

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, FEBRUARY 24, 1998

Call to Order The regular meeting of the Sussex County Council was held Tuesday, February 24, 1998, 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
George J. Collins	Member
Lynn J. Rogers	Member

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

M 088 98 A Motion was made by Mr. Jones, seconded by Mr. Collins, to Approve Agenda approve the Agenda, as presented.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

M 089 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to Approve Minutes approve the minutes of the previous meeting, dated February 17, 1998.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

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

STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENTAL CONTROL, DIVISION OF AIR & WASTE MANAGEMENT, DOVER, DELAWARE.

RE: Notice of Public Hearing date change on a proposed new regulation, Regulation No. 32 - Transportation Conformity.

REHOBOTH ART LEAGUE, INC., REHOBOTH BEACH, DELAWARE.

RE: Letter in appreciation of Human Service Grant.

JOE SCHAEFER, MAYOR, TOWN OF SOUTH BETHANY, SOUTH BETHANY, DELAWARE.

RE: Letter commending Mr. Stickels for his efforts during the storm events of the past three weeks.

Corre-
spondence
(con't)

WOLFGANG VON BAUMGART, MILLSBORO, DELAWARE.
RE: Letter regarding the Delaware State Public Integrity Commission and its interpretation of the "Delaware State Employees', Officers' and Officials' Code of Conduct".

THOMAS W. BENNETT, COUNCIL ON TRANSPORTATION, STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION, DOVER, DELAWARE.

RE: Letter to the Mayor of the Town of Georgetown regarding the Capital Improvement Program public participation meeting.

WILLIAM D. AND KAREN L. SIMPSON, BOY SCOUTS OF AMERICA, TROOP 632, DOVER, DELAWARE.

RE: Letter of invitation to attend an Eagle Scout Court of Honor at which time Eric Brandon Simpson will be recognized for the Boy Scouts of America's highest honor, the Eagle Scout Award.

PEGGY J. BAUNCHALK, MAYOR, THE TOWN OF FENWICK ISLAND, FENWICK ISLAND, DELAWARE.

RE: Letter commending Mr. Stickels for his efforts during the storm events of the past three weeks.

Fiscal
1997
Audit
Report

Mr. Baker, Finance Director, and representatives of the accounting firm of Jefferson, Urian, Doane & Sterner, P.A., Certified Public Accountants, presented the County of Sussex, Delaware, Audited Financial Statements and Additional Information for the Year Ended June 30, 1997. During Fiscal Year 1997, Sussex County's General Fund experienced an excess of revenues over expenditures of \$1,769,967. The report indicates that during Fiscal 1997, the County's General Fund experienced the seventh straight year in a positive position. The undesignated fund balance has been maintained at a healthy level of 22.3 percent of General Fund budgeted expenditures. It was noted that although this is a favorable General Fund Financial Report, consideration must be given to future needs in the County. The Report outlined future liabilities and obligations of the County: potential landfill postclosure liability, unfunded pension obligations, reassessment, funding an 800 MHZ communication system for the Dispatch Center, the Road Addressing Project, computer upgrades, loan repayments for the County Administration Building, Industrial Airpark improvements, and library expansion projects. A reasonable reserve level is especially important given these future needs of Sussex County government. Adequate working capital is also needed for day-to-day operations, as well as for unexpected emergencies.

Fiscal 1997 highlights included the following: for the fifth straight year, the County contributed to its Pension Fund at the appropriate level as recommended by its actuaries; the County completed a new \$6 million Administrative Office Building and finalized the sale of the Courthouse to the State;

Fiscal
1997
Audit
Report
(con't)

a \$3 million low interest loan was received from the federal Rural Development Agency for the new building; income from taxes increased 6 percent while revenues received from charges for services increased 10 percent, both primarily a result of the strong economy; the Pension Trust Fund enjoyed a good year with gains of over \$1.5 million; \$446,000 was received from a 911 50-cent fee which will be spent for Road Addressing; a County economic development fund was established to assist in providing Sussex County private sector employment opportunities; the County funded 12 State Police troopers to provide additional law enforcement County coverage; funding for libraries increased 29 percent to \$2,089,000; this included funding for the implementation of a library automation system for 15 Sussex libraries.

Sussex County's Water and Sewer Districts experienced an increase in operating cash during Fiscal Year 1997 of 13.4 percent. These funds are increasingly important as many of the sewer districts age and maintenance needs increase. Extensive pump station rebuilds, including major rebuilds at the Blades, Dewey Sewer, and the South Coastal Regional Wastewater Facilities, were completed during Fiscal Year 1997 and more are anticipated due to the age of the sewer districts. Although these were expensive projects, the sewer districts realized substantial savings because much of this needed work was done by in-house staff. Eight of eleven sewer and water funds experienced an increase in retained earnings during Fiscal Year 1997. Fiscal 1997 was the first complete year of operations for the West Rehoboth Sewer Project. The West Rehoboth Sewer Project experienced a successful year and was able to maintain a level debt repayment schedule for all loans outstanding. During Fiscal 1997, a \$463,000 low interest loan was received for the Ocean Way Estates sewer extension project which was completed. Planning began for Phase III of the West Rehoboth sewer extension. Funding was approved by the State Revolving Fund Loan Program and the federal Rural Development Agency for this project.

M 090 98
Approve
Fiscal
1997
Audit
Report

A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council approves the Audit Report as prepared by Jefferson, Urian, Doane & Sterner, P.A., entitled "County of Sussex, Delaware, Audited Financial Statements and Additional Information for the Year Ended June 30, 1997", based on the recommendation of the County Administrator and the Finance Director.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Public
Integrity
Com-
mission
Interpre-
tation

Mr. Baker, Finance Director, reported on a meeting of the State of Delaware Public Integrity Commission at which time Senate Bill (S.B.) 236 and Amendment 1 to S.B. 236 was reviewed. The present law states that "No state employee, state officer and no private enterprise in which a state employee or state officer has a legal or equitable ownership of more than 10% (more than 1% in the case of a corporation whose stock is regularly traded on an established securities market) shall enter into any contract with the State (other than an employment contract) unless such contract was made or let after public notice and competitive bidding. Such notice and bidding requirements shall not apply to contracts not involving more than \$2,000 per year if the terms of such contract reflect arms' length negotiations." Senate Bill 236 changes \$2,000 to \$10,000. Amendment 1 to S.B. 236 changes \$2,000 to \$25,000 and amends "State Agency" definition. In 1993, the General Assembly decreed that the Code of Conduct applies not only to state employees and state officers, but to local governments if they have not adopted their own code of conduct, and if they have adopted their own code, it must be at least as stringent as the State Code. Sussex County has not adopted its own Code of Conduct and therefore, the State Code of Conduct is the County's Code of Conduct.

After a review and discussion, the Commission concluded that (1) Sussex County's concerns that the present threshold creates an excessive burden on its government and discourages citizens from seeking public employment were based on an erroneous interpretation of the existing statutory provision; (2) the proposed legislation may have some unintended results; and (3) without further evidence of a need for an increase in the threshold, the present \$2,000 threshold meets the ethical objectives of the Code of Conduct.

The Commission, which is tasked with interpreting all Code of Conduct provisions, does not agree with the interpretation given to Sussex County by other sources. They interpret the language as meaning that the threshold applies to each contract. Specifically, the language says that government officials can seek contracts of more than \$2,000 with their governmental entity if "such contract" was made or let after public notice and competitive bidding, and can seek contracts of less than \$2,000 if "such contract" reflects arms' length negotiations. "Such contract" refers to a singular contract because it is expressed in the singular.

Mr. Baker advised that, based on this information, a new policy will be drafted for the County. Mr. Cole requested that the new policy be presented to Council for consideration.

Proposed
Lease/
Fixed
Base
Operator

Mr. Calio, Director of Economic Development and Industrial Airpark, was in attendance to present to Council a Proposed Lease and Operating Agreement for a Fixed Based Operator at the Sussex County Airport. Mr. Calio introduced Mr. Bob Striebel, Administrator of the Harvey and Vera Patrick Family Foundation; Mrs. Vera Patrick; Ms. Holly York, the Patrick's daughter and trustee; and Mr. Ed York, also a trustee.

Mr. Stickels reviewed the Proposed Lease and Operating Agreement between Harvey and Vera Patrick Family Foundation, a not-for-profit corporation, and Sussex County to establish and operate a general aviation support service facility for Sussex County Airport. The lease is for the premises known as the airport terminal, the surrounding ramp area, and hangar space associated with the terminal and the fuel farm. The initial term of the lease will be for a period of fifteen years, beginning on or before May 1, 1998, with two five-year renewable options. Additional information regarding the Proposed Lease and Operating Agreement is as follows:

1. A \$50,000 cash payment that would be due when the lease is signed.
2. Annual rental for the first year will be \$24,000. Beginning with the second year of lease, the annual rent will escalate by a percentage increase equal to the most current U.S. Consumer Price Index for the Baltimore Region. However, during the first five years of the lease, such rent escalation shall not be more than four percent in any one year and shall not be more than 14 percent over the term of first five years. During the remaining ten years of the lease, such rent escalation shall not be more than ten percent. There will be no decrease in the original rent during the term of the lease.
3. The County will be paid a 12-cent per gallon fuel flowage fee for the first 200,000 gallons. A 16-cent per gallon fuel flowage charge will be assessed for any gallons over 200,000.
4. The FBO shall comply with all Federal Aviation requirements.
5. Hours of operation shall be 7:00 a.m. to 9:00 p.m., seven days a week, except for observation of legal holidays as pre-specified. FBO shall maintain all necessary insurances as required by the County. FBO has the right to sublease offices and hangar located in the Terminal Building leased by the FBO. The FBO lease does not provide exclusive rights to any services at the airport. FBO will assure that maintenance service is provided at the airport a minimum of five days a week.

Proposed
Lease/
Fixed
Base
Operator
Lease
(con't)

6. FBO will provide rental car service within the first year of operation. FBO will be responsible for maintaining interior of Terminal Building.

Mr. Stickels discussed renovations that will be necessary to upgrade the terminal building including a new roof, placing of windows, upgrading of central air conditioning, painting exterior of building, removal of old army huts, installation of a new well, installing bathroom fixtures on second floor, replacement of ceiling tiles, upgrading of lighting system, paving of parking lot, interior painting and renovations, signage of building, and hangar door repairs. These renovations will be the County's responsibility; State funding has been received to pay for these expenditures.

Mr. Stickels offered the comparison that if airport operations were County operated, estimated excess fuel revenues versus expenditures for the first five years would be \$141,500; if airport operations were managed by a Fixed Base Operator, fuel sales net revenue for the same period would be \$294,897.

Long term goals for the Foundation were discussed by Mr. Strieber; the Foundation hopes that within a reasonable amount of time, the FBO would become a profit center; profits will be used by the Foundation to fund the Patrick Foundation School of Aeronautics which they wish to establish at Sussex County Airport.

M 091 98
Execute
Lease
and
Operating
Agree-
ment/
Patrick
Founda-
tion

A Motion was made by Mr. Rogers, seconded by Mr. Jones, that the Sussex County Council authorizes the Sussex County Council President to execute a Lease and Operating Agreement to establish and operate a General Aviation Support Service Facility for the Sussex County Airport between the Sussex County Council and Harvey and Vera Patrick Family Foundation as presented, contingent upon mutual agreement of insurance requirements as recommended by the County's insurance consultant and approved by the Finance Director.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Building
Expansion
Program

Mr. Stickels, County Administrator, discussed the County's Building Expansion Program that included the purchase of two parking lots, the new County Administrative Office Building, and the West Complex Administrative Office Building. In the purchasing of these buildings, it was necessary for the County to borrow money; \$3,000,000 was borrowed through USDA and \$1,000,000 was borrowed through Wilmington Trust Company.

Building Expansion Program (con't) It has been the goal of the County to pay off the loan to Wilmington Trust Company when the new County Administrative Office Building was completed. The \$1,000,000 loan was scheduled to be paid off in April, 1999. Based on the favorable Audit Report received, the County Administrator and Finance Director recommended that the Wilmington Trust Company loan be paid off in the amount of \$960,253.

M 092 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, that Authorize the Sussex County Council authorizes payment to Wilmington Trust Company in the amount of approximately \$960,253 for the Payment to outstanding loan for the County Building Expansion Program. to

Wilmington Trust

Motion Adopted: 5 Yea.

Company/ Loan Payoff

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Collins, Yea; Mr. Dukes, Yea

International Women's Day Dinner

Mr. Stickels, County Administrator, informed Council that the Delaware Tech Owens Campus Alumni Association will hold its alumni scholarship benefit, International Women's Day Dinner, on March 4, 1998. Rhonda Tuman, Event Chair, has asked Council to declare March as "Women's History Month" in celebration of International Women's Day and the 150th Anniversary of the First Women's Rights Convention.

M 093 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to Adopt the Proclamation entitled "PROCLAIMING THE MONTH OF Proclamation MARCH AS 'WOMEN'S HISTORY MONTH'".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea; Mr. Jones, Yea; Mr. Collins, Yea; Mr. Dukes, Yea

Proclamation/ Declared Local Emergency

Mr. Stickels, County Administrator, presented for Council's consideration a Proposed Proclamation, as follows:

"PROCLAIMING A DECLARED LOCAL EMERGENCY"

WHEREAS, severe storms struck Sussex County, Delaware, on January 28, 1998 and February 5, 1998 resulting in high winds, tidal flooding, stormwater flooding, and extreme high surf; and

WHEREAS, these weather elements placed the lives and property of Sussex Countians in extreme peril; and

Proclamation
(con't)

WHEREAS, storm damage to the sanitary sewer facilities, and potable water supplies of the Long Neck Sanitary Sewer District, Dewey Beach Sanitary Sewer District, Dewey Beach Water District, and South Bethany Sanitary Sewer District required emergency response to protect public health and the environment; and

WHEREAS, Thomas R. Carper, Governor of the State of Delaware, declared a State of Emergency to exist in Sussex County on February 5, 1998; and

WHEREAS, William J. Clinton, President of the United States of America, declared on February 13, 1998 that Sussex County is a Federal Disaster Area; and

NOW THEREFORE, BE IT PROCLAIMED that the Sussex County Council, having met in public session, affirms the existence of emergency conditions in Sussex County as a result of the storms of January 28, 1998 and February 5, 1998; and

BE IT FURTHER PROCLAIMED that as an emergency response to protect public health and the environment, the County Engineer and his designated representatives were empowered to negotiate outside normal bidding procedures with contractors and material suppliers to make repairs to the sanitary sewer and potable water supply facilities including, but not limited, to the grinder pump stations and control cabinets of the Long Neck Sanitary Sewer District, the collection lines, house laterals, and isolation valves of the South Bethany Sanitary Sewer District, the collection lines, house laterals and manholes of the Dewey Beach Sanitary Sewer District, and the water mains, water meters, valves, and service lines of the Dewey Beach Water District; and

BE IT FURTHER PROCLAIMED that the Sussex County Council designates its Director of Maintenance to make application to obtain Federal assistance under the Disaster Relief Act and act as an agent for all matters pertaining to such State and Federal disaster assistance programs.

M 094 98
Adopt
Proclamation/
Declared
Local
Emergency

A Motion was made by Mr. Cole, seconded by Mr. Jones, to Adopt the Proclamation entitled "PROCLAIMING A DECLARED LOCAL EMERGENCY".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Adminis-
trator's
Report

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

1. 1998 Land Use and Infrastructure Public Hearing Schedule

Representative Philip Cloutier of New Castle County will be holding a series of public hearings to receive input on proposed State legislation regarding land use and infrastructure. Hearings in Sussex County will be held on Monday, March 2, 1998, at the Cape Henlopen High School Auditorium, Lewes, Delaware, from 7:00 to 9:00 p.m., and a second hearing will be held on Monday, March 9, 1998, at the Seaford Boys and Girls Club, Seaford, Delaware, from 7:00 to 9:00 p.m.

2. Council Meeting Schedule

A reminder that there will not be a Council meeting on Tuesday, March 3, 1998. County Council members and staff will be in Washington meeting with our congressional representatives.

3. Wastewater Treatment Plant Tour

On Thursday, February 19, 1998, representatives of the Kingdom of Saudi Arabia visited the Wolfe Neck Wastewater Treatment Facility that services the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District and the Inland Bays Treatment Facility that services the Long Neck Sanitary Sewer District. Representatives from the Kingdom of Saudi Arabia included Mohammad A. Al Guwaihes, General Manager, Water and Sanitary Drainage Authority; Dr. Saleh F. Magram, Environmental Engineering Consultant; Mohammed Sh. Al-Ahwal, Manager of Technical Affairs; and Adnan O. Baharth, Sewage Director/Manager. It is my understanding that the Kingdom of Saudi Arabia is looking at constructing wastewater treatment facilities with spray irrigation discharge.

4. Troop 4 Status Report - Month of January

The following hours of duty and enforcement were compiled by the uniformed patrol officers at Troop 4, Georgetown, Delaware, during the month of January 1998:

Total Hours on Duty	4,471
Hours Assisted Other Agencies	48.5
Total Traffic Arrests	980
Total DUI Arrests	37
Accident Reports:	
Property Damage	49
Personal Injury	<u>18</u>
Total Accident Reports	67

Adminis-
trator's
Report
(con't)

Criminal Arrests: Felony	39
Misdemeanor	<u>140</u>
Total Criminal Arrests	179

Total 10-29 P's (wanted persons)	86
Total Number of Complaints	791

Troop 4 officers also were involved with the following community oriented projects:

- Annual SCAT Legislators' Night meeting on January 7, 1998.
- DARE Graduation at Frankford Elementary School on January 16, 1998.
- DARE Graduation at Phillip Showell Middle School on January 28, 1998.
- Strong Communities monthly meeting on January 22, 1998.
- DARE Graduation at Lewes Middle School on January 22, 1998.
- DARE Graduation at Milton Middle School on January 23, 1998.
- DARE Graduation at North Georgetown Elementary School on January 23, 1998.
- DARE Graduation at Lord Baltimore Elementary School on January 30, 1998.

Public
Hearing/
HPG
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 Program (HPG). 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. It is also a primary objective to alleviate or remove health or safety hazards of homes to meet applicable development standards or make needed repairs to improve the general living conditions of the resident(s), including improved accessibility by handicapped persons.

The preapplication will be submitted in the amount of \$54,160; \$44,160 for Housing Rehabilitation Grants and \$10,000 for Administration. The Statement of Activity was introduced; it is proposed that the HPG funds be utilized to improve

Public Hearing/
HPG Program
(con't)

the substandard conditions of approximately ten households; nine grant recipients will be very low income and one will be low income. The program funds will be used to underwrite the costs of materials and labor from licensed contractors. All prospective grantees would have to meet Section 8 income guidelines.

There were no public comments and the Public Hearing was closed.

M 095 98
Adopt
Resolu-
tion No.
R 012 98

A Motion was made by Mr. Jones, seconded by Mr. Collins, to Adopt Resolution No. R 012 98 entitled "ENDORISING PROJECT TO BE SUBMITTED TO THE UNITED STATES DEPARTMENT OF AGRICULTURE, FARMERS HOME ADMINISTRATION, FOR FUNDING AND AUTHORIZING ROBERT L. STICKELS, COUNTY ADMINISTRATOR, TO SUBMIT PRE-APPLICATION".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Sewer Request

Mr. Archut, Assistant County Engineer, discussed a request from Sophia A. Middleton that her lands be included in the Dagsboro-Frankford Sanitary Sewer District.

M 096 98
Prepare
and
Post
Notices/
DFSSD
Exten-
sion

A Motion was made by Mr. Jones, seconded by Mr. Collins, that the Sussex County Engineering Department is authorized to prepare and post notices for the extension of the Dagsboro-Frankford Sanitary Sewer District to include lands of Sophia A. Middleton, as presented on February 24, 1998.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Bid Results/
Topsoil

Mr. Green, Director of Utility Construction, presented bid results for Sussex County Project No. 97-03, Sussex County Wolfe Neck Treatment Facility, Sale of Stockpiled Topsoil, as follows:

<u>Contractor</u>	<u>Bid Amount</u>
George Howard & Sons, Inc.	\$51,285.00
Howard L. Ritter & Sons, Inc.	\$17,000.00

The bids will be reviewed for a recommendation to Council.

Greenwood Mr. McCabe, Project Engineer, updated Council on the Greenwood
Library Library Addition and recommended that Substantial Completion
Addition be granted.

M 097 98 A Motion was made by Mr. Cole, seconded by Mr. Rogers, based
Grant upon the recommendation of the Sussex County Engineering De-
Sub- partment, that Substantial Completion be granted to Warfel
stantial Construction for Sussex County Project No. 94-14, Greenwood
Comple- Library Addition, effective February 20, 1998.
tion/

Greenwood Motion Adopted: 5 Yea.
Library

Addition Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Bid Mr. Hawkes, Director of Maintenance, South Coastal Regional
Results/ Wastewater Facility, presented bid results for Sussex County
Backhoe Project No. 97-11 entitled "Backhoe Tractor with Front End
Tractor Loader", as follows:

<u>Contractor</u>	<u>Bid Amount</u>
B.A. Equipment and Supplies Salisbury, Maryland	\$56,985.00
Falcomer Tractor Co., Inc. Greenwood, Delaware	\$58,235.00
First State Ford Smyrna, Delaware	\$59,207.00

The bids will be reviewed for a recommendation to Council.

Proposed Mr. Cole introduced the Proposed Ordinance entitled "AN
Ordinance ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM
DENSITY RESIDENTIAL DISTRICT FOR EXPANSION TO AN EXISTING
PRIVATE CLUB BUILDING TO UPGRADE KITCHEN AND STORAGE AREAS
TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING
IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 11.19 ACRES,
MORE OR LESS" (Conditional Use No. 1237) filed on behalf of
Mason Dixon VFW Post #7234. The Proposed Ordinance will be
advertised for Public Hearing.

Proposed Mr. Cole introduced the Proposed Ordinance entitled "AN
Ordinance ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM
DENSITY RESIDENTIAL DISTRICT FOR 13 MULTI-FAMILY DWELLING
UNITS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND
BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 2.48
ACRES, MORE OR LESS" (Conditional Use No. 1238) filed on be-
half of Tom Ford and George Raab. The Proposed Ordinance
will be advertised for Public Hearing.

Proposed Ordinance Mr. Cole introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR TWO APARTMENTS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 35,000 SQUARE FEET, MORE OR LESS" (Conditional Use No. 1239) filed on behalf of Maplewood Dental Associates. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AUTOMOTIVE REPAIRS AND AUTOMOTIVE SALES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 2.17 ACRES, MORE OR LESS (Conditional Use No. 1240) filed on behalf of Wilson M. Cullum and Alberta M. Cullum, Trustees. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Dukes introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND A C-1 GENERAL COMMERCIAL DISTRICT TO A GR GENERAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 22,010 SQUARE FEET, MORE OR LESS (Change of Zone No. 1335) filed on behalf of Curtis E. Williams, Jr. and Charlene M. Williams. The Proposed Ordinance will be advertised for Public Hearing.

M 098 98 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Rogers, to give \$700.00, \$350.00 each from Mr. Cole's and Mr. Rogers' Councilmanic Accounts, to the Cape Henlopen High School to sponsor the attendance of the Cape Henlopen High School Band and Chorus at the Atlanta Music Festival in Atlanta, Georgia.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes

M 099 98 Councilmanic Grant A Motion was made by Mr. Collins, seconded by Mr. Jones, to give \$500.00 from Mr. Collins' Councilmanic Account to the Greater Millsboro Chamber of Commerce to support the annual Big Thursday Festival and Car Show.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

M 100 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Council- give \$300.00 from Mr. Collins' Councilmanic Account to the
manic Delmar Junior-Senior High School, \$150.00 for the Super
Grant Slumber Party and \$150.00 for the After The Prom Party.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

M 101 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Council- give \$800.00, \$500.00 from Mr. Dukes' Councilmanic Account
manic and \$300.00 from Mr. Collins' Councilmanic Account, to the
Grant Laurel Fire Department, Inc. for the purchase of new chairs
for the Dining Hall of the Laurel Fire House.

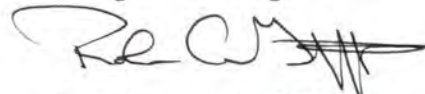
Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

Citizen's Wolfgang von Baumgart addressed Council on the interpretation
Comments of the Delaware State Employees', Officers' and Officials'
Code of Conduct requesting that a Citizens Ethics Committee
be established to address this issue.

M 102 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Adjourn adjourn at 11:58 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council