

**SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, DECEMBER 4, 2018**

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, December 4, 2018, 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 670 18  
Approve  
Agenda**

A Motion was made by Mr. Arlett, seconded by Mr. Wilson, 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 the Comprehensive Plan Workshop dated October 15, 2018 were approved by consent.

The minutes of the Regular Council meeting dated November 27, 2018 were approved by consent.

**Corre-  
spondence**

**Correspondence**

**SUSSEX COUNTY OPTIMIST CLUB.**

**RE: Letter in appreciation of grant and for giving students the opportunity to attend a Council meeting.**

**DELAWARE STATE PARKS, DOVER, DELAWARE.**

**RE: Letter in appreciation of grant (for Boo-B-Que Family Festival in Lewes).**

**LEWES AFTER-SCHOOL PROGRAM, LEWES, DELAWARE.**

**RE: Letter in appreciation of grant.**

**Corre-  
spondence  
(continued)**

**DELAWARE HOSPICE, MILFORD, DELAWARE.  
RE: Letter in appreciation of grant.**

**READ ALOUD DELAWARE, GEORGETOWN, DELAWARE.  
RE: Letter in appreciation of grant.**

**VOLUNTEER DELAWARE 50+ ADVISORY COUNCIL, INC.,  
GEORGETOWN, DELAWARE.  
RE: Letter in appreciation of grant.**

**Public  
Comments**

**Public Comments**

**Paul Reiger commented on compensation received by members of the Board of Adjustment and the Planning and Zoning Commission. He also commented on amendments to the commercial code and motions for rehearing before the Board of Adjustment.**

**Dan Kramer commented on the upcoming retirement of Councilman George Cole.**

**Adminis-  
trator's  
Report**

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

**1. Caroling on The Circle**

**The Sussex County Council would like to thank the community for participating in the 35<sup>th</sup> annual Caroling on The Circle on Monday, December 3<sup>rd</sup>. We had a very successful night with hundreds of carolers and thus far have collected more than 24,000 canned goods and nonperishable food items for our less fortunate neighbors.**

**We remind everyone that the County is continuing to collect items until the end of the year and will continue to distribute these goods to our local food pantries. We want to thank all our volunteers, local businesses, and schools for helping to collect the food over the last month and for making this year's Caroling on The Circle a success!**

**2. Projects Receiving Substantial Completion**

**Per the attached Engineering Department Fact Sheets, the following projects have received Substantial Completion: Ocean View Beach Club - Phase 3A Sewer, effective November 26<sup>th</sup>; The Estuary – Phase 1C-3A (Construction Record) and Showfield – Phase 4, effective November 27<sup>th</sup>; and Belle Terre – Phase 1B (Construction Record) and The Reserves – Phase 4B, effective November 29<sup>th</sup>.**

**3. Mildred King Luncheon**

**A reminder that Sussex County offices will close on Friday, December 7<sup>th</sup>, from 11:00 a.m. to 2:00 p.m. to allow employees to attend the annual**

**Administrator's Report (continued)**

**Mildred King Luncheon. Members of the public with business to conduct are asked to plan accordingly. County offices will reopen promptly at 2:00 p.m.**

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

**Economic Gardening Presentation**

**Bill Pfaff, Director of Economic Development, gave an overview of Economic Gardening, a concept that promotes the idea of growing a local economy from within. Economic Gardening is an economic development program that helps second-stage companies by delivering customized information to address strategic growth issues. In contrast to recruiting companies from another state or region (known as economic hunting), Economic Gardening focuses on local companies already operating in the area. Mr. Pfaff discussed the history of the program and what the businesses will get from the program. He explained the steps for Economic Gardening in Sussex County: set up an agreement with the Edward Lowe Foundation to provide services up to \$25,000 (\$5,000 per second-stage company), issue a RFP to solicit qualified companies for the program, and evaluate the applications and award the agreements based on the company's ability to grow and bring new money into the community. Mr. Pfaff asked the Council to consider the proposal to move ahead with the RFP.**

**M 671 18 Authorize Agreement/Economic Gardening Program**

**A Motion was made by Mr. Arlett, seconded by Mr. Burton, that the Sussex County Council authorizes the Economic Development Director to work with the Edward Lowe Foundation on an agreement for the Economic Gardening Program and Strategic Research Team Engagement, not to exceed \$25,000.**

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

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

**Public Hearing/Wellesley Annexation**

**A Public Hearing was held on the Wellesley Annexation of the Sussex County Unified Sanitary Sewer District (West Rehoboth Area).**

**John Ashman, Director of Utility Planning, and Hans Medlarz, County Engineer, reported that the expansion, consisting of 286.24 acres, more or less, was requested by Davis Bowen & Friedel on behalf of their clients, Wellesley Partners, LLC for Parcel Nos. 334-12.00-46.01, 113.00 and 116.00. The project received preliminary approval on June 28, 2018. They propose to connect to existing infrastructure installed by the County; an Infrastructure Use Agreement will be required. The property owner(s) will be responsible for System Connection Charges of \$6,360.00 per EDU based on current rates. To date, no correspondence has been received either in support or opposition to the expansion.**

**(continued) There were no public comments and the Public Hearing was closed.**

**M 672 18**      **A Motion was made by Mr. Wilson, seconded by Mr. Arlett, to Adopt**  
**Adopt**      **Resolution No. R 018 18 entitled “A RESOLUTION TO EXTEND THE**  
**R 018 18**      **BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY**  
                  **SEWER DISTRICT (SCUSSD), TO INCLUDE PARCELS 334-12.00-**  
                  **46.01, 113.00, 116.00 ON THE SOUTH SIDE OF WARRINGTON**  
                  **ROAD AND THE EAST SIDE OF JOHN J. WILLIAMS HIGHWAY.**  
                  **THE PARCELS ARE LOCATED IN LEWES AND REHOBOTH**  
                  **HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN**  
                  **THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR**  
                  **SUSSEX COUNTY, DELAWARE”.**

**Motion Adopted:    5 Yeas.**

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

**Longneck**      **John Ashman, Director of Utility Planning, and Hans Medlarz, County**  
**Holdings/**      **Engineer, presented for Council’s consideration an agreement for the**  
**Infra-**      **Use of Existing Infrastructure with Longneck Holdings, LLC for the**  
**structure**      **Comfort Inn & Suites by Choice Hotels project in the Long Neck Area.**  
**Agreement**      **The arrangement would not modify the underlying land use; however, it**  
                  **allows the wastewater originating from the approved project to be**  
                  **conveyed through the existing transmission system previously**  
                  **constructed by the County. Under the proposed arrangement, Comfort**  
                  **Inn & Suites by Choice Hotels project will connect to the existing County**  
                  **owned infrastructure. In return for utilization of said infrastructure,**  
                  **Longneck Holdings, LLC will contribute \$11,507.00 for the financial**  
                  **catch-up contribution of the existing infrastructure to serve 26.34 EDUs.**

**M 673 18**      **A Motion was made by Mr. Wilson, seconded by Mr. Arlett, based upon**  
**Approve**      **the recommendation of the Engineering Department, that the Sussex**  
**Infra-**      **County Council approves the Use of Existing Infrastructure Agreement**  
**structure**      **between Sussex County and Longneck Holdings, LLC for capacity**  
**Agreement/**      **allocation and regional transmission system, as presented.**  
**Longneck**

**Holdings**      **Motion Adopted:    5 Yeas.**

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

**Proposed**      **The Council discussed the Proposed Ordinance entitled “AN ORDINANCE**  
**Ordinance/**      **TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 115**  
**Density**      **(“ZONING”), ARTICLE III (“PROVISIONS APPLICABLE TO ALL**  
**Proposed**      **DISTRICTS”), ARTICLE IV (“AR-1 AND AR-2 AGRICULTURAL**  
**Ordinance**      **RESIDENTIAL        DISTRICTS”)        AND        ARTICLE        XXV**

**Relating to  
Calculation  
of Permitted  
Density  
(continued)**

**(“SUPPLEMENTARY REGULATIONS”) WITH RESPECT TO THE CALCULATION OF PERMITTED DENSITY”.**

**The Planning and Zoning Commission held a Public Hearing on the Proposed Ordinance on September 13, 2018 at which time action was deferred. On September 27, 2018, the Commission deferred action again. On November 15, 2018, the Commission recommended denial as the Commission would prefer the creation of a working group, consideration of the definitions and federal wetlands and that a revised ordinance come back to the Commission for a new public hearing.**

**The County Council held a Public Hearing on this Proposed Ordinance on October 9, 2018 at which time action was deferred and the record remained open for 90 days for written comments, closing on November 9, 2018.**

**Mr. Burton noted that Council deferred action again on November 27th and that staff has been working on proposed amendments including updated language. A new version of the Proposed Ordinance was distributed.**

**The proposed amendments were presented by Vince Robertson, Assistant County Attorney, and Janelle Cornwell, Planning and Zoning Director. It was noted the updated language, which appears in several sections of the Proposed Ordinance, removes the reference to “perennial nontidal river or stream” and “nontidal wetlands”. These terms are proposed to be removed from Sections 1, 2 and 3 of the Proposed Ordinance. It was also noted that the Synopsis would be changed and would read as follows: This Ordinance amends Sussex County Code to define density calculations in the zoning districts and to exclude wetlands from density calculations as set forth above. This includes density calculations for lots in an AR-1 cluster subdivision, lots in ESDDOZ subdivisions, and lot area calculations for multi-family dwellings in all districts.**

**M 674 18  
Approve  
Changes  
to Proposed  
Ordinance  
Relating to  
Calculation  
of Permitted  
Density**

**A Motion was made by Mr. Burton, seconded by Mr. Arlett, to approve the changes to the Proposed Ordinance, as read.**

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

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

**M 675 18  
Adopt  
Ordinance  
No. 2618**

**A Motion was made by Mr. Burton, seconded by Mr. Arlett, to Adopt Ordinance No. 2618 entitled “AN ORDINANCE TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 115 (“ZONING”), ARTICLE III (“PROVISIONS APPLICABLE TO ALL DISTRICTS”), ARTICLE IV (“AR-1 AND AR-2 AGRICULTURAL RESIDENTIAL DISTRICTS”) AND ARTICLE XXV (“SUPPLEMENTARY REGULATIONS”) WITH RESPECT TO THE CALCULATION OF PERMITTED DENSITY”, as amended.**

**M 675 18  
(continued)**

**Motion Adopted: 5 Yeas.**

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

**Establish  
Working  
Group/  
Buffers**

**Mr. Vincent asked that a working group be put together for consideration of buffers and for a recommendation to Council by the end of the First Quarter 2019. Mr. Burton noted that the Proposed Ordinance entitled “AN ORDINANCE TO AMEND CHAPTER 99, ARTICLE 1 AND III, SECTIONS 99-5 AND 99-16 OF THE CODE OF SUSSEX COUNTY RELATING TO FORESTED AND/OR LANDSCAPED BUFFERS” will be paused to allow for the working group to meet and make recommendations.**

**Old  
Business/  
Proposed  
Ordinance  
Adopting  
Compre-  
hensive  
Plan**

**The Council considered the Proposed Ordinance entitled “AN ORDINANCE ADOPTING THE 2018 COMPREHENSIVE PLAN FOR SUSSEX COUNTY AND REPEALING ORDINANCE NO. 1980, THE 2007 UPDATE OF THE COMPREHENSIVE PLAN, ADOPTED JUNE 24, 2008”.**

**The Planning and Zoning Commission held a Public Hearing on this application on November 2, 2017 at which time the Commission recommended approval based upon the following reasons and with the following recommendations:**

- 1. There has been a great deal of work that has gone into this plan. This includes many public workshops throughout the County, and 19 individual workshops by the Commission to draft every aspect of the plan.**
- 2. There has been a lot of public participation in the drafting process, with public comments at every workshop and meeting held by the Commission during this process, as well as during the public hearing. This public comment has all been taken into account in drafting the plan.**
- 3. All of the information contained in the record, including testimony and written comments received as part of the public hearing, will be forwarded to County Council as part of its review and adoption of the plan.**
- 4. While this is an update to the prior plan, the Commission has looked closely at every element to determine what has worked and what needs to be changed. This plan reflects all of that work.**
- 5. In this process, the Commission has taken a deeper look into areas of the plan than ever before. For example, this includes expert testimony from population experts, detailed information about Economic Development, information from the Center for the Inland Bays, substantial input from the County Engineer, and very useful information from affordable housing organizations in the County. There has also been organized participation by several citizens groups**

**Old Business/  
Proposed Ordinance Adopting Comprehensive Plan  
(continued)**

during the process. And, the Commission, with the public and DelDOT, really spent a lot of time analyzing traffic issues that affect the County. This plan reflects all of that work and input.

6. Sussex County's Consultant, McCormick Taylor, has provided guidance and advice throughout the planning process, and supports the draft. McCormick Taylor's efforts are reflected in the plan.
7. The plan represents a fair and balanced approach and guidance for issues facing Sussex County now and in the future.
8. The Motion for approval is subject to the following: deletion of Chapter 4 (a duplicate listing of all of the goals, objectives and strategies that are already listed in each chapter), and the renumbering of the remaining Chapters.

The County Council held a Public Hearing on the Proposed Ordinance on October 23, 2018 at which time action was deferred.

Janelle Cornwell, Planning and Zoning Director, reported that at the November 27, 2018 Council meeting, the Future Land Use Map was updated and approved and the PLUS letter was approved. Also, on November 27, 2018, action on the Proposed Ordinance adopting the 2018 Comprehensive Land Use Plan was deferred since only three members of the Council were present.

Vince Robertson, Assistant County Attorney, presented for Council's consideration a recommended change to the Proposed Ordinance as follows: Section 4 be amended to reflect that the 2018 Comprehensive Land Use Plan becomes effective upon certification by the Governor, as follows: "This Ordinance shall take effect following its adoption by majority vote of all members of the County Council of Sussex County, Delaware, and upon certification by the Governor of the State of Delaware."

**M 676 18 Amend Ordinance Relating to Comprehensive Plan**

A Motion was made by Mr. Arlett, seconded by Mr. Burton, that Section 4 of the Ordinance be amended to reflect that the 2018 Comprehensive Land Use Plan becomes effective upon certification by the Governor, as follows: "This Ordinance shall take effect following its adoption by majority vote of all members of the County Council of Sussex County, Delaware, and upon certification by the Governor of the State of Delaware."

**Motion Adopted: 5 Yeas.**

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

**M 677 18 Adopt Ordinance No. 2620**

A Motion was made to adopt Ordinance No. 2620 entitled "AN ORDINANCE ADOPTING THE 2018 COMPREHENSIVE PLAN FOR SUSSEX COUNTY AND REPEALING ORDINANCE NO. 1980, THE 2007 UPDATE OF THE COMPREHENSIVE PLAN, ADOPTED JUNE 24, 2008", as amended.

**M 677 18  
(continued)**

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

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

**Old  
Business/  
Proposed  
Ordinance  
Relating  
to C-4  
Zoning**

**Under Old Business, the Council considered the Proposed Ordinance entitled “AN ORDINANCE TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 115, ARTICLE XID, SECTIONS 115-83.26, 115-83.27, 115-83.31 AND “115 ATTACHMENT 4, SUSSEX COUNTY TABLE IV”.**

**The Planning and Zoning Commission held a Public Hearing on the Proposed Ordinance on October 25, 2018 at which time action was deferred. On November 15, 2018, the Commission recommended approval with the following changes:**

- The maximum amount of residential development increase from 20% to 65%.**
- Mixed-use buildings shall not count towards the residential density calculation.**

**The County Council held a Public Hearing on the Proposed Ordinance on November 27, 2018 at which time action was deferred and the record was left open until the close of business on Monday, December 3rd for staff to provide additional information and thereafter, the record remained open for one week (close of business on Monday, December 10th) for the public to respond, in writing only, to the information submitted by staff.**

**Janelle Cornwell, Planning and Zoning Director, presented an example of a combination of housing types on a 100 acre parcel of land with single family, multi-family, and residential over-top of commercial (65% residential and 35% commercial).**

**A discussion was held regarding the intent of the C-4 District and regarding single family (fee simple) as a permitted use. Staff was asked to report back to Council on December 11th with a suggestion for a percentage for fee simple single family homes.**

**Action was deferred on the Proposed Ordinance.**

**Old  
Business/  
CU 2126**

**Under Old Business, the Council considered Conditional Use No. 2126 filed on behalf of Nikolajs Lituinenkous.**

**The Planning and Zoning Commission held a Public Hearing on this application on May 10, 2018 at which time action was deferred. On May 24, 2018, the Commission recommended approval, with the following conditions, and granted Preliminary Approval with Final Site Plan approval**



**Old  
Business/  
CU 2126  
(continued)**

**by the Commission:**

- A. The existing signage shall be permitted.**
- B. Security lighting shall be downward screened and shall be directed away from neighboring properties and roadways.**
- C. Any dumpster shall be screened from view of neighbors and roadways. The dumpster locations shall be shown on the Final Site Plan.**
- D. All repairs shall be performed indoors.**
- E. No junked, unregistered or permanently inoperable vehicles or trailers shall be stored on the site.**
- F. The site shall be subject to all DelDOT entrance and roadway requirements.**
- G. The automotive sales hours shall only be from 9:00 a.m. through 7:00 p.m., Monday through Saturday. The garage hours shall only be between 9:00 a.m. and 6:00 p.m. on weekdays, and 9:00 a.m. until 3:00 p.m. on Saturdays. There shall not be any Sunday hours.**
- H. The Final Site Plan shall be subject to the review and approval of the Planning and Zoning Commission. The Final Site Plan shall clearly show the areas set aside for vehicle sales and vehicle storage.**

**The County Council held a Public Hearing on this application on June 5, 2018 at which time the record was closed with the exception of receiving proposed findings from legal staff as well as information on bringing the application into conformance.**

**M 678 18  
Amend  
Conditions**

**A Motion was made by Mr. Cole, seconded by Mr. Burton, to add Condition I to the conditions recommended by the Planning and Zoning Commission, as follows: No vehicles for auto sales shall be parked within 25 feet of the front right-of-way line.**

**Motion Adopted: 5 Yeas.**

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

**M 679 18  
Amend  
Conditions**

**A Motion was made by Mr. Cole, seconded by Mr. Burton, to add Condition J to the conditions recommended by the Planning and Zoning Commission, as follows: The Applicant shall be required to maintain and/or plant where necessary a 20 foot tree buffer along all property lines which do not front on Vines Creek Road. No trees in the buffer area may be cut. A tree buffer shall not be required where Applicant's 8-foot fence currently exists. Applicant shall maintain the fence in good condition at all times.**

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

**M 679 18  
(continued)**

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

**M 680 18  
Adopt  
Ordinance  
No. 2619/  
CU 2126**

**A Motion was made by Mr. Cole, seconded by Mr. Burton, to Adopt Ordinance No. 2619 entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR COMMERCIAL VEHICLE STORAGE AND CAR SALES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 9.54 ACRES, MORE OR LESS” (Conditional Use No. 2126) filed on behalf of Nikolajs Lituinenkous, with the following conditions, as amended:**

- A. The existing signage shall be permitted.**
- B. Security lighting shall be downward screened and shall be directed away from neighboring properties and roadways.**
- C. Any dumpster shall be screened from view of neighbors and roadways. The dumpster locations shall be shown on the Final Site Plan.**
- D. All repairs shall be performed indoors.**
- E. No junked, unregistered or permanently inoperable vehicles or trailers shall be stored on the site.**
- F. The site shall be subject to all DelDOT entrance and roadway requirements.**
- G. The automotive sales hours shall only be from 9:00 a.m. through 7:00 p.m., Monday through Saturday. The garage hours shall only be between 9:00 a.m. and 6:00 p.m. on weekdays, and 9:00 a.m. until 3:00 p.m. on Saturdays. There shall not be any Sunday hours.**
- H. The Final Site Plan shall be subject to the review and approval of the Planning and Zoning Commission. The Final Site Plan shall clearly show the areas set aside for vehicle sales and vehicle storage.**
- I. No vehicles for auto sales shall be parked within 25 feet of the front right-of-way line.**
- J. The Applicant shall be required to maintain and/or plant, where necessary, a 20 foot tree buffer along all property lines which do not front on Vines Creek Road. No trees in the buffer area may be cut. A tree buffer shall not be required where Applicant’s 8-foot fence currently exists. Applicant shall maintain the fence in good condition at all times.**

**Motion Adopted: 5 Yeas.**

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

**M 681 18**  
**Defer**  
**Action/**  
**CZ 1855**

**A Motion was made by Mr. Burton, seconded by Mr. Cole, to defer action for one week on Change of Zone No. 1855 filed on behalf Kirk Salvo; KH Sussex, LLC.**

**Motion Adopted: 5 Yeas.**

**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 682 18**  
**Council-**  
**manic**  
**Grant**

**A Motion was made by Mr. Cole, seconded by Mr. Burton, to give \$1,000.00 (\$500.00 each from Mr. Cole's and Mr. Burton's Councilmanic Grant Accounts) to Beacon Middle School for the band's travel expenses.**

**Motion Adopted: 5 Yeas.**

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

**M 683 18**  
**Council-**  
**manic**  
**Grant**

**A Motion was made by Mr. Cole, seconded by Mr. Burton, to give \$1,000.00 (\$500.00 each from Mr. Cole's and Mr. Burton's Councilmanic Grant Accounts) to Beacon Middle School for the choir's travel expenses.**

**Motion Adopted: 5 Yeas.**

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

**M 684 18**  
**Council-**  
**manic**  
**Grant**

**A Motion was made by Mr. Arlett, seconded by Mr. Burton, to give \$2,310.00 (\$462.00 from each Councilmanic Grant Account) to the Delaware Lions Foundation for Humanitarian Service Projects.**

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

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

**Introduction**  
**of Proposed**  
**Ordinance**

**Mr. Burton introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN EVENT VENUE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 1.6408 ACRES, MORE OR LESS" (Conditional Use No. 2163) filed on behalf of William H. McQueen Jr. (Tax I.D. No. 235-15.00-**

(continued) **4.01) (911 Address: 26285 Broadkill Road, Milton).**

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

**Council  
Members'  
Comments**

**Council Members' Comments**

**Mr. Arlett extended congratulations to the Woodbridge High School Football Team upon winning the 2018 DIAA Division II Championship and the Sussex Central High School Football Team upon winning the 2018 DIAA Division I Championship.**

**Mr. Arlett extended thoughts and prayers to the Bush family as they and the country mourn the loss of former President George H.W. Bush.**

**M 685 18  
Go Into  
Executive  
Session**

**At 11:32 a.m., a Motion was made by Mr. Arlett, seconded by Mr. Cole, to recess the Regular Session and go into Executive Session for the purpose of discussing matters relating to land acquisition and pending litigation.**

**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 11:35 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 and pending litigation. The Executive Session concluded at 12:43 p.m.**

**M 686 18  
Reconvene  
Regular  
Session**

**At 12:45 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 by Voice Vote (3 present, 2 absent).**

**Mr. Arlett, Present; Mr. Burton, Present;  
Mr. Wilson, Absent; Mr. Cole, Present;  
Mr. Vincent, Absent**

**(Mr. Cole presided over the meeting.)**

**Mr. Vincent joined the meeting.**

**M 687 18  
Authorize  
Negotiation  
Etc. for  
Land  
Purchase**

**A Motion was made by Mr. Arlett, seconded by Mr. Burton, to authorize the County Administrator to negotiate, contract for and settle on a parcel identified as Land 2018-J.**

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

**M 687 18  
(continued)**

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

**M 688 18  
Adjourn**

**A Motion was made by Mr. Arlett, seconded by Mr. Burton, to adjourn at  
12:46 p.m.**

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

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