

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, APRIL 1, 1997

Call to Order The regular meeting of the Sussex County Council was held Tuesday, April 1, 1997, at 10:00 a.m. in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Dale R. Dukes	President
George J. Collins	Vice President
Finley B. Jones	Member
Lynn J. Rogers	Member

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

M 136 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to Approve Agenda approve the Agenda, as presented. Motion Adopted by Voice Vote.

M 137 97 A Motion was made by Mr. Rogers, seconded by Mr. Jones, to Approve Minutes approve the minutes of the Special Meeting (Public Hearing on Comprehensive Land Use Plan), dated March 17, 1997, and the Workshop Meeting dated March 18, 1997.

Motion Adopted: 4 Yea, 1 Absent.

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

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

U.S. ARMY CORPS OF ENGINEERS, PHILADELPHIA, PENNSYLVANIA.
RE: Public Notice to solicit comments and recommendations from the public concerning issuance of a Department of the Army permit for Applicant: Great South Beach Improvement Company; Waterway: Bald Eagle Creek.

HELEN KRUGER, CHAIRPERSON, HISTORIC GEORGETOWN ASSOCIATION, GEORGETOWN, DELAWARE.
RE: Georgetown's residential restoration and revival effort.

VICKY MERTES, REHOBOTH, DELAWARE.
RE: Letter asking County to have Rehoboth's wastewater treatment plant divert treated effluent from Lewes-Rehoboth Canal to the new West Rehoboth land irrigation site.

CLAUDIA FRANCESCHI, DELMAR JUNIOR-SENIOR HIGH SCHOOL, DELMAR, DELAWARE.
RE: Letter of appreciation for Council's grant for the Sleepover and After-Prom Party.

Corre- KEITH PHILLIPS, PRESIDENT, LAUREL HISTORICAL SOCIETY, LAUREL,
spondence DELAWARE.
(con't) RE: Letter of appreciation for Mr. Dukes' Councilmanic Grant.

M 138 97 A Motion was made by Mr. Jones, seconded by Mr. Collins, that
Authorize the Sussex County Council authorizes an Executive Session to be
Executive held in the County Council Chambers on Tuesday, April 1, 1997,
Session at approximately 11:00 a.m., to discuss land acquisition.

Motion Adopted: 4 Yea, 1 Absent.

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

Certi- Mr. Dukes presented to Shirley S. Sommers a Certificate of
ficate Appreciation for devotion, loyalty, and excellence in serving
Sussex County for 23 years.

Proposed Mr. Baker, Finance Baker, read in it's entirety a Proposed
Procla- Proclamation entitled "TUNE OUT TV VIOLENCE ON APRIL 5, 1997
mation AND PUT TELEVISION TO WORK FOR CHILDREN".

M 139 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to
Adopt Adopt the Proclamation entitled "TUNE OUT TV VIOLENCE ON APRIL
Procla- 5, 1997 AND PUT TELEVISION TO WORK FOR CHILDREN".
mation

Motion Adopted: 4 Yea, 1 Absent.

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

Present Mr. Dukes presented the Proclamation to Mrs. Mears, Mrs. Hudson
Procla- and Mrs. Short, representatives of Delaware FCE and Sussex County
mation FCE.

Award Mr. Preston Lee of Tatman & Lee was in attendance to present
Presen- copies of awards recently received by the firm of Tatman & Lee
tation for the Wolfe Neck Wastewater Treatment Facilities Project.
On February 20, 1997, Tatman & Lee was presented with the "1997
Engineering Excellence Award, Grand Conceptor Award" by the
Consulting Engineers Council of Delaware. This award is the
primary engineering excellence award issued by the organization
annually. This award was rated based on originality, technical
value to the engineering profession, social/economic considera-
tions, complexity, and meeting the County's needs. As the re-
cipient of this number one award in the State of Delaware, the
project has been submitted for a national award to the American
Consulting Engineers Council and has been selected as a finalist.

RDA
Pre-
applica-
tion

Mr. Baker, Finance Director, advised Council that the County is preparing a preapplication to the Rural Development Agency for a \$750,000 loan to finance the County's local share of airport improvements, an Emergency Operations Center alternate 911 system, and Emergency Operations Center communications system improvements. Once the County has received approval of the preapplication, an application will be prepared and brought before Council for approval.

Book-
mobile
Bids

Mr. Baker, Finance Director, advised that the Bookmobile Bid Opening was held on March 31, 1997. Bid results were as follows:

I.G. Burton Milford, DE	\$109,595
Matthews Specialty Vehicles North Carolina	\$ 86,619
Farber Specialty Vehicles Columbus, Ohio	\$116,140
Moroney Bookmobiles Worcester, Massachusetts	\$135,518

The bid results will be reviewed for a recommendation at a later date.

Adminis-
trator's
Report

Mr. Baker, Finance Director, read the following information in the County Administrator's Report:

1. Land Use Plan

The Sussex County Comprehensive Land Use Plan was submitted to the Governor's Cabinet Committee on State Planning on Monday, March 31, 1997, in the Governor's Conference Room, Carvel Building, Wilmington, Delaware. The Cabinet Committee will have sixty days to review the application and respond to the County Council on the Plan. Cabinet Committee members will appear before the County Council on Tuesday, April 15, 1997, at 10:00 a.m. at the regularly scheduled County Council meeting.

Change
Order/
County
Adminis-
trative
Office
Building

Mr. Archut, Assistant County Engineer, discussed Change Order No. 24 to the County Administrative Office Building Contract. Change Order No. 24, in the amount of \$10,307.72, consists of a credit for light fixtures and additional costs for adjusting sprinkler heads, providing sensor on the loop waterpiping, sidewalk and handicapped ramp, additional sheetmetal, and increased seating allowance in Council chambers.

M 140 97 A Motion was made by Mr. Collins, seconded by Mr. Rogers, based
Approve on the recommendation of the Architect, R. Calvin Clendaniel
Change Associates, and the County Engineering Department, the Sussex
Order County Council approves Change Order No. 24, in an amount not to
No. 24/ exceed \$10,307.32, to the County Administrative Office Building
County Contract, and with the approval being subject to Rural Develop-
Adminis- ment.
trative
Office
Building

Motion Adopted: 4 Yea, 1 Absent.

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

Proposed Mr. Dukes introduced a Proposed Ordinance entitled "AN ORDINANCE
Ordinance TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN
AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COM-
MERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN
LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 27,035
SQUARE FEET, MORE OR LESS" (Change of Zone No. 1298) filed on
behalf of Mary A. Bensinger. The Proposed Ordinance will be
advertised for Public Hearing.

Proposed Mr. Rogers introduced a Proposed Ordinance entitled "AN ORDINANCE
Ordinance TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A GR
GENERAL RESIDENTIAL DISTRICT TO AN AR-1 AGRICULTURAL RESIDENTIAL
DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD-
KILL HUNDRED, SUSSEX COUNTY, CONTAINING 111.56 ACRES, MORE OR
LESS" (Change of Zone No. 1299) filed on behalf of Richard and
Grace V. Millman. The Proposed Ordinance will be advertised for
Public Hearing.

M 141 97 A Motion was made by Mr. Jones, seconded by Mr. Collins, to give
Council- \$300.00 from Mr. Jones' Councilmanic Account to the Woodbridge
manic Junior-Senior High School for a student's attendance at the 1997
Grant We The People Competition in Washington, D.C.

Motion Adopted: 4 Yea, 1 Absent.

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

M 142 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to give
Council- \$800.00, \$400.00 from Mr. Collins' Councilmanic Account and
manic \$400.00 from Mr. Dukes' Councilmanic Account, to the Laurel High
Grant School Band for uniform and trip expenses.

Motion Adopted: 4 Yea, 1 Absent.

M 142 97 Vote by Roll Call: Mr. Cole, Absent; Mr. Rogers, Yea;
(con't) Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

M 143 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to give
Council- \$1,000.00, \$200.00 from each Councilmanic Account, to the Sussex
manic County Chapter of the National Federation of the Blind of Dela-
Grant ware to send delegates to the NFB National Convention.

Motion Adopted: 4 Yea, 1 Absent.

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

M 144 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to give
Council- \$250.00, \$50.00 from each Councilmanic Account, to the Sussex
manic County Stamp Club for the 6th Annual Stamp Exhibition and Bourse.
Grant

Motion Adopted: 4 Yea, 1 Absent.

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

M 145 97 At 10:58 a.m., a Motion was made by Mr. Collins, seconded by Mr.
Recess Jones, to recess and go into Executive Session. Motion Adopted
by Voice Vote.

Executive An Executive Session of the Sussex County Council was held at
Session 11:05 a.m. for the purpose of discussing land acquisition.

M 146 97 At 11:25 a.m., a Motion was made by Mr. Collins, seconded by Mr.
Adjourn Jones, to adjourn the Executive Session and return to Regular
Session Session. Motion Adopted by Voice Vote.

M 147 97 A Motion was made by Mr. Rogers, seconded by Mr. Jones, to recess
Recess until 1:30 p.m. Motion Adopted by Voice Vote.

Reconvene Mr. Dukes called Council back into session at 1:30 p.m.

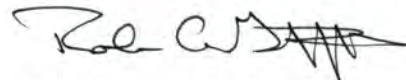
Public A Public Hearing was held on the Proposed Ordinance entitled "AN
Hearing ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY
(C/Z FROM A MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A C-1 GENERAL
No. 1293) COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING
IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 9.10 ACRES, MORE
OR LESS" (Change of Zone No. 1293) filed on behalf of Donald R.
and Terry Long. Public comments were heard and the Public Hear-
ing was closed. Action was deferred to give Councilman Cole
the opportunity to listen to the proceedings of this Public
Hearing and to vote on this application.

Recess At 3:20 p.m., Mr. Dukes declared a five minute recess.

Public Hearing (C-2 District) A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 115 OF THE CODE OF SUSSEX COUNTY, TO AMEND THE PROVISIONS RELATING TO DEVELOPMENT IN THE C-1 GENERAL COMMERCIAL ZONING DISTRICT AND THE B-1 NEIGHBORHOOD BUSINESS ZONING DISTRICT, TO ADD A NEW PROVISION CREATING A C-2 SPECIAL COMMERCIAL ZONING DISTRICT, TO AMEND THE PROVISIONS RELATING TO OFF-STREET PARKING AND OFF-STREET LOADING, AND TO BRING OTHER PROVISIONS OF CHAPTER 115 IN CONFORMITY WITH THESE AMENDMENTS". Public comments were heard and the Public Hearing was closed. Action was deferred to give Councilman Cole the opportunity to listen to the proceedings of this Public Hearing and to vote on this application. The record will be left open until Monday, May 5, 1997 for written comment.

M 148 97 Adjourn A Motion was made by Mr. Collins, seconded by Mr. Jones, to adjourn at 4:22 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council