

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-FEBRUARY 5, 1991

Call to
Order

The regular meeting of the Sussex County Council was held on Tuesday, February 5, 1991 at 10:00 a.m. in the Council Chambers, Courthouse, Georgetown, Delaware with the following members present:

Dale R. Dukes	President
Ralph E. Benson	Vice President
George B. Cole	Member
George J. Collins	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 058 91
Approve
Minutes

A Motion was made by Mr. Collins, seconded by Mr. Stevenson, to approve the minutes of the previous meeting as submitted. Motion Adopted by Voice Vote.

Corre-
spondence

Mr. Bayard, County Attorney, read the following correspondence:

SUSSEX COUNTY VOLUNTEER AMBULANCE ASSOCIATION, ALICE BRUCE, SECRETARY

RE: Requesting funds to assist with expenses to send members of their Association to the Emergency Care Conferences to be held in Maryland.

SUSSEX COUNTY VOLUNTEER FIREMEN'S ASSOCIATION, ALICE BRUCE, SECRETARY

RE: Requesting funds to assist with expenses for sending representatives to the International Fire Instructors Conference to be held in Ohio.

DAVID D. TIDWELL, PRESIDENT, SUSSEX COUNTY COMMERCE BASEBALL TEAM, GEORGETOWN

RE: Soliciting funds to assist with the establishment of a Sussex County Semi-Pro Baseball Team for young men eighteen (18) years of age or older. The team is being formed to serve those who have completed their high school eligibility and in the past have been forced to go to Kent County or Maryland to play baseball at this advanced level.

MRS. PURPUR'S MORNING CLASS IN KINDERGARTEN, LAUREL

RE: Individual letters from members of the kindergarten class as a part of an anti-drug class project.

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Corre-
spondence
(Con't.)

PEOPLE'S PLACE II, INC., MILFORD
RE: Thanking Council for supporting their program through
the Council's Human Service Grant Program.

MRS. THOMAS MONTGOMERY, ELLENDALE
RE: Opposition, based on environmental issues, to the
application for Conditional Use No. 955, filed on behalf
of M. J. Webb Farms, Inc., for a proposed borrow pit.

RICHARD F. STOKES, TUNNELL & RAYSOR, GEORGETOWN
RE: Documentation establishing the ownership of the service
road for the Richard L. Bryan Subdivision as requested at
last week's Public Hearing for Change of Zone No. 1106,
filed on behalf of George C. Coverdale.

Proposed
Proclama-
tion

Mr. Stickels, County Administrator, read a Proposed
Proclamation in its entirety entitled "PROCLAIMING
FEBRUARY 10 - 16, 1991 AS VOCATIONAL EDUCATION WEEK IN SUSSEX
COUNTY".

M 059 91
Adopt
Proclama-
tion

A Motion was made by Mr. Benson, seconded by Mr. Stevenson,
to Adopt the Proclamation entitled "PROCLAIMING
FEBRUARY 10 - 16, 1991 AS VOCATIONAL EDUCATION WEEK IN SUSSEX
COUNTY". Motion Adopted: 5 Yea.

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

Aquaculture
Discussion

Mr. Ferdinand Wirth, Market Supervisor and Aquaculture
Coordinator, Department of Agriculture, briefly discussed
the various types of controlled environment that could be
used to establish an aquatic farming operation. The optimum
size for an aquatic farming operation, i.e., fish pond,
was believed to be five (5) to ten (10) acres. An approximate
cost per acre for establishing such facility would be
\$5,000.00 per acre.

Paramedic
Program

Mr. Stickels, County Administrator, reported that Mr.
Stevenson, Paramedic Director, had received word that he
is being placed on active duty with his Reserve Unit
February 15, 1991. Mr. Michael Harris will be serving as
Acting Paramedic Director during Mr. Stevenson's absence,
and Ms. Marianne Nickerson will serve as Operations
Supervisor.

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Paramedic
Program
(Con't.)

Mr. Stevenson was thanked for his dedication and work on behalf of the Sussex County Paramedic Program. He was praised for his efforts in working with the State and other agencies involved in bringing the first Sussex County Paramedic unit on line. A County flag was presented to him by President Dukes on behalf of the Council.

Mr. Stevenson, Paramedic Director, reported that he expects the State contract to be worked out before he leaves on February 15th, and he anticipates the new paramedic vehicles being delivered next month.

Proposed
Ellendale
Sanitary
Sewer
District
Consultant
Services

Mr. Stickels, County Administrator, reported that the Ellendale Sanitary Sewer Consultant Selection Committee met on January 10, 1991 and interviewed seven (7) consultants who expressed an interest in doing the work. The Committee met again January 31, 1991 and in accordance with their qualifications the top three (3) contenders were ranked as follows: (1) Whitman, Requardt and Associates; (2) Cabe Associates; and (3) Roy F. Weston, Inc. The Committee expects to have the Consultant's Report in hand by July 31, 1991, and is projecting September, 1991 as the target date for the referendum.

M 060 91
Consultant
Services
Authorized
for
Proposed
Ellendale
Sanitary
Sewer
District

A Motion was made by Mr. Cole, seconded by Mr. Benson, that Sussex County Council accepts the following ranking of consultants for the Ellendale Sanitary Sewer District: (1) Whitman, Requardt and Associates; (2) Cabe Associates; and (3) Roy F. Weston, Inc.; and be it further moved that the Sussex County Council authorizes the County Engineering Department to begin fee negotiations with Whitman, Requardt and Associates for consulting services for the proposed Ellendale Sanitary Sewer District. Motion Adopted: 5 Yea.

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

Adminis-
trator's
Report

Mr. Stickels, County Administrator, reviewed the following information included in his Administrator's Report:

1. Delaware Small Business Development Center - The University of Delaware Small Business Development Center and the U. S. Small Business Administration will be conducting a seminar entitled "Starting Out In Business". The seminar will be held on Tuesday, February 12, 1991 starting at 6:30 p.m. in the Milton Civic Center, Union Street, Milton.

February 5, 1991

Adminis-
trator's
Report

2. Recyclers of the Month - The recipients of the two (2) \$50.00 U. S. Savings Bonds for the month of January are Tianna Snyder of Lewes, Delaware and George Long of Dagsboro, Delaware. 1,573 people participated in the program during the month of January as compared to 1,404 in December.

Even with recycling programs throughout the County, more trash is being received in FY '91 than in FY '90. For the first six (6) months of FY '91, we received 9,322.2 tons of trash. This is an increase of 260.6 tons over the same period for FY '90.

3. Long Neck Sanitary Sewer District Construction Update - Kidde Consultants, Inc. has submitted an update regarding the six (6) contracts for the Long Neck Sanitary Sewer District. All six (6) contracts are ahead of schedule, with a completion date of May, 1992. Although several change orders for additional construction costs have been approved, the project is proceeding under budget. Therefore, front foot costs are not expected to rise at this time.

Long
Neck
Sanitary
Sewer
District

Mr. Green, Chief of Utility Construction, reviewed the request for Change Order No. 5, for Long Neck Sanitary Sewer District Contract No. 6. An increase for soil compaction and concrete cylinder testing was offset by a credit for General Electric Power Study, resulting in a \$217.50 credit.

M 061 91
Change
Order 5,
Contract
No. 6
Long
Neck
Sanitary
Sewer
District

A Motion was made by Mr. Cole, seconded by Mr. Benson, based upon the recommendation of the Inspection Engineer, KCI Technologies, Inc., and the Sussex County Engineering Department, that the Sussex County Council President be authorized to issue Change Order No. 5 for the Long Neck Sanitary Sewer District, Contract No. 6, to L. A. Merrell Construction Company, Inc. for soil compaction and concrete cylinder testing for a credit amount of \$217.50, decreasing this contract amount to \$5,196,133.45. Motion Adopted: 5 Yea.

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

Subdivision
No. 88-30

The site plan for Subdivision No. 88-30 for James Morgan was made available for Council's review. Permits and approvals from all agencies have been obtained.

February 5, 1991

Bid
Review

Mr. Wood, County Engineer, advised that the bid opened last week for the mechanical bar screen had been reviewed and found to be in order.

M 062 91
Award
Bid
Bar/Filter
Screen
SCRWF

A Motion was made by Mr. Cole, seconded by Mr. Benson, based upon the recommendation of the Engineering Department that the County Council President enter into a contract with Parkson Corporation for the purchase of a continuous self-cleaning Bar/Filter Screen for the South Coastal Regional Wastewater Facility, in the amount of \$71,080.00 per quotation dated January 29, 1991. Motion Adopted: 5 Yea.

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

Leasing
Antenna
Space

Mr. Wood, County Engineer, reported that the Engineering Department had been contacted by Data Control Corporation concerning leasing antenna space at two (2) County tower sites.

M 063 91
Authorize
Lease for
Antenna
Space

A Motion was made by Mr. Cole, seconded by Mr. Benson, based upon the recommendation of the Engineering Department that the County Council President be authorized to enter into a contract with Control Data Corporation for antenna lease space at two (2) County tower sites; the fee for each site is \$380.00 per month, for a contract total of \$760.00 per month and the initial contract period is for three (3) years. Motion Adopted: 5 Yea.

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

Public
Hearing
Housing
Preservation
Grant
Program

A Public Hearing was held to give all citizens an opportunity to participate in the development of a preapplication to the United States Department of Agriculture, Farmers Home Administration for a grant under Section 533 of the Housing Act of 1949, 42 U.S.C. 1490(M), as amended and known as the Housing Preservation Grant (HPG) Program. The primary objective of the HPG Program is the development of viable rural communities, including decent housing and a suitable living environment, principally for persons of low and very low income. The application will be filed for the maximum grant, which is \$100,000, and if approved can be used only in rural areas. There were no public comments. The record was held open and comments will be accepted for fifteen (15) days, until the close of the workday on February 21, 1991.

February 5, 1991

Developer
Negotia-
tions
Report

Mr. Archut, Chief of Planning and Permits, introduced the report prepared by Black and Veatch entitled "Developer Negotiation Program For Extension To Sanitary Sewer Systems". The report will be used as a guide for negotiations between the County and developers for sewer extensions.

The guidelines will assist the County by establishing policies and procedures and will provide a formula for treating developers fairly and consistently. The guidelines will also assist the County in managing its financial obligations for sewer extensions and assist developers by informing them as to what to expect during negotiations and minimize uncertainties.

The adoption of the South Coastal Area Planning Study, prepared by George, Miles and Buhr, provided a master plan for the County for expansion of the sanitary sewer districts. However, the County's implementation schedule of the master facility plan will, in many instances, not correspond with the developer's need. In the past, County Council has increasingly been faced with negotiating with developers who wish to connect to the County's sewer system or make sewer extensions. These negotiations present many varying situations and questions as to who is responsible for installing and/or paying for specific facilities benefiting the developer or potential future development.

Key issues covered in the Black and Veatch report and discussed by Mr. Archut, include the following:

1. Type of facilities subject to extension negotiations;
2. Service extensions outside established sewer districts;
3. Responsibilities for oversizing and reimbursements of costs and/or credits for developer installed extensions; and
4. Administrative and financial issues.

The adoption of the guidelines, as recommended by Black and Veatch in their report entitled "Developer Negotiation Program For Extensions To Sanitary Sewer Systems", will be by Ordinance. A Proposed Ordinance will be introduced on February 26, 1991 and advertised for public hearing. The Engineering Department will schedule a workshop for landowners, developers and local engineers to discuss the proposal. The date and time of the proposed workshop will be announced.

February 5, 1991

M 064 91
Council-
manic
Grant

A Motion was made by Mr. Cole, seconded by Mr. Benson, to give \$800.00, \$160.00 from each of five (5) Councilmanic Accounts, to the Sussex County Volunteer Ambulance Association to assist in sending members to the Emergency Care Conferences in Greenbelt, Maryland. Motion Adopted: 5 Yea.

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

M 065 91
Council-
manic
Grant

A Motion was made by Mr. Cole, seconded by Mr. Benson, to give \$800.00, \$160.00 from each of five (5) Councilmanic Accounts, to the Sussex County Volunteer Firemen's Association to assist in sending representatives to the International Fire Instructors Conference in Cincinnati, Ohio. Motion Adopted: 5 Yea.

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

Delmar
School
Biology
Team

Councilman Collins called attention to the newspaper article in today's News Journal paper concerning the Delmar School biology team. Their science project was developed around the theme of establishing an environmentally sound way to dispose of dead chickens. Their project placed first in the Southeastern Regional competition and they will compete in New York with four (4) other regional teams. He requested that the team be commended for their participation and research in this project. Mr. Stickels, County Administrator, will contact the school and see if arrangements can be made for the team to be present at a Council meeting for recognition.

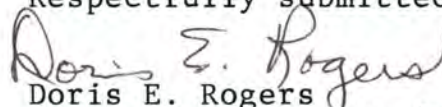
Civil
Action

Mr. Stickels, County Administrator, advised Council that Civil Action has been filed by Orchard Homeowners Association, Inc. concerning Change of Zone No. 1069, filed on behalf of David A. Shevock and adopted by Ordinance No. 736. The question of financing the County Council's defense was discussed.

M 066 91
Adjourn

A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to adjourn at 12:06 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,


Doris E. Rogers
Clerk of the County Council