

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MARCH 10, 1992

Call to Order The regular meeting of the Sussex County Council was held Tuesday, March 10, 1992, 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 100 92 A Motion was made by Mr. Collins, seconded by Mr. Benson, to Approve approve the minutes of the previous meeting dated March 5, 1992. Minutes Motion Adopted by Voice Vote.

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

JOHN B. HENDRICKSON, A.I.A., GULF STREAM DESIGN GROUP, INC., REHOBOTH BEACH, DELAWARE

RE: Senate Bill 24 - legislation requiring that the design of all buildings other than single and two family dwellings and farm buildings be performed by a licensed architect.

RICHARD S. CORDREY, SENATE, STATE OF DELAWARE, DOVER, DELAWARE
RE: Annual Big Brothers/Big Sisters fundraiser "Bowl For Kids Sake".

DELAWARE TECHNICAL & COMMUNITY COLLEGE, GEORGETOWN, DELAWARE
RE: Request for donation of \$1,000.00 for the 1992 season of the Delaware Tech Roadrunners baseball team.

WILLIAM W. VANDERWENDE, CHAIRMAN, SUSSEX CONSERVATION DISTRICT, GEORGETOWN, DELAWARE
RE: Appropriation requests for fiscal year 1993.

MILFORD PUBLIC LIBRARY, MILFORD, DELAWARE
RE: Thanks for \$500.00 contribution.

DELAWARE INLAND BAYS ESTUARY PROGRAM, C/O DNREC, DOVER, DELAWARE
RE: Citizens Advisory Committee Meeting.

Letters KENT-SUSSEX INDUSTRIES, INC., MILFORD, DELAWARE
(con't) RE: March Newsletter.

DOT McCLAFFERTY, MILTON, DELAWARE
RE: Location of public meetings regarding an application for a family amusement park.

Proposed President Dukes introduced a Proposed Ordinance entitled "AN
Ordi- ORDINANCE TO AMEND CHAPTER 62, ARTICLE IV, SUSSEX COUNTY CODE
nance RELATING TO ENUMERATION OF FEES FOR THE SHERIFF OF SUSSEX
COUNTY". The Proposed Ordinance will be advertised for public
hearing.

Proposed President Dukes introduced a Proposed Ordinance entitled "AN
Ordi- ORDINANCE TO AMEND CHAPTER 91, SUSSEX COUNTY CODE RELATING TO
nance CHARGES FOR DEPOSITING SOLID WASTE AT COUNTY FACILITIES". The
Proposed Ordinance will be advertised for public hearing.

Proposed President Dukes introduced a Proposed Ordinance entitled "AN
Ordi- ORDINANCE TO AMEND CHAPTER 52, SUSSEX COUNTY CODE RELATING TO
nance REVIEW AND INSPECTION FEES". The Proposed Ordinance will be
advertised for public hearing.

Proposed President Dukes introduced a Proposed Ordinance entitled "AN
Ordi- ORDINANCE TO AMEND CHAPTER 62, ARTICLE III, SUSSEX COUNTY CODE
nance RELATING TO BUILDING FEES". The Proposed Ordinance will be
advertised for public hearing.

County Mr. Stickels, County Administrator, discussed a petition
Road requesting the renaming of County Road 359 to "Hickman Road".
359 A Proposed Resolution changing the name of Sussex County Road
359 to "Hickman Road" was read, in its entirety, by Mr. Stickels.

M 101 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, to Adopt
Adopt Resolution R 013 92 entitled "RESOLUTION CHANGING THE NAME OF
R 013 92 SUSSEX COUNTY ROAD 359 TO "HICKMAN ROAD".

Motion Adopted: 5 Yea.

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

March 10, 1992 - Page 3

Mill-
ville
Zoning

Mr. Stickels, County Administrator, advised Council of a request from the Town of Millville for a fifth extension on a zoning moratorium, extending the moratorium until May 15, 1992.

M 102 92
Extend
Mill-
ville
Zoning

A Motion was made by Mr. Cole, seconded by Mr. Collins, to extend the zoning moratorium for the Town of Millville until May 15, 1992.

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 County Administrator's Report:

1. Correspondence - Delaware Audubon Society

A letter has been received from Grace W. Pierce-Beck, Conservation Director of the Delaware Audubon Society. The Society is supporting the County Council's position to oppose the plan of the Delaware Solid Waste Authority to build a trash incinerator near Millsboro, Delaware. The Audubon Society joins the Sierra Club and the League of Women Voters in opposing the Delaware Solid Waste Authority on this issue. A copy of the letter will be forwarded to the Directors of the Delaware Solid Waste Authority.

2. Storm Damage - January, 1992

The Engineering Department has submitted reimbursement for \$110,522 to the Federal Emergency Management Agency (FEMA). FEMA has agreed with accepting the application in the amount of \$110,522. However, the Engineering Department is requesting an additional \$69,616. It is the Engineering Department's opinion that the additional \$69,616 will be needed to fix repairs in the future from storm related problems. It is anticipated that a response will be received from FEMA within the next 60 days. Once FEMA has determined an eligible amount, the County will be reimbursed for 75 percent of the funding request.

DELDOT
Check
\$200,000

Mr. Calio, Director of Airport and Industrial Park Operations, introduced Mr. Bruce Tobey of the Delaware Department of Transportation, Aeronautics Administration. Mr. Tobey, on behalf

DELDOT of Governor Castle and Mark A. McNulty, Acting Secretary for
Check DELDOT, presented Council with a check in the amount of \$200,000
\$200,000 for the replacement of old equipment at the Airpark and to
resurface a taxiway leading from the main runway to the Industrial
Park. Mr. Tobey stated that the \$200,000 is made possible by the
Delaware General Assembly 1992 Bond Bill which provides capital
for aviation related projects.

Perdue Mr. Masten, Director of Economic Development, discussed the
Farms Project Resolution authorizing Industrial Revenue Bonds for
IRB Perdue Farms Incorporated. This Project Resolution authorizes
the County to issue its economic development revenue bonds in
a maximum principal amount of \$9,000,000 for the financing of a
project for Perdue Farms Incorporated, consisting of the
acquisition of approximately 62 acres of land and the construction
and equipping of a feed mill. This Project Resolution has no
direct fiscal impact on Sussex County.

M 103 92 A Motion was made by Mr. Stevenson, seconded by Mr. Collins,
Adopt according to the Sussex County Commercial, Industrial and Agri-
R 012 92 cultural Revenue Bond Ordinance, pursuant to the authority of
Title 9, Chapter 70, of the Delaware Code, to encourage and assist
the financing of the construction, acquisition, sale or lease of
industrial, commercial and agricultural facilities related to the
maintenance or promotion of employment or to the redevelopment
or revitalization of areas within the County, that the Sussex
County Council Adopt Resolution R 012 92, authorizing and not to
exceed \$9,000,000 in Industrial Revenue Bonds for Perdue Farms
Incorporated.

Motion Adopted: 5 Yea.

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

West Mr. Green, Utility Construction Division Director, reviewed a
Rehoboth recapitulation to date for Phase 1A, including Change Order No.
Expan- 1, for the West Rehoboth Expansion of the Dewey Beach Sanitary
sion Sewer District.
DBSSD

M 104 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, based
West on the recommendation of the Inspection Engineer, George, Miles
Rehoboth & Buhr, and the Sussex County Engineering Department, that the
Expan- Sussex County Council authorize the President of the Sussex
sion County Council to issue Change Order No. 1, for the West
DBSSD Rehoboth Expansion of the Dewey Beach Sanitary Sewer District,
Phase 1A, to Onshore Construction Co., Inc., for removal and

March 10, 1992 - Page 5

M 104 92 replacement of a septic tank that is in conflict with the sewer
(con't) line between Manhole #3 and Manhole #4 at station 1+50 approxi-
mately, for an amount of \$4,872.55, increasing this contract
amount to \$2,864,731.55.

Motion Adopted: 5 Yea.

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

LNSSD Mr. Green, Utility Construction Division Director, reviewed a
recapitulation to date for Contract No. 3, including Change
Order No. 6, for the Long Neck Sanitary Sewer District.

M 105 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, that
LNSSD the Sussex County Council authorize the President of the Sussex
County Council to issue Change Order No. 6 for the Long Neck
Sanitary Sewer District, Contract 3, to Onshore Construction
Co., Inc. for items incidental to construction, and line item
quantity adjustment, for an amount of \$131,830.65 increasing
this contract amount to \$2,943,378.81.

Motion Adopted: 5 Yea.

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

LNSSD Mr. Green, Utility Construction Division Director, reviewed a
"Conditional Acceptance" for Contract No. 1 of the wastewater
facilities constructed in the Long Neck Sanitary Sewer District.

M 106 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, based
LNSSD upon the recommendation of the Inspection Engineer, KCI
Technologies, Inc., for Sussex County Project No. 88-12, that
the Sussex County Council grant "Conditional Acceptance" for
Contract No. 1 of the wastewater facilities constructed in
the Long Neck 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

LNSSD Mr. Green, Utility Construction Division Director, reviewed a "Conditional Acceptance" for Contract No. 6 of the wastewater facilities constructed in the Long Neck Sanitary Sewer District.

M 107 92 A Motion was made by Mr. Benson, seconded by Mr. Cole, based
LNSSD upon the recommendation of the Inspection Engineer, KCI Technologies, Inc., for Sussex County Project No. 88-12, that the Sussex County Council grant "Conditional Acceptance" for Contract No. 6 of the wastewater facilities constructed in the Long Neck 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

Contract Mr. Izzo, Assistant County Engineer, and Ms. Sheridan, Operations
SCRWF Supervisor of the South Coastal Regional Wastewater Facility, reviewed a contract with Bunting's Nurseries, Inc., for the purchase of land in the amount of \$174,500.00 to provide a site to dispose of bio-solids from the South Coastal Regional Wastewater Facilities.

M 108 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, based upon
Contract the recommendation of the Sussex County Engineering Department,
SCRWF that the President of the Sussex County Council be authorized to execute a contract with Bunting's Nurseries, Inc. for the purchase of Parcel No. 5-33-18-15 in the amount of \$174,500.00 to provide a site to dispose of bio-solids from the South Coastal Regional Wastewater Facilities.

Motion Adopted: 5 Yea.

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

M 109 92 A Motion was made by Mr. Benson, seconded by Mr. Stevenson, to
Council- give \$400.00 from Mr. Benson's Councilmanic Account, to the
manic Christian Fellowship Softball League.
Grant

Motion Adopted: 5 Yea.

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

March 10, 1992 - Page 7

M 110 92 A Motion was made by Mr. Collins, seconded by Mr. Cole, to give
Council- \$700.00 from Mr. Collins' Councilmanic Account, to the Town of
manic Dagsboro for the operation of their Planning and Zoning
Grant restructuring project and the legal fees incurred.

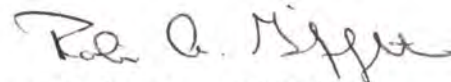
Motion Adopted: 5 Yea.

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

Ground Mr. Stickels, County Administrator, stated that a Ground Breaking
Breaking for the Dagsboro-Frankford Sanitary Sewer District would be held
DFSSD at 12:00 noon in front of the Indian River High School.

M 111 92 A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to
Adjourn adjourn at 11:15 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council