

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MARCH 1, 1994

Call to Order The regular meeting of the Sussex County Council was held Tuesday, March 1, 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 085 94 A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to Approve Minutes approve the minutes of the previous meeting dated February 22, 1994. Motion Adopted by Voice Vote.

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

AMERICAN RED CROSS, DELAWARE CHAPTER, WILMINGTON, DELAWARE.
RE: Winter, 1994, newsletter entitled "crosswinds".

DELAWARE HOSPICE, WILMINGTON, DELAWARE.
RE: Spring, 1994, newsletter entitled "Communicator".

U. S. ARMY CORPS OF ENGINEERS, PHILADELPHIA, PENNSYLVANIA.
RE: To solicit comments and recommendations from the public concerning issuance of a Department of the Army permit. Waterway: Vines Creek.

M. C. BYRD, AMERICAN RED CROSS, WILMINGTON, DELAWARE.
RE: Requesting that the Red Cross flag be flown by the City of Georgetown during the month of March, Red Cross Month. (This letter will be forwarded to the Town of Georgetown.)

JEFF HILL, FIRE CHIEF, LAUREL FIRE DEPARTMENT, LAUREL, DELAWARE.
RE: Commending two County Paramedics, Mike Pusey and Jay Myers, for their efforts at a house fire on February 12, 1994.

Proposed Mr. Stickels, County Administrator, read in its entirety a Procla- Proposed Proclamation entitled "PROCLAIMING TUESDAY, MARCH 1, mation 1994, AS A DAY TO HONOR BATTLE R. ROBINSON AS THE DEVRIES BUSINESS AND PROFESSIONAL WOMEN'S CLUB 'WOMAN OF HISTORIC NOTE' FOR 1994".

M 086 94 A Motion was made Mr. Stevenson, seconded by Mr. Cole, to Adopt Procla- Adopt the Proclamation entitled "PROCLAIMING TUESDAY, MARCH 1, mation 1994, AS A DAY TO HONOR BATTLE R. ROBINSON AS THE DEVRIES BUSINESS AND PROFESSIONAL WOMEN'S CLUB 'WOMAN OF HISTORIC NOTE' FOR 1994".

Motion Adopted: 5 Yea.

M 086 94 Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;
(con't) Mr. Collins, Yea; Mr. Stevenson, Yea;
Mr. Dukes, Yea

Mr. Dukes presented the Proclamation to Battle R. Robinson.

George- Representatives of Delaware Department of Transportation and
town McCormick, Taylor & Associates, Inc. were present to discuss
Transpor- the draft Statement of Project Need for the Georgetown
tation Study Transportation Study. For more than a year, the Town of
Study Georgetown has been meeting with these representatives about
Present- the extreme traffic problems in the Town of Georgetown. The
tation result of these meetings is the draft Statement of Project
Need. This report presents a current socioeconomic profile
of Georgetown that includes land use, population, and
economic issues, and an overview of the existing transpor-
tation network that serves Georgetown. The report also
defines the current need for transportation improvements
in Georgetown. Potential solutions for relief include
improvements to existing roadways, the development of a
multi-modal transportation system and the construction of
a bypass around the Town of Georgetown. The Georgetown
Town Council voted unanimously to support further study in
hopes of determining a solution for the heavy traffic
congestion experienced on The Circle particularly during
the summer tourist season.

It was the consensus of Council to endorse the position
of the Town of Georgetown that indepth engineering and
environmental analyses must be undertaken to determine
the appropriate type of transportation improvements to
address the present day and future transportation needs
of Georgetown. DelDOT will come back to Council on a
regular basis to advise of the progress of the Study.

Literacy Carol Fitzgerald, County Librarian, and Christel Shumate,
Grant Project Reads Coordinator, discussed a Literacy Grant
Appli- Application in the amount of \$7,538.00. The funding is
cation needed to meet the goal of increasing the literacy skills
of residents of Sussex County. The funding, if received,
will be used to raise general public awareness of adult
illiteracy and to reach out to those who can provide literacy
services as well as those who need the services. A local
advertising agency that is familiar with Sussex County,
adult illiteracy, Project READS and Laubach methods, and
experienced in the promotion of non-profit agencies will
be hired to formulate effective marketing/outreach strategies.

M 087 94 A Motion was made by Mr. Benson, seconded by Mr. Collins,
Apply for that the Sussex County Council authorizes the County Admin-
Literacy istrator to apply for a grant for the Sussex County Depart-
Grant ument of Libraries' Adult Literacy Program in the amount of
Appli- \$7,538.00.
cation

M 087 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

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

1. Council Meeting Schedule

A reminder that there will not be a Council meeting on Tuesday, March 8, 1994. The meeting was not scheduled to allow Council members and staff to attend the National Association of Counties Legislative Conference in Washington, D.C.

2. Building Permit Application

Included with this report was a copy of the new Sussex County Building Permit Application. A new box has been added that requires the name and address of the recipient of the Certificate of Compliance to be stated at the time the building permit is being issued. There have been some minor problems in the past with disagreement over who is responsible for obtaining the Certificate of Compliance -- the builder or the homeowner. Having it declared at the time the building permit is issued will rectify any problems in the future.

3. Route 54 Meeting Rescheduled

The Delaware Department of Transportation has rescheduled the third in a series of public workshops to present the refined alternative aimed at eliminating the effects of highway flooding on a portion of Route 54 from Road 58C to the Ditch. The meeting will take place on Wednesday, March 9, 1994, from 4:00 to 8:00 p.m. at the Fenwick Island Town Hall, Fenwick Island, Delaware. Sussex County Emergency Preparedness Office staff will be present during the workshop to answer questions in the areas of advance warning and evacuation.

4. Sussex County Specialized Transportation Funding

Mr. Stickels has given permission to Sussex County Senior Services, Inc., to transfer funds in their approved FY '94 budget. A change in State regulations makes it a requirement of the organization to get County approval before transferring funds within the budget between line items. Organizations are allowed to transfer funds between line items as long as they do not exceed their overall budgeted costs.

Adminis-
trator's
Report
(con't)

Cheer will transfer \$4,000 from their volunteer transportation programs and \$5,000 from fuel to drivers' salaries. At the 50 percent mark of Cheer's FY '94 budget, they are approximately \$13,000 over budget on driver expenses.

Additionally, a check for \$4,176 will be sent as part of the Human Service Grant Program of the County Council; \$4,176 represents the balance left of \$10,000 that was budgeted for Cheer as part of the Human Service Grant from the County Council.

FHA
Grant/
Loan
Applica-
tion
County
Adminis-
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Building

Mr. Archut, Director of Planning and Permits, was in attendance to discuss funding assistance for the Proposed Sussex County Administration Offices Project. The Project is estimated to be \$6 Million. In December, 1993, a Project Grant/Loan Preapplication was submitted to the Farmers Home Administration for funding consideration in the amount of \$2.5 Million. Mr. Archut advised that the County has received approval of the Preapplication and that the next step is to prepare and submit an Application. The funding, if received, will help to minimize the impact on Sussex County's taxpayers.

M 088 94
Authorize
FHA
Grant/
Loan
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Building

A Motion was made by Mr. Cole, seconded by Mr. Benson, that David B. Baker, Finance Director, is authorized to apply for and accept \$3,000,000 in funding assistance from the Farmers Home Administration for the Proposed Sussex County Government Administration Offices Project.

Motion Adopted: 5 Yea.

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

Proposed
Cedar
Creek
Estates
Street-
lighting
District

Mr. Archut, Director of Planning and Permits, discussed the Proposed Cedar Creek Estates Streetlighting District. Mr. Archut presented for Council's consideration a Proposed Resolution entitled "A RESOLUTION ESTABLISHING THE DATE, TIME AND PLACE OF A REFERENDUM TO BE HELD TO CONSIDER THE QUESTION OF ESTABLISHING THE PROPOSED CEDAR CREEK ESTATES STREETLIGHTING DISTRICT".

M 089 94
Adopt
Resolu-
tion No.
R 009 94

A Motion was made by Mr. Benson, seconded by Mr. Cole, to Adopt Resolution No. R 009 94 entitled "A RESOLUTION ESTABLISHING THE DATE, TIME AND PLACE OF A REFERENDUM TO BE HELD TO CONSIDER THE QUESTION OF ESTABLISHING THE PROPOSED CEDAR CREEK ESTATES STREETLIGHTING DISTRICT".

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
FHA
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 application will be filed for \$96,945.00. The Statement of Activity was introduced; it is proposed that the (HPG) funds be utilized to improve the substandard conditions of approximately 14 needy households, 12 very low income and 2 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. The record was held open and written comments will be accepted for 15 days, until March 16, 1994.

Proposed Ordinance Mr. Benson 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 MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 19.53 ACRES, MORE OR LESS" (Change of Zone No. 1224) filed on behalf of Delaware State Housing Authority. The Proposed Ordinance will be advertised for Public Hearing.

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 GR GENERAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN NANTICOKE HUNDRED, SUSSEX COUNTY, CONTAINING 15.3 ACRES, MORE OR LESS" (Change of Zone No. 1225) filed on behalf of Charles W. and Earlena Brittingham, Karen T. Brittingham, and Valerie D. Brittingham. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Benson introduced a Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR MULTI-FAMILY DWELLING

Proposed Ordinance (con't) STRUCTURES FOR 80 UNITS AND A COMMUNITY BUILDING TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 19.53 ACRES, MORE OR LESS" (Conditional Use No. 1072) filed on behalf of Delaware State Housing Authority. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Benson introduced a Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR ANTIQUE SALES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 5.91 ACRES, MORE OR LESS" (Conditional Use No. 1073) filed on behalf of Juel C. and Virginia Stamper. The Proposed Ordinance will be advertised for Public Hearing.

M 090 94 Councilmanic Grant A Motion was made by Mr. Benson, seconded by Mr. Cole, to give \$600.00 from Mr. Benson's Councilmanic Account to St. Peter's Church to provide financial assistance for major renovations to the Parish Hall.

Motion Adopted: 5 Yea.

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

M 091 94 Councilmanic Grant A Motion was made by Mr. Collins, seconded by Mr. Stevenson, to give \$750.00 from Mr. Collins' Councilmanic Account to the Town of Frankford to provide financial assistance for the purchase of a computer system, the approximate cost of which is \$3,500.00.

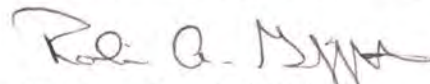
Motion Adopted: 5 Yea.

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

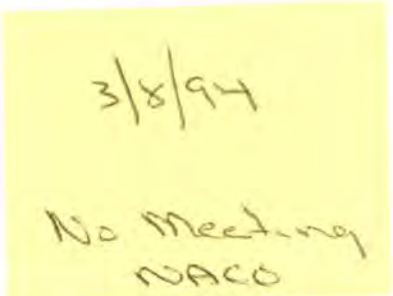
Agenda Item Mr. Collins requested that the subject of "5 acre mini-farms" be brought before Council for discussion in the near future.

M 092 94 Adjourn A Motion was made by Mr. Cole, seconded by Mr. Collins, to adjourn at 11:45 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council



3/8/94

No Meeting
NACO