b>	<b>Finance Director</b>
<b>J. Everett Moore Jr.</b>	<b>County Attorney</b>

The Invocation and Pledge of Allegiance were led by Mr. Vincent.

**Call to  
Order**

Mr. Vincent called the meeting to order.

**M 040 17  
Approve  
Agenda**

A Motion was made by Mr. Wilson, seconded by Mr. Arlett, to approve the Agenda, as posted.

**Motion Adopted: 5 Yeas.**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Yea; Mr. Cole, Yea;  
Mr. Vincent, Yea**

**Minutes**

The minutes of January 24, 2017 were approved by consent.

**Public  
Comments**

**Public Comments**

Dan Kramer commented on the audio system.

**M 041 17  
Approve  
Consent  
Agenda**

A Motion was made by Mr. Arlett, seconded by Mr. Cole, to approve the following items listed under the Consent Agenda:

**Wastewater Agreement No. 446-7  
Sussex County Project No. 81-04  
Hopkins – Pettyjohn Subdivision (AKA Red Mill Pond North) – Phase 5  
West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District**

**Wastewater Agreement No. 1042-1  
Sussex County Project No. 81-04  
Truitt Homestead – Phase 1 (Construction Record)  
West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District**

**M 041 17**                      **Wastewater Agreement No. 1042-2**  
**Approve**                      **Sussex County Project No. 81-04**  
**Consent**                      **Truitt Homestead – FM & PS – Phase 1B (Construction Record)**  
**Agenda**                      **West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District**  
**(continued)**

**Motion Adopted:        5 Yeas.**

**Vote by Roll Call:      Mr. Arlett, Yea; Mr. Burton, Yea;**  
**Mr. Wilson, Yea; Mr. Cole, Yea;**  
**Mr. Vincent, Yea**

**Atlantic**                      **Michael Franklin, President/CEO, Atlantic General Hospital, gave a**  
**General**                      **presentation on what the hospital is doing in the region and its plans for the**  
**Hospital**                      **future to serve the growing population.**

**Appoint-**                      **Mr. Lawson presented a recommendation to appoint Mike Costello,**  
**ment to**                      **Government Affairs Manager, to the Common Interest Community**  
**Common**                      **Advisory Council. The General Assembly created the Office of the**  
**Interest**                      **Ombudsman for the Common Interest Community in the Department of**  
**Community**                      **Justice in August 2014. Each county has a representative on the Council.**  
**Advisory**                      **Mr. Lawson stated that he attends the meetings when he is available and he**  
**Council**                      **recommended further representation.**

**M 042 17**                      **A Motion was made by Mr. Arlett, seconded by Mr. Burton, that the Sussex**  
**Approve**                      **County Council appoints Mike Costello, Government Affairs Manager, to**  
**Appoint-**                      **serve as the designee for the Sussex County Council on the State Common**  
**ment to**                      **Interest Community Advisory Council.**  
**Common**

**Interest**                      **Motion Adopted:        5 Yeas.**  
**Community**

**Advisory**                      **Vote by Roll Call:      Mr. Arlett, Yea; Mr. Burton, Yea;**  
**Council**                      **Mr. Wilson, Yea; Mr. Cole, Yea;**  
**Mr. Vincent, Yea**

**Digital**                      **Mr. Lawson gave a presentation on a new zoning map of Sussex County**  
**Zoning**                      **which has been created created digitally through the Mapping and Addressing**  
**Map**                              **office and the Planning and Zoning office. This is the first comprehensive**  
**Presenta-**                      **electronic version created since the original paper maps. Staff, along with**  
**tion**                              **Eastern Shore Regional GIS Cooperative and Salisbury University in**  
**Maryland, have worked over the past 18 months to digitize and update the**  
**zoning map. The map shows more than 160,000 parcels of land and**  
**breaks down their zoning type and acreage along with other information.**  
**Mr. Lawson noted that the information on the original paper maps has been**  
**memorialized and he also noted that the digital maps leave in place all**  
**current zonings and approvals.**

**Draft**                              **Mr. Lawson explained that for the County to move from a paper version of**  
**Ordinance/**                      **the maps to a GIS version, it requires ordinance approval and he presented**  
**Official**                              **a Draft Ordinance entitled “AN ORDINANCE TO AMEND THE CODE**  
**Zoning Map**

**Draft Ordinance/ Official Zoning Map (continued)**

**OF SUSSEX COUNTY, CHAPTER 115 (“ZONING”), ARTICLE II (“ESTABLISHMENT OF DISTRICTS; MAPS”) AND TO REPLACE THE OFFICIAL ZONING MAP OF SUSSEX COUNTY WITH AN IDENTICAL OFFICIAL ZONING MAP IN GIS-BASED FORMAT”.**

**Synopsis: This Ordinance replaces the current Official Zoning Map of Sussex County with an identical GIS-based zoning map. Sussex County Code is amended to make the GIS-based zoning map the Official Zoning Map of Sussex County. The Official Zoning Map will be available for inspection at the office of Planning and Zoning and through the Sussex County government website. Copies of the Official Zoning Map will be available to the public through the Sussex County Office of Mapping and Addressing upon request for a reasonable fee.**

**Introduction of Proposed Ordinance**

**Mr. Cole introduced the Proposed Zoning Ordinance entitled “AN ORDINANCE TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 115 (“ZONING”), ARTICLE II (“ESTABLISHMENT OF DISTRICTS; MAPS”) AND TO REPLACE THE OFFICIAL ZONING MAP OF SUSSEX COUNTY WITH AN IDENTICAL OFFICIAL ZONING MAP IN GIS-BASED FORMAT”.**

**The Proposed Ordinance will be advertised for Public Hearing.**

**Administrator’s Report**

**Mr. Lawson read the following information in his Administrator’s Report:**

**1. Sussex County Council Comprehensive Land Use Plan Workshop**

**The Sussex County Council will be joined by members of the Planning and Zoning Commission next Tuesday, February 7, 2017, for a joint workshop to work on the 2018 Comprehensive Land Use Plan. During the workshop, the County’s consultants, McCormick Taylor, will provide draft goals and objectives regarding the comprehensive plan for the group’s discussion on a path forward on the plan. The workshop will be held at the County’s West Complex at 1:30 p.m.**

**Airport Electrical Enclosures Project**

**Hans Medlarz, County Engineer, presented the bid results for the Airport Electrical Enclosures Project, Contract 17-11. Four bids were received; however, there was only one responsive bidder, Fibrebond, Inc., in the bid amount of \$256,294.00.**

**M 043 17 Award Bid**

**A Motion was made by Mr. Arlett, seconded by Mr. Cole, based upon the recommendation of the Engineering Department, that Contract 17-11, Airport Electrical Enclosures, be awarded to Fibrebond Corporation, of Minden, Louisiana in the amount of \$256,294.00**

**Motion Adopted: 5 Yeas.**

**M 043 17  
(continued)**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Yea; Mr. Cole, Yea;  
Mr. Vincent, Yea**

**Grant  
Requests**

**Mrs. Jennings presented grant requests for the Council's consideration.**

**M 044 17  
Council-  
manic  
Grant**

**A Motion was made by Mr. Cole, seconded by Mr. Arlett, to give \$2,500.00 (\$500.00 from each Councilmanic Grant Account) to Delaware Technical & Community College for the renovation of the Veterans Resource Center.**

**Motion Adopted: 5 Yeas.**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Yea; Mr. Cole, Yea;  
Mr. Vincent, Yea**

**M 045 17  
Council-  
manic  
Grant**

**A Motion was made by Mr. Wilson, seconded by Mr. Cole, to give \$150.00 from Mr. Wilson's Councilmanic Grant Account to Greenwood Memorial VFW Auxiliary Post 7478 for Auxiliary Convention.**

**Motion Adopted: 5 Yeas.**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Yea; Mr. Cole, Yea;  
Mr. Vincent, Yea**

**Introduction  
of Proposed  
Ordinances**

**Mr. Arlett introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR AN EVENT VENUE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 62.157 ACRES, MORE OR LESS" (Conditional Use No. 2076) filed on behalf of Joseph Mark Zduriencik (Tax I.D. No. 533-18.00-20.01-20.10) (911 Address: None Available).**

**Mr. Cole introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CAMPGROUND TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 4.199 ACRES, MORE OR LESS" (Conditional Use No. 2077) filed on behalf of Joy Marshall Ortiz (Tax I.D. No. 234-28.00-58.04) (911 Address: None Available).**

**Mr. Burton introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A PROFESSIONAL OFFICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH**

**Introduction of Proposed Ordinances (continued)**     **HUNDRED, SUSSEX COUNTY, CONTAINING 0.974 ACRE, MORE OR LESS” (Conditional Use No. 2078) filed on behalf of Sunlight Ventures, Ltd. (Tax I.D. No. 334-4.00-84.00) (911 Address: 29003 Lewes-Georgetown Highway, Lewes).**

**Mr. Wilson introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A USED CAR SALES AND COMPUTER REPAIR AND SALES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 0.75 ACRE, MORE OR LESS” (Conditional Use No. 2081) filed on behalf of Rafael Arias (Tax I.D. No. 130-3.00-65.04) (911 Address: 7194 Shawnee Road, Milford).**

**Council Members’ Comments**

**Council Members’ Comments**

**Mr. Vincent referenced the meeting of the Delaware League of Local Governments held on January 26th and he reported on the new officers that were installed and the legislative report given by the League’s Lobbyist.**

**M 046 17  
Go Into  
Executive  
Session**

**At 11:33 a.m., a Motion was made by Mr. Wilson, seconded by Mr. Cole, to recess the Regular Session and go into Executive Session to discuss matters relating to land acquisition, personnel and job applicants’ qualifications.**

**Motion Adopted:     5 Yeas.**

**Vote by Roll Call:     Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Yea; Mr. Cole, Yea;  
Mr. Vincent, Yea**

**Executive Session**

**At 11:36 a.m., an Executive Session of the Sussex County Council was held in the Basement Caucus Room for the purpose of discussing matters relating to land acquisition, personnel and job applicants’ qualifications. The Executive Session concluded at 1:04 p.m.**

**M 047 17  
Reconvene  
Regular  
Session**

**At 1:10 p.m., a Motion was made by Mr. Arlett, seconded by Mr. Burton, to come out of Executive Session and to reconvene the Regular Session.**

**Motion Adopted:     3 Yeas, 2 Absent.**

**Vote by Roll Call:     Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Absent; Mr. Cole, Absent;  
Mr. Vincent, Yea**

**There was no action on Executive Session matters.**

**M 048 17  
Adjourn**

**A Motion was made by Mr. Arlett, seconded by Mr. Burton, to adjourn at 1:10 p.m.**

**M 048 17  
(continued)**

**Motion Adopted: 3 Yeas, 2 Absent.**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;  
Mr. Wilson, Absent; Mr. Cole, Absent;  
Mr. Vincent, Yea**

**Respectfully submitted,**

**Robin A. Griffith  
Clerk of the Council**

*{An audio recording of this meeting is available on the County's website.}*