



Sussex County Council Agendas & Minutes

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, FEBRUARY 6, 2007

Call to Order

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, February 6, 2007 at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Dale R. Dukes	President
Finley B. Jones, Jr.	Vice President
George B. Cole	Member
Lynn J. Rogers	Member
David Baker	County Administrator
Susan M. Webb	Finance Director
Hal Godwin	Assistant to the County Administrator
James D. Griffin	County Attorney

M 099 06 Approve Agenda

A Motion was made by Mr. Jones, seconded by Mr. Rogers, to approve the Agenda, as distributed.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

M 100 06 Approve Minutes

A Motion was made by Mr. Jones, seconded by Mr. Rogers, to approve the minutes of January 23, 2007.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

Corre- spondence

Mr. Griffin read the following correspondence:

LA ESPERANZA, GEORGETOWN, DELAWARE.

RE: Letter in appreciation of the Council's donation to their community center.

SUSSEX COMMUNITY SWIM TEAM, GEORGETOWN, DELAWARE.

RE: Letter in appreciation of the Council's donation and continued support.

CONTACT LIFELINE, MILFORD, DELAWARE.

RE: Letter in appreciation of Council's \$1,000 Human Service Grant.

**DNREC/
State
Resource
Areas**

Secretary John A. Hughes, Department of Natural Resources and Environmental Control (DNREC), was in attendance to discuss the 1990 Delaware Land Protection Act and State Resource Area Maps (SRAs).

Mr. Hughes stated that portions of the Act impose upon DNREC the responsibility of mapping lands of particular importance to the environment of the State of Delaware, which are called State Resource Areas (SRAs). The Act authorized the mapping of SRAs in order to protect significant natural, cultural and geological resources. In addition, the Act required that the SRA maps be used to guide county and municipal comprehensive land use planning. Mr. Hughes stated that it is their position that to maintain the protection of the unique ecological functions of the SRAs, every county government needs to provide additional protection to those areas. He advised that DNREC will be evaluating each county's plan to assure that it includes the SRA maps as part of its conservation element along with basic ecological conservation strategies for land use decisions.

Mr. Hughes reported that State Resource Areas were initially mapped in 1990 and updated in 2006 by reviewing current information on natural, cultural, and geological resources that meet the definition of open space in the Delaware Land Protection Act of 1990. Mr. Hughes announced that there are approximately 77,832 acres (67%) of State Resource Areas in Sussex County that are currently under some form of protection. There are another approximately 38,130 acres (33%) of State Resource Areas or 6% of the overall County acreage that will need to be afforded additional protection.

Mr. Hughes advised that the County has eighteen (18) months from the date of State certification of its Comprehensive Land Use Plan Update to adopt and incorporate overlay zoning ordinances, guidelines and specific technically based environmental performance standards, design criteria and mitigation requirements, where appropriate, that will apply to significant ecological functions identified on these lands along with a procedure for the appeal of such designations.

Mr. Hughes referenced the concern that has been expressed that this is a case of the State turning something over to the County and then walking away. Mr. Hughes stated that DNREC will support the County in their efforts to deal with this law and this issue. He advised that DNREC has retained the services of a firm to assist in presenting to the counties, options

for special protection of SRAs.

Mr. Hughes discussed the mapping methodology for State Resource Areas i.e. large forest blocks, rare species locations, habitat areas, tidal and non-tidal wetlands, river corridors, and connectivity of forested and protected lands (connecting one site with another one). He noted that they have chosen 250 acres or greater as a standard for forestry in Sussex County.

DNREC/
State
Resource
Areas
(continued)

Ron Vickers, Program Administrator, showed maps developed by DNREC that (1) identify lands that are already protected and included in State Resource Areas and (2) identify lands that need to be protected. Mr. Vickers pointed out that most of the agricultural lands and working forests were not designated as State Resource Areas.

Mr. Hughes stated that he committed to identifying and notifying everyone in the State that had property in a State Resource Area. Approximately 7,000 letters were mailed out. Mr. Hughes emphasized that although landowners whose property falls in State Resource Areas will have to comply with the restrictions, they will still be able to develop their land.

Mr. Hughes referred to the components the County will need to incorporate in its Land Use Plan to provide the additional protection necessary for SRAs: forest cover protection, buffer protection, develop and maintain connectivity with the next site, etc.

The following comments and questions were presented by the Council:

Mr. Cole questioned how the County is to know how to protect the State Resource Areas.

Mr. Hughes responded that the County is being asked to recognize State Resource Areas as a component of the Comprehensive Land Use Plan and to adopt ordinances necessary to protect the lands. He stated that it would be the County's decision on how to protect those lands. Mr. Hughes stated that DNREC is prepared with its own staff and its own expertise, and with the retention of a consultant, to present to the County, a menu of possible protective components. Mr. Hughes stated that these components still need to be developed.

Mr. Cole also asked Mr. Baker if the County's contract with URDC (Land Use Consultant) includes the coordination of the SRA element of the Plan with DNREC.

Mr. Baker responded that the County's Land Use Consultant would work in coordination with DNREC.

Mr. Rogers questioned how the County can assure the farm community that their property rights are not being invaded and their equity rights are not being taken.

DNREC/
State
Resource
Areas
(continued)

Mr. Hughes responded that the Law places the responsibility for devising the exact protective components for the SRA lands at the County level. He noted that the County will have the flexibility and scope to choose the protective components.

Mr. Jones expressed concern about SRA mapping and what it may mean in the future under a different administration. Mr. Jones stated that he believes the County should have the authority to permit a landowner to opt out.

Mr. Hughes responded that, in his opinion, an “opt out” would not protect the lands that need to be protected. Mr. Hughes stated that there is a clear mandate for a County appeal process to address such things as a correction in an environmental inaccuracy and a border dispute.

Mr. Hughes stated that, by preserving the best components of the land, the program will, in time, enhance the equity of the land.

Mr. Dukes questioned the reference to 250 acres being included on the SRA maps. Mr. Dukes stated that the complaints he has heard are that some landowners of a single lot received letters of inclusion in the SRAs.

Mr. Hughes responded that small tracts, less than 250 acres, on the maps may be a rare species habitat; generally, the large wooded tracts that are included on the maps are over 250 acres. Mr. Hughes and Mr. Vickers stated that some of the 250+ tracts could be one landowner or a larger group of landowners that make up a block of contiguous forested lands. Mr. Vickers noted that this would not impact the buying and selling of land.

Mr. Dukes questioned if the Law permits the State Resource Area Maps to be updated.

Mr. Hughes stated that he does not see a constant expansion of the SRAs in the future.

Mr. Dukes questioned if there would be any compensation for limiting development in the SRAs.

Mr. Hughes responded that all zoning is limiting and that the SRAs are lands that are limited and areas that require additional protection. He stated that the law is not asking for prohibition in these areas.

Mr. Dukes questioned if there is any talk about bringing the legislation back before the General Assembly this year.

Mr. Hughes responded in the affirmative and stated that he opposes it.

Mr. Griffin questioned if there was any way for DNREC to move the

process along and to remove the fear factor before the County is obligated to manage the State Resource Areas.

Mr. Hughes stated that communication is key and, therefore, he and other representatives of DNREC would be attending town meetings and any other meetings that are asked to attend.

**M 101 07
Adopt
Procla-
mation**

A Motion was made by Mr. Jones, seconded by Mr. Rogers, to Adopt the Proclamation entitled “PROCLAIMING THE MONTH OF FEBRUARY AS NATIONAL PARENT LEADERSHIP MONTH IN SUSSEX COUNTY”.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

**Sports
at the
Beach/
Sussex
County
Sports
Foundation
Proposal**

Mr. Baker announced that the County has received a proposal from the Sussex County Sports Foundation, a non-profit organization, for assistance in purchasing and operating the Sports at the Beach Complex facility. The complex is a 93 acre property on Route 9, east of Georgetown. The project has been operational for the past three years and the site includes thirteen (13) softball and baseball fields, a swimming pool, a cafeteria, and other buildings.

Mr. Baker reported that the current owner, Softball World, LLC would like to sell the property. He advised that the County is reviewing various options and that the Sports Foundation is proposing several options that would involve the County:

- 1) The County would purchase the facility and lease the property to the Sports Foundation to operate it on behalf of the County.
- 2) The Sports Foundation would purchase the property and the County would assist with the financing.

Wendy Baker was present on behalf of the Sussex County Sports Foundation to discuss a land acquisition proposal for the 93-acre parcel of land with improvements and facilities. Ms. Baker stated that the proposal is for the acquisition of a \$10 - \$15 million piece of land for a price that has been negotiated over the past eight months between Sports at the Beach and the Sussex County Sports Foundation for \$7.5 million. Ms. Baker pointed out that the land alone represents a sound acquisition, which is near the existing Sussex County Industrial Airpark. Ms. Baker stated that this would be a benefit County-wide since the proposal is for a multi-use facility; in addition to baseball and softball, there would be walking and jogging trails, an existing swimming pool would be opened to the public with

reduced rates for County residents, youth and church camps, and corporate retreats.

Ms. Baker reported that 81,000 people participate on an annual basis in sporting events held at Sports at the Beach and that this results in an infusion of at least \$9 million into the local economy from outside sources.

Sports
at the
Beach/
Sussex
County
Sports
Foundation
Proposal
(continued)

Ms. Baker stated that the Foundation believes that with the help of several key organizations and with County, State and Federal grants, Sports at the Beach can continue to operate without interruption and into perpetuity.

Tim Morgan, Director of Tourism for the Delaware Tourism Office, and Karen Faulk, Executive Director of the Southern Delaware Tourism Office, stated that the project has an \$8 - \$9 million economic impact on the County.

Ms. Baker read into the record a letter from Representative Joseph W. Booth, State Representative, in support of the proposal. In the letter, Representative Booth states that he has been pursuing efforts for over a year with present owners and also potential purchasers.

Kristi Betts, Director of Marketing, Sports at the Beach, presented information on tournaments that are planned for the upcoming season and the teams that are scheduled to participate. She reported that, currently, twenty-five weekend tournaments and six week-long tournaments are scheduled consisting of 796 registrations (225 Maryland teams, 10 Virginia teams, 197 Delaware teams, 52 New York teams, 180 Pennsylvania teams, 128 New Jersey, 2 Connecticut teams, 1 team from Canada and 1 team from Puerto Rico).

Shane Marvel (Delaware Storm) read a letter in support of the project.

Chester Davis spoke in support of the project. He stated that the facility provides high school athletes' exposure to college coaches.

In conclusion, Ms. Baker asked the Council to review the materials and consider their request.

Mr. Cole expressed concerns about the County venturing into an area they have not been involved in before and the risks associated with the proposal. Mr. Cole stated that the project would be more beneficial to the Town of Georgetown and he questioned if a proposal has been presented to the Town.

Mr. Jones stated that the project would be beneficial to economic development in the County; that if the County is going to be involved, the facility has to be open to the public; and that the Council should consider parks and recreation programs in the County.

Mr. Dukes referred to the statements that the facility contributes \$9 million annually to the local economy and that this is achieved at operating at only 45 percent capacity. He commented that, if the facility ran at its potential, the economic development impact would be greater. Mr. Dukes also commented that the County should consider purchasing or leasing the facility since the lands are contiguous with the Sussex County Airport.

Sports
at the
Beach/
Sussex
County
Sports
Foundation
Proposal
(continued)

Mr. Baker stated that he would work with the Sports Foundation during the coming week to obtain additional information.

Mr. Griffin stated that there is a lot of information to assimilate; that from a legal standpoint, there is a lot of information that he would like to see so that he could properly advise the Council and that he was not sure this information could be gathered in one week, i.e. copy of the contract, determination of liens against the facility, etc.

Ms. Baker reported that the Sports Foundation has a contract with Sports at the Beach that they could assign to the County.

Recess

At 11:56 a.m., Mr. Dukes declared a five minute recess.

Reconvene

At 12:10 p.m., Mr. Dukes called the Council back into session.

Bluewater
Wind/
Offshore
Energy
Project

Rob Propes, Delaware Project Director, Bluewater Wind, gave a presentation regarding an offshore energy project. He reported that, after a dramatic 59 percent rate increase in electricity due to a deregulated electricity market, the Delaware legislature passed House Bill No. 6 which required Delmarva Power & Light to seek new power sources, including to consider letting a long-term energy supply contract (10+ years). The RFP was issued on November 1, 2006; Bluewater Wind is one of three bidders in the process. Mr. Propes stated that offshore wind power meets the renewable source requirements; it is stable-priced, clean, dependable and renewable. Also, it would increase Delaware's fuel diversity; it would reduce the environmental impact of the energy used by Delaware; and it would enable Delaware to become a part of the solution to Global Warming.

Mr. Propes explained that Bluewater Wind is proposing to build an offshore wind project at one of two possible sites. The sites are located in the Atlantic Ocean and referenced as Atlantic North and Atlantic South; both have a 600 megawatt nameplate capacity. A third site, located in the Delaware Bay, was previously proposed but after careful consideration, further study, and input from Delaware leaders, was withdrawn as a potential site. For each of the sites, the proposed wind park would be located more than six nautical miles from shore. At this distance, the turbines would appear as faint lines on the horizon, about half as tall as a thumb nail. Placing the turbines this far from shore also increases the turbines' distance from the fly zones of Delaware's bird population and takes advantage of strong offshore wind speeds. Depending on which of the

two proposed sites is selected, the wind park will generate the amount of electricity used by as many as 130,000 Delaware households. It is estimated that the project will generate electricity 85% to 89% of the time. Mr. Propes noted that, just like any generator on the electrical grid system, the load energy would be balanced.

Bluewater Wind/ Offshore Energy Project (continued)	Mr. Propes advised that there would be a considerable economic benefit to the project: a \$1.5+ billion investment, 500+ local jobs to be created during construction, and 80 to 100 operations and maintenance jobs (post-construction).		
	Mr. Propes reported that the process of planning, verification, permitting and construction takes up to three years and involves many State and Federal agencies.		
Term Expiration	Mr. Baker advised that Ron Patterson’s term on the Board of Assessment Review expired in January 2007.		
M 102 07 Appointment to Board of Assessment Review	A Motion was made by Mr. Cole, seconded by Mr. Rogers, to appoint Ron Patterson to the Board of Assessment Review for a term of five years.		
	Motion Adopted:	4 Yeas, 1 Absent.	
	Vote by Roll Call:	Mr. Cole, Yea; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea	
Administrator’s Report	Mr. Baker read the following information in his Administrator’s Report:		
	1. <u>State Police Activity</u>		
	Attached is a copy of a report received from the Delaware State Police showing 3,836 complaints during December 2006. There were 588 felony criminal arrests, 1,536 misdemeanor criminal arrests, and 3,306 traffic arrests during the month.		
Local Law Enforcement Grant Program	Mr. Godwin presented the following requests for funding through the Revenue Sharing for Local Law Enforcement Grant Program:		
	Seaford	\$ 5,193.00	Lighting and Equipment for Police Car
	South Bethany	\$25,000.00	Security Lockers, Digital In Car Cameras, Dell Server, Laser-Jet Printer
	Lewes	\$ 9,560.79	Computers, Surveillance System, Interior Strobe Lights, etc.
M 103 07 Approve	A Motion was made by Mr. Cole, seconded by Mr. Jones, to approve the Local Law Enforcement Grant in the amount of \$5,193.00 to the City of		

Local **Seaford, as presented.**

Law

**Enforce-
ment**

Grant

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

M 104 07

Approve

Local

Law

**Enforce-
ment**

Grant

A Motion was made by Mr. Cole, seconded by Mr. Jones, to approve the Local Law Enforcement Grant in the amount of \$25,000.00 to the Town of South Bethany, as presented.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

M 105 07

Approve

Local

Law

**Enforce-
ment**

Grant

A Motion was made by Mr. Cole, seconded by Mr. Rogers, to approve the Local Law Enforcement Grant in the amount of \$9,560.79 to the City of Lewes, as presented.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

Tingle

Road

Pump

Station

No. 43

Improve-

ments/

SCRWF/

Bid

Results

Russell Archut, Assistant County Engineer, presented Bid Results for the Tingle Road Pump Station (PS #43) Improvements:

MGK Industries \$920,504.00
Pottstown, PA

On-site Construction \$979,355.00
Seaford, DE

Hopkins Construction \$869,755.00
Bridgeville, DE

Zober Contracting Services \$672,777.00
Dover, DE

JJID, Inc. \$794,605.00
Bear, DE

Engineer's Estimate \$802,755.00

Mr. Archut listed the improvements planned to the Tingle Road Pump

Station located in Bethany Beach which is one of the County's regional facilities: the installation of three pumps, the rehabilitation of the wet wells, including new piping, guide rail systems, odor control unit, and cleaning connections on force mains leading to the South Coastal facilities.

**M 106 07
Award
Bid
M106 07
Award
Bid/
Tingle
Road
Pump
Station
Improve-
ments**

A Motion was made by Mr. Jones, seconded by Mr. Cole, based upon the recommendation of the Engineering Consultants, Whitman, Requardt and Associates, LLP, and the Engineering Department, that Sussex County Project No. 06-05, Tingle Road Pump Station Improvements, be awarded to Zober Contracting Services of Dover, Delaware at the base bid amount of \$672,777.00.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

**Contract
Amend-
ment/
Millville
Expansion
and
Mallard
Creek
Expansion**

Mr. Archut, presented a Design Contract with Whitman, Requardt and Associates to cover the final design of facilities in the Millville Expansion Area. He explained that, in the Millville area, there have been a lot of Escrow Agreements with developers for the design and construction of the major components; however, all of the communities still need the interior facilities to be designed and constructed. Mr. Archut explained that this contract would authorize WR&A to prepare the final design for all of the internal pipelines in those communities and would permit the County to complete construction in the Millville area. In addition, it is proposed that a work item be included in the Contract for the design of facilities in the Mallard Creek Expansion of the Holts Landing Sanitary Sewer District. Mr. Archut stated that they are proposing that both items be performed under this Contract, for a total Contract amount of \$682,114.00.

**M 107 07
Execute
Contract
Amendment
with
WR&A/
Millville
and
Mallard
Creek
Expansions**

A Motion was made by Mr. Jones, seconded by Mr. Rogers, based upon the recommendation of the County Engineering Department, that the Sussex County Council hereby authorizes its President to execute Amendment No. 40, dated November 10, 2006, to its contract with Whitman, Requardt and Associates, LLP, for the final design of the Millville Expansion of the Bethany Beach Sanitary Sewer District and Mallard Creek Expansion of the Holts Landing Sanitary Sewer District Collection and Conveyance Systems, at a cost not to exceed \$682,114.00.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent;
Mr. Rogers, Yea; Mr. Jones, Yea;
Mr. Dukes, Yea**

**EOC
Building**

Bob Jones, Project Engineer, presented Change Order No. 5 for Sussex County Project No. 04-02, Emergency Operations Center Building, which is

Project EOC Building Project Change Order	<p>under construction. Mr. Jones advised that the change order consists of six items, including the addition of a project sign, the deletion of the east corridor under-floor duct work, epoxy painting of block walls and floor, adding ten trap primers to the floor drains in the mechanical room and the break room, delete a water meter in the mechanical room, and raise the proposed ten site light poles with concrete bases. The six changes result in a net increase of \$670.85 to the existing contract sum of \$7,141,416.57.</p>
M 108 07 Approve Change Order/ EOC Building Project	<p>A Motion was made by Mr. Jones, seconded by Mr. Rogers, based upon the recommendation of the Sussex County Engineering Department and its Consultant, L. Robert Kimball and Associates, that Change Order No. 5 for Sussex County Project No. 04-02, Emergency Operations Center Building, be approved, which increases the contract amount by \$670.85 for a new total of \$7,142,087.42.</p> <p>Motion Adopted: 4 Yeas, 1 Absent.</p> <p>Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea</p>
Economic Develop- ment Loan Request	<p>Susan Webb requested the Council's consideration for an Economic Development loan in the amount of \$150,000.00 for YSD Running Boards, LLC (YSD). Mrs. Webb explained that YSD is a small manufacturing company that manufactures safety grating. The company is located in Bridgeville where they currently employ 16 people. Mrs. Webb advised that YSD would like to expand their operations by buying a new piece of equipment, which would result in two new full-time positions. A condition of the loan would be that the company must maintain the two new employees for five years or the interest rate on the loan would go up to 5 percent. The terms of the loan would be \$150,000.00 at 2 percent, amortized over ten years; the County would secure the first position on the new equipment and obtain the personal guarantees of the partners. YSD would be responsible for the legal costs and provide insurance in accordance with Sussex County requirements.</p> <p>Jeffrey Bowers, Partner of YSD (Youngstown (Ohio) Steel Doors), was in attendance. He stated that YSD is only one of three manufacturing companies in the Country that manufactures and installs this product (safety grating). He advised that the cost of the new machine is \$450,000.00 and that it will be used to increase production. He stated that he expects to have 50 employees within the next two years. Mr. Bowers stated that they have put up over \$850,000 of their own money into the company and they have little to no debt. In response to questions raised by the Council, he stated that YSD has not received any assistance from the State.</p>
M 109 07 Authorize Economic	<p>A Motion was made by Mr. Jones, seconded by Mr. Rogers, that the Sussex County Council authorizes a \$150,000.00 loan to YSD Running Boards, LLC, Bridgeville, Delaware from Town Economic Development Program</p>

Develop- Loan to YSD Running Boards	funding for economic development purposes under the following terms: 2 percent interest, ten year term, secured by equipment and personal guarantees, and two additional full-time jobs for five years otherwise the interest rate increases to 5 percent. Motion Adopted: 4 Yeas, 1 Absent.
M 109 07 (continued)	Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea
Requests	Mrs. Webb presented grant requests for the Council's consideration.
M 110 07 Council- manic Grant	A Motion was made by Cole, seconded by Mr. Jones, to give \$500.00 (\$100.00 from each Councilmanic Grant Account) to Miss Delaware's Outstanding Teen for scholarship funding. Motion Adopted: 4 Yeas, 1 Absent. Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea
M 111 07 Community Improve- ment Grant	A Motion was made by Mr. Rogers, seconded by Mr. Jones, to give \$2,000.00 from Mr. Rogers' Community Improvement Grant Account to Dalmation Rescue of Delaware, Inc. for operating and veterinary expenses. Motion Adopted: 3 Yeas, 1 Abstention, 1 Absent. Vote by Roll Call: Mr. Cole, Abstained; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea
M 112 07 Council- manic Grant	A Motion was made by Mr. Jones, seconded by Mr. Rogers, to give \$150.00 from Mr. Jones' Councilmanic Grant Account to the V.F.W. Department of Delaware for advertising. Motion Adopted: 4 Yeas, 1 Absent. Vote by Roll Call: Mr. Cole, Yea; Mr. Phillips, Absent; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Dukes, Yea
Additional Business/ Public Comments	Under <i>Additional Business</i>, Dan Kramer questioned why the Council would grant \$2,000.00 to dogs and \$150.00 to the V.F.W. Mr. Kramer referred to SRA maps and he questioned Secretary Hughes' directive that the County has to include an ordinance in its Comprehensive

Land Use Plan and he questioned how an ordinance can be included if it hasn't been written.

Mr. Griffin explained that one of the elements in the Comprehensive Plan is the conservation element. State Law requires the County to incorporate the SRA maps into the conservation element of their Plan. Implementing ordinances would have to be done in the eighteen month period following the adoption of the Plan.

**Additional
Business/
Public
Comments
(continued)**

William Fox of Lincoln invited the Council to attend a town meeting in Lincoln to discuss DelDOT's Capital Transportation Improvement Program (CTIP) and the proposal for the Milford-Lincoln Bypass/US 113 North/South Study. The meeting will be held on February 22nd at 6:00 p.m. – the location has yet to be determined. Mr. Fox announced that the Secretary of DelDOT will be in attendance.

In response to questions raised by Mr. Cole, Mr. Fox stated that area residents are opposed to the Bypass since a demonstrated need has not been established.

**M 113 07
Adjourn**

A Motion was made by Mr. Jones, seconded by Mr. Rogers, to adjourn at 1:24 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,

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