

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MARCH 24, 1992

Call to Order The regular meeting of the Sussex County Council was held Tuesday, March 24, 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 117 92 A Motion was made by Mr. Cole, seconded by Mr. Benson, to
Approve approve the minutes of the previous meeting dated March 17, 1992.
Minutes Motion Adopted by Voice Vote.

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

JAMES J. SNYDER, SPECIAL ASSISTANT TO THE PRESIDENT FOR INTER-
GOVERNMENTAL AFFAIRS, THE WHITE HOUSE, WASHINGTON
RE: Mr. Stickels' letter urging the Administration to redirect
defense fund savings to a water and wastewater construction
grant program.

WALLACE MCFAUL, MILFORD
RE: Meeting of a group of interested people to discuss the
concept of a Botanical Garden for Southern Delaware.

U.S. ARMY CORPS OF ENGINEERS, PHILADELPHIA, PENNSYLVANIA
RE: Public Notice to solicit comments and recommendations
from the public concerning an application for a Department
of the Army permit filed by the Delaware Department of
Transportation.

Para- Mr. Stevenson, Paramedic Director, introduced the para-
medic medics who were being promoted to Paramedic Supervisors and
Program Paramedic II's by the Sussex County Paramedic Program.
Promo- President Dukes presented supervisor badges to Clark Hendrixson,
tion John Kinsley, Ashley Lanman, Frank Shade, and Patrick Shay. Lee
Foxwell, Eric Kuzmack, Karen Locke, and Kirk Miller received
the collar rank insignia indicating Paramedic II level.

Mariner's Cove Moratorium

Mr. Stickels, County Administrator, discussed the moratorium put in place in September, 1989, on new service connections for Mariner's Cove until water pressure problems could be addressed and corrected. Sussex County Planning and Zoning has received a letter dated March 9, 1992, from Delaware Health and Social Services lifting their moratorium and stating that "the problem has been adequately addressed". It was the consensus of Council to defer the matter for one week to provide time for clarification of what has been done to correct the water pressure problem.

Administrator's Report

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

1. Sussex County Volunteer Firemen's Association

The Sussex County Volunteer Firemen's Association monthly meeting is scheduled for Tuesday evening, March 24, 1992, at 7:30 p.m. This meeting is being held at the Milton Fire Hall, Milton, Delaware.

2. Newspaper Article Regarding Superfund Program

Attached to the Report was an article outlining expenses that EPA is being charged for overhead costs from a company hired to clean up Superfund sites. The article appeared on Thursday, March 19, 1992, in USA TODAY. The article states that CH2M HILL billed EPA in 1990 for Christmas party costs including \$290 reindeer and Santa suits, \$100 for a dance instructor, \$16,146 for finger sandwiches, and tickets for basketball games in excess of \$5,000. CH2M HILL holds a long-term \$1.2 billion contract with the federal government for Superfund work. Mr. Stickels stated that he now further understands why EPA would not allow the County to insert the word "reasonable", when the agreement was being negotiated, when it came to the County being responsible for all expenses incurred by EPA if it was not satisfied with the work that the County was doing.

LNSSD

Mr. Green, Utility Construction Division Director, reviewed a recapitulation to date for Contract No. 5, including Change Order No. 9, for the Long Neck Sanitary Sewer District.

M 118 92
LNSSD
Change
Order
No. 9

A Motion was made by Mr. Cole, seconded by Mr. Benson, based on the recommendation of the Inspection Engineer, KCI Technologies, Inc., and the Sussex County Engineering Department, that the Sussex County Council authorize the President of the Sussex County Council to issue Change Order No. 9 for the Long Neck Sanitary Sewer District, Contract 5, to Renda Contracting Co.,

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M 118 92 (con't) Inc., for a forty-five (45) day time extension, establishing March 24, 1992, as the Contract completion date, and to increase the existing circuit breakers in Pump Station 80 to 175 amps, at a cost of \$760.48, increasing the contract amount to \$2,236,141.16.

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 Change Order No. 10 for the Long Neck Sanitary Sewer District, Contract 5, to Renda Contracting Co., Inc.

M 119 92 LNSSD Change Order No. 10 A Motion was made by Mr. Cole, seconded by Mr. Collins, based on the recommendation of the Inspection Engineer, KCI Technologies, Inc., and the Sussex County Engineering Department, and the concurrence of the Assistant Sussex County Attorney, that the Sussex County Council authorize the President of the Sussex County Council to approve Change Order No. 10 for the Long Neck Sanitary Sewer District, Contract 5, to Renda Contracting Co., Inc., modifying the payment terms of the contract, at a cost of zero dollar change to the contract.

Motion Adopted: 5 Yea.

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

Proposed Ordinance Mr. Cole introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 6.5 ACRES, MORE OR LESS" (C/Z #1161) filed on behalf of Anna Lee Gray. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Benson introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 1.00 ACRES, MORE OR LESS" (C/Z #1162) filed on behalf of Byron H. and Deborah D. Jefferson. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Dukes introduced 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 80.23 ACRES, MORE OR LESS" (C/Z #1163) filed on behalf of Wheatley Farms, Inc. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Collins introduced Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A PRIVATE AIRSTRIP TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 12.75 ACRES, MORE OR LESS" (C/U #1000) filed on behalf of Kenneth Cordrey. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Dukes introduced Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN ACCESSORY USE TO A DWELLING FOR RETAIL SALES OF CRAFTS AND GENERAL GIFTS, TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 9.22 ACRES, MORE OR LESS" (C/U #1001) filed on behalf of Joan Lapp. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Stevenson introduced Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR USE OF PROPERTY FOR OUTDOOR YARD SALES ON WEEKENDS, TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 2.71 ACRES, MORE OR LESS" (C/U #1002) filed on behalf of Gerlinde Voegele. The Proposed Ordinance will be advertised for Public Hearing.

M 120 92 Councilmanic Grant A Motion was made by Mr. Stevenson, seconded by Mr. Cole, to give \$1,000.00 from Mr. Stevenson's Councilmanic Account to the Town of Bridgeville for advertising for the first Annual Apple Festival.

Motion Adopted: 5 Yea.

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

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M 121 92 A Motion was made by Mr. Stevenson, seconded by Mr. Cole, to
Council- give \$500.00 from Mr. Stevenson's Councilmanic Account to the
manic Woodbridge Little League to help fund the construction of an
Grant additional ballfield and to replace lights on other fields.

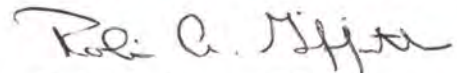
Motion Adopted: 5 Yea.

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

Return On Tuesday, March 17, 1992, Mrs. Jean West and Mrs. Carol Collins
Day presented to the Council a gift of past minutes, photographs, and
Items various papers pertaining to the Sussex County Return Day
Committee. The question has surfaced whether the Council has the
right to accept these possessions. President Dukes stated that,
based on the opinion of the County Attorney, it was the consensus
of the Council that the minutes, Bylaws, and other items of direct
ownership will be returned to the Sussex County Return Day
Committee. In addition, the Council will discuss with the Return
Day Committee the selection of a location for public display of
the photographs and other memorabilia.

M 122 92 A Motion was made by Mr. Cole, seconded by Mr. Stevenson, to
Adjourn adjourn at 10:45 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council