

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, JANUARY 18, 1994

Call to Order The regular meeting of the Sussex County Council was held Tuesday, January 18, 1994, at 10:00 a.m. in the Council Chambers, Courthouse, Georgetown, Delaware, with the following members present:

Dale R. Dukes	President
George J. Collins	Vice President
Ralph E. Benson	Member
George B. Cole	Member
William D. Stevenson, Sr.	Member

The meeting was opened by repeating the Lord's Prayer and the Pledge of Allegiance to the Flag.

M 027 94 A Motion was made by Mr. Stevenson, seconded by Mr. Benson, Amend Minutes that the minutes of January 11, 1994, page 1, under "M 022 94" be amended by striking [three year terms], and inserting in lieu thereof five year terms. Motion Adopted by Voice Vote.

M 028 94 A Motion was made by Mr. Benson, seconded by Mr. Cole, to Approve Minutes approve the minutes of the previous meeting dated January 11, 1994, as amended. Motion Adopted by Voice Vote.

Corre- Mr. Bayard, County Attorney, read the following correspondence: spondence

DELAWARE RIVER BASIN COMMISSION, WEST TRENTON, NEW JERSEY.  
RE: Notice of Public Hearing on several projects, none of which are in Sussex County.

GEORGIA GRIFFITH, GENERAL MANAGER, STORER CABLE COMMUNICATIONS, SALISBURY, MARYLAND.

RE: Change of name to Comcast Cablevision.

SUZANNE BASS, OCEAN VIEW.

RE: Letter to Representative Bunting regarding County Police Department.

Mr. Dukes read two pieces of correspondence from Edith Banning of CHEER; one regarding their "grocery store on wheels" and one regarding the "cheer-ups", their clowning program. Ms. Banning is requesting \$1,000 in assistance for each program. The request will be taken under advisement.

Agenda Items Stricken The agenda items entitled "Parks and Recreation" and "Proclamations Honoring Laurel High School, Sussex Central Middle School, and Georgetown Elementary School" were postponed due to weather conditions.

Proposed Mr. Stickels, County Administrator, and Mr. Argo, Solid Waste  
Amendment Department Supervisor, discussed the introduction of a Proposed  
to Solid Ordinance entitled "AN ORDINANCE TO AMEND §91-10 SUSSEX COUNTY  
Waste CODE RELATING TO VIOLATIONS AND PENALTIES FOR VIOLATION OF THE  
Ordinance SOLID WASTE ORDINANCE". A Public Hearing was held on this  
Proposed Ordinance on May 25, 1991, at which time the Motion  
to Adopt died for the lack of a second. This Proposed Ordinance  
increases the amount of the fine for violations of the Solid  
Waste Ordinance.

Proposed Mr. Collins introduced the Proposed Ordinance entitled "AN  
Ordinance ORDINANCE TO AMEND §91-10 SUSSEX COUNTY CODE RELATING TO  
VIOLATIONS AND PENALTIES FOR VIOLATION OF THE SOLID WASTE  
ORDINANCE". The Proposed Ordinance will be advertised for  
Public Hearing.

Declare Mr. Stickels, County Administrator, advised Council of a  
Old request made by the Town of Bethany Beach that the old  
Bethany Bethany Beach library building be declared as surplus pro-  
Beach perty and be turned over to the Town of Bethany Beach for  
Library their use. The Town of Bethany Beach would use the property  
Building for storage of police and beach patrol equipment and stolen  
as and unclaimed property. Mr. Stickels advised that once the  
Surplus property has been declared surplus property, the Division of  
Property Libraries must be notified after which they will offer the  
building to any library in the State of Delaware.

M 029 94 A Motion was made by Mr. Cole, seconded by Mr. Benson, that  
Declare the Sussex County Council declares the building formerly used  
Old to house the Bethany Beach Library as surplus County property;  
Bethany and Be It Further Moved that the County Council recommends  
Beach the reassignment of this property to the Town of Bethany  
Library Beach, contingent upon the approval of Mr. Thomas Sloan,  
Building State Librarian.

as  
Surplus Motion Adopted: 5 Yea.

Property  
Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

First Mr. Stickels, County Administrator; Mr. Calio, Director of  
State Economic Development and Industrial Park; and Mr. Masten,  
Poultry Assistant Director of Economic Development, discussed the  
Inc. application of First State Poultry, Inc. for tax exempt bond  
IRB financing, for approximately \$1.5 million, through Sussex  
Applica- County, for a poultry processing facility to be constructed  
tion by First State Poultry, Inc. in the corporate limits of the  
Town of Georgetown. Mr. Emerson Pepper, President of First  
State Poultry, Inc., was also in attendance.

Proposed Amendment to Solid Waste Ordinance Mr. Stickels, County Administrator, and Mr. Argo, Solid Waste Department Supervisor, discussed the introduction of a Proposed Ordinance entitled "AN ORDINANCE TO AMEND §91-10 SUSSEX COUNTY CODE RELATING TO VIOLATIONS AND PENALTIES FOR VIOLATION OF THE SOLID WASTE ORDINANCE". A Public Hearing was held on this Proposed Ordinance on May 25, 1991, at which time the Motion to Adopt died for the lack of a second. This Proposed Ordinance increases the amount of the fine for violations of the Solid Waste Ordinance.

Proposed Ordinance Mr. Collins introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND §91-10 SUSSEX COUNTY CODE RELATING TO VIOLATIONS AND PENALTIES FOR VIOLATION OF THE SOLID WASTE ORDINANCE". The Proposed Ordinance will be advertised for Public Hearing.

Declare Old Bethany Beach Library Building as Surplus Property Mr. Stickels, County Administrator, advised Council of a request made by the Town of Bethany Beach that the old Bethany Beach library building be declared as surplus property and be turned over to the Town of Bethany Beach for their use. The Town of Bethany Beach would use the property for storage of police and beach patrol equipment and stolen and unclaimed property. Mr. Stickels advised that once the property has been declared surplus property, the Division of Libraries must be notified after which they will offer the building to any library in the State of Delaware.

M 029 94 Declare Old Bethany Beach Library Building as Surplus Property A Motion was made by Mr. Cole, seconded by Mr. Benson, that the Sussex County Council declares the building formerly used to house the Bethany Beach Library as surplus County property; and Be It Further Moved that the County Council recommends the reassignment of this property to the Town of Bethany Beach, contingent upon the approval of Mr. Thomas Sloan, State Librarian.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

First State Poultry Inc. IRB Application Mr. Stickels, County Administrator; Mr. Calio, Director of Economic Development and Industrial Park; and Mr. Masten, Assistant Director of Economic Development, discussed the application of First State Poultry, Inc. for tax exempt bond financing, for approximately \$1.5 million, through Sussex County, for a poultry processing facility to be constructed by First State Poultry, Inc. in the Sussex County Industrial Park. Mr. Emerson Pepper, President of First State Poultry, Inc., was also in attendance.

M 030 94 A Motion was made by Mr. Collins, seconded by Mr. Benson, to  
Adopt Adopt Resolution No. R 006 94 entitled "RESOLUTION OF INTENTION  
Resolu- TO ISSUE \$1,500,000 ECONOMIC DEVELOPMENT REVENUE BONDS (FIRST  
tion No. STATE POULTRY, INC. PROJECT)".  
R 006 94

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

County Mr. Stickels, County Administrator, discussed the following  
Adminis- information in his County Administrator's Report:  
trator's  
Report

1. Police Study Commission

The meeting scheduled with Colonel Thomas Gordon of the New Castle County Police Department for Wednesday, January 19, 1994, at 11:00 a.m. in New Castle has been canceled. Council will be advised when the meeting is rescheduled.

2. House Bill No. 368 of the 137th General Assembly

Included with this report was a copy of House Bill No. 368, with an amendment. This legislation will place the Sheriffs of Kent and Sussex Counties under the same compensation and fee retention criteria as presently exists for the Sheriff's Office of New Castle County. The bill also makes the mileage payment for use of private vehicles uniform, to be set by the county government in each county.

Contract Mr. Stevenson, Paramedic Director, discussed a proposed con-  
with tract with Delaware Technical and Community College to provide  
DT&CC recertification/continuing education services to the County's  
for Paramedic Program. The County will receive 96 hours of train-  
Paramedic ing for each Paramedic over a two year period. This training  
Program is required to maintain the five national certifications held  
by each Paramedic. The cost of the program is \$80.00 per  
classroom hour, approximately \$2.80 per student hour.

M 031 94 A Motion was made by Mr. Stevenson, seconded by Mr. Benson, that  
Approve the Sussex County Council approves the Paramedic Recertification/  
Contract Continuing Education Program Contract with Delaware Technical and  
with Community College.  
DT&CC

for Motion Adopted: 5 Yea.

Paramedic  
Program Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Sussex County Project No. 93-14 Mr. Parker, Director of Assessments, reviewed the bid openings for Sussex County Project No. 93-14, (1) Hewlett Packard Design-Jet 650C E-Size Plotter. This equipment is needed in the Assessment Department for the road-naming project.

M 032 94 Award Sussex County Project No. 93-14 A Motion was made by Mr. Stevenson, seconded by Mr. Collins, to award Sussex County Project No. 93-14, for the purchase of (1) Hewlett Packard Design-Jet 650C E-Size Plotter, to the low bidder, G. A. Blanco & Sons, Inc., in the amount of \$8,400.00.

No. 93-14 Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Sussex County Projects No. 94-01 and 94-02 Bid Openings were held on January 11, 1994, on Sussex County Project No. 94-01 for Repair, Alteration and/or Installation of Electrical Items and Sussex County Project No. 94-02 for Repair, Alteration and/or Installation of Plumbing, Heating, Air Conditioning, Sheet Metal, and Other Related Items. Mr. Wood, County Engineer, advised Council of the Engineering Department's recommendations.

M 033 94 Award Sussex County Project No. 94-01 A Motion was made by Mr. Benson, seconded by Mr. Stevenson, that based on the recommendation of the Engineering Department, that the President of the Sussex County Council be authorized to enter into a contract with Solar Heating, Inc., t/a Sussex Electric, for the Repair, Alteration, and/or Installation of Electrical Items as required at facilities owned or leased by Sussex County, in accordance with rates and conditions outlined in contract bid documents for Sussex County Project No. 94-01, dated January 11, 1994.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 034 94 Award Sussex County Project No. 94-02 A Motion was made by Mr. Benson, seconded by Mr. Stevenson, that based on the recommendation of the Engineering Department, that the President of the Sussex County Council be authorized to enter into a contract with Solar Heating, Inc., t/a Sussex Electric, for Repair, Alteration and/or Installation of Plumbing, Heating, Air Conditioning, Sheet Metal, and Other Related Items as required at facilities owned or leased by Sussex County in accordance with rates and conditions outlined in contract bid documents for Sussex County Project No. 94-02, dated January 11, 1994.

M 034 94 Motion Adopted: 5 Yea.  
(con't)

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Change Order Design/Build Contract West Rehoboth Mr. Wood, County Engineer, discussed a change order to the Design/Build Contract, for the West Rehoboth Extension of the Dewey Beach Sanitary Sewer District, between George and Lynch and Sussex County. The purpose of the change order is to plow and disk the treatment plant site for archaeological survey purposes. The amount of the change order is \$2,640.00, increasing the base amount of the contract to \$15,833,640.00.

M 035 94 A Motion was made by Mr. Collins, seconded by Mr. Stevenson, Authorize that based on the recommendations of the Consulting Engineers, Change George, Miles and Buhr, and the County Engineering Department, Order #1 that the County Council authorizes the approval of Change Design/ Order No. 1 in the amount of \$2,640.00 to plow and disk the Build 100-acre treatment plant site for archaeological survey Contract purposes, increasing the base Design/Build Contract amount West with George and Lynch to \$15,833,640.00.  
Rehoboth

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Proposed Ordinance Mr. Dukes introduced a Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN SEAFORD HUNDRED, SUSSEX COUNTY, CONTAINING 0.67 ACRES, MORE OR LESS". The Proposed Ordinance will be advertised for Public Hearing.

M 036 94 A Motion was made by Mr. Cole, seconded by Mr. Collins, to Council- give \$500.00 from Mr. Cole's Councilmanic Account to the manic Rehoboth Art League, Inc. in support of the 21st Members' Grant Fine Craft Exhibition.

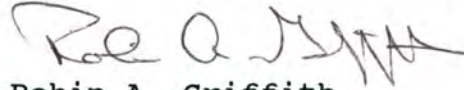
Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

January 18, 1994 - Page 6

M 037 94 A Motion was made by Mr. Cole, seconded by Mr. Benson, to  
Adjourn adjourn at 11:25 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith  
Clerk of the County Council