

**SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, SEPTEMBER 9, 2014**

**A regularly scheduled meeting of the Sussex County Council was held on Tuesday, September 9, 2014, 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>Samuel R. Wilson, Jr.</b>	<b>Vice President</b>
<b>George B. Cole</b>	<b>Councilman</b>
<b>Joan R. Deaver</b>	<b>Councilwoman</b>
<b>Vance Phillips</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 421 14  
Amend  
and  
Approve  
Agenda**

**A Motion was made by Mr. Wilson, seconded by Mrs. Deaver, to amend the Agenda by striking “Job Applicants Qualifications” and “Personnel” under Executive Session and to approve the Agenda, as amended.**

**Motion Adopted: 4 Yeas, 1 Absent.**

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Absent; Mr. Wilson, Yea;  
Mr. Vincent, Yea**

**Minutes**

**The minutes of August 12, 19, and 22, 2014 were approved by consent.**

**Corre-  
spondence**

**Mr. Moore read the following correspondence:**

**YMCA OF DELAWARE, SUSSEX FAMILY YMCA, REHOBOTH BEACH, DELAWARE.**

**RE: Letter in appreciation of grant to the Strong Kids Campaign.**

**Mrs. Deaver shared comments she has heard about loud motorcycles traveling at high rates of speed in the Lincoln area. She stated that she would bring this matter to the attention of the police.**

**Mr. Phillips joined the meeting.**

**M 422 14  
Approve  
Consent  
Agenda**

**A Motion was made by Mr. Wilson, seconded by Mrs. Deaver, to approve the following items listed under the Consent Agenda:**

**M 422 14  
Approve  
Consent  
Agenda  
(continued)**

**Wastewater Agreement No. 856-4  
Sussex County Project No. 81-04  
Millville By The Sea – Summerwind Village, Phase 2  
Millville Expansion of the Bethany Beach Sanitary Sewer District**

**Wastewater Agreement No. 856-7  
Sussex County Project No. 81-04  
Millville By The Sea – Summerwind Village, Phase 3  
Millville Expansion of the Bethany Beach Sanitary Sewer District**

**Wastewater Agreement No. 378-5  
Sussex County Project No. 81-04  
Warrington Creek – Phase 5 (A/K/A Sawgrass)  
West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District**

**Motion Adopted: 5 Yeas.**

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea**

**Adminis-  
trator's  
Report**

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

**1. Advisory Committee on Aging & Adults with Physical Disabilities for Sussex County**

**The Advisory Committee on Aging & Adults with Physical Disabilities for Sussex County will meet September 15 at 10:00 a.m. at the Sussex County Administrative Offices West Complex, 22215 North DuPont Boulevard, in Georgetown. Lokia Turner, Director, Delaware Medicare Assistance Bureau, will be speaking on "Current Topics with Medicare in Delaware."**

**The Advisory Committee's Conference Planning Subcommittee will also meet September 15 at 11:30 a.m. at the West Complex.**

**A copy of the agenda for both meetings is attached.**

**2. Projects Receiving Substantial Completion**

**Per the attached Engineering Department Fact Sheets, Hunters Walk and Senators – Phase 2A received Substantial Completion effective August 15 and September 3, 2014, respectively.**

**3. Sussex County Emergency Operations Center Call Statistics – August 2014**

**Attached please find the call statistics for the Fire and Ambulance Callboard for August 2014. There were 18,842 total calls handled**

Adminis-  
trator's  
Report  
(continued)

for the month of August. Of those 9-1-1 calls in August, 83 percent were made from wireless phones.

4. Public Safety Initiative Announcement

Sussex County officials and representatives of the fire, EMS, and law enforcement communities will gather on September 11<sup>th</sup> to unveil an important public safety initiative. The announcement will be made at 11:00 a.m. Thursday, September 11, 2014, at the Sussex County Emergency Operations Center, 21911 Rudder Lane, near the Sussex County Airport. The event will outline a new initiative to enhance public safety and potentially save lives in Sussex County.

After the news conference, there will be an opportunity for media to interview members of the public safety community, as well as tour, photograph, and video the County's EOC/9-1-1 Center.

[Attachments to the Administrator's Report are not attachments to the minutes.]

Grant  
Requests

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

M 423 14  
Council-  
manic  
Grant

A Motion was made by Mrs. Deaver, seconded by Mr. Phillips, to give \$750.00 (\$500.00 from Mrs. Deaver's Councilmanic Grant Account and \$250.00 from Mr. Phillips' Councilmanic Grant Account) to Mount Joy Civic Association for a community back-to-school fundraising event.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea

Grant  
Tabled

The grant request from Primeros Pasos was tabled for one week.

M 424 14  
Council-  
manic  
Grant

A Motion was made by Mrs. Deaver, seconded by Mr. Wilson, to give \$600.00 from Mrs. Deaver's Councilmanic Grant Account to GFWC Zwaanendael Women's Club for building repairs.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea

Introduction  
of Proposed  
Ordinances

Mrs. Deaver introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A SELF-

**Introduction  
of Proposed  
Ordinances  
(continued)**

**STORAGE FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 3.74 ACRES, MORE OR LESS” (Conditional Use No. 1998) filed on behalf of Todd Fisher (Tax I.D. No. 334-1.00-15.02/15.04) (911 Address: 16542 Old Mill Road, Lewes).**

**Mrs. Deaver introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A BBQ VENDOR TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 73 ACRES, MORE OR LESS” (Conditional Use No. 1999) filed on behalf of Hopkins Farm Creamery, Inc. (Tax I.D. No. 334-10.00-51.00) (911 Address: 18186 Dairy Farm Road, Lewes).**

**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 FACILITY FOR WEDDING CEREMONIES AND RECEPTIONS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 1.683 ACRES, MORE OR LESS” (Conditional Use No. 2000) filed on behalf of Jovid Venture, LLC (Tax I.D. No. 334-12.00-121.01) (911 Address: 35060 Warrington Road, Rehoboth Beach).**

**Mrs. Deaver introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A VETERINARY PRACTICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 32,671 SQUARE FEET, MORE OR LESS” (Conditional Use No. 2001) filed on behalf of Christina Abramowicz (Tax I.D. No. 334-1.00-23.00) (911 Address: 16403 Old Mill Road, Lewes).**

**Mrs. Deaver introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A C-1 GENERAL COMMERCIAL DISTRICT FOR A DISTILLERY WITH TOURS/TASTING/RETAIL TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 24,523 SQUARE FEET, MORE OR LESS” (Conditional Use No. 2002) filed on behalf of Beach Bum Distilling, c/o I3A (Tax I.D. No. 334-5.00-74.01) (911 Address: 32191 Nassau Road, Lewes).**

**Mr. Phillips introduced the Proposed Ordinance entitled “AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A C-1 GENERAL COMMERCIAL DISTRICT TO AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A**

**Introduction of Proposed Ordinances (continued)**      **CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 21,923 SQUARE FEET, MORE OR LESS” (Change of Zone No. 1761) filed on behalf of Elizabeth A. Brinton (Tax I.D. No. 134-18.00-85.00) (911 Address: 35540 Janus Court, Frankford).**

**Mr. Phillips introduced the Proposed Ordinance entitled “AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 23.37 ACRES, MORE OR LESS” (Change of Zone No. 1762) filed on behalf of Hale Trailer Brake & Wheel (Tax I.D. No. 532-13.00-78.00) (911 Address: None Available).**

**Additional Business**      **Under Additional Business, Dan Kramer commented on tire piles in the County.**

**M 425 14 Go Into Executive Session**      **At 10:17 a.m., a Motion was made by Mr. Wilson, seconded by Mrs. Deaver, to go into Executive Session for the purpose of discussing matters relating to land acquisition.**

**Motion Adopted:      5 Yeas.**

**Vote by Roll Call:      Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea**

**Executive Session**      **At 10:21 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. The Executive Session concluded at 10:46 a.m.**

**M 426 14 Reconvene Regular Session**      **At 10:49 a.m., a Motion was made by Mr. Wilson, seconded by Mrs. Deaver, to come out of Executive Session and to reconvene the Regular Session.**

**Motion Adopted:      5 Yeas.**

**Vote by Roll Call:      Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea**

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

**M 427 14 Adjourn**      **A Motion was made by Mrs. Deaver, seconded by Mr. Wilson, to adjourn at 10:49 a.m.**

**Motion Adopted:      5 Yeas.**

**M 427 14  
(continued)**

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;  
Mr. Phillips, Yea; Mr. Wilson, Yea;  
Mr. Vincent, Yea**

**Respectfully submitted,**

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