

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, APRIL 7, 1992

Call to Order The regular meeting of the Sussex County Council was held Tuesday, April 7, 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 130 92 A Motion was made by Mr. Collins, seconded by Mr. Benson, to
Approve approve the minutes of the previous meeting dated March 31, 1992.
Minutes Motion Adopted by Voice Vote.

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

BLUE CROSS BLUE SHIELD OF DELAWARE, WILMINGTON
RE: Spring newsletter entitled "BLUEPRINTS".

U.S. ARMY CORPS OF ENGINEERS, PHILADELPHIA, PENNSYLVANIA
RE: News release regarding relocation to the John Wanamaker Building in April.

DELAWARE NATURE SOCIETY, HOCKESSIN
RE: Invitation to 27th Annual Meeting.

LOWER SUSSEX LITTLE LEAGUE, INC., OCEAN VIEW
RE: Request for contribution to Capital Campaign.

KENNETH R. STEVENS, STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION, GEORGETOWN
RE: Commending Bradbury Hawkes and Mark Murray.

DEBBIE STOGNER, PRESIDENT, WOODBRIDGE LITTLE LEAGUE, BRIDGEVILLE
RE: Invitation to Opening Day Ceremonies and appreciation for donation.

Proposed Proclamation Mr. Stickels, County Administrator, read in its entirety a Proposed Proclamation proclaiming April 5 - April 11, 1992, as "National Library Week". Present to accept the Proclamation on behalf of Carol Fitzgerald, County Librarian, was Nancy Short, Youth Services Coordinator of the Sussex County Department of Libraries. Mr. Stickels advised that Ms. Short was recently presented the 1992 Children's Services Division Award of Excellence.

M 131 92 A Motion was made by Mr. Benson, seconded by Mr. Cole, to Adopt
Adopt the Proclamation entitled "PROCLAMATION PROCLAIMING APRIL 5-11,
Procla- 1992, AS 'NATIONAL LIBRARY WEEK'".
mation

Motion Adopted: 5 Yea.

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

Change Mr. Stickels, County Administrator, reviewed Change Order #2 of
Order the Courthouse Expansion and Renovation Project.

M 132 92 A Motion was made by Mr. Cole, seconded by Mr. Collins, that the
Court- Sussex County Council authorizes the President of the Sussex
house County Council to execute Change Order #2, deleting Alternate #6,
Expansion corridor in Superior Court, and allowing for a substitute for a
Project specified fuel oil pump, resulting in a decrease in the contract
Change in the amount of \$18,202.00 and further; that the Sussex County
Order #2 Council authorizes a sixty day extension needed to allow for the
completion of Change Order No. 1 as recommended by R. Calvin
Clendaniel Associates.

Motion Adopted: 5 Yea.

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

Item The item entitled "County Agriculture Lands Preservation Advisory
Stricken Board" was stricken from the agenda and will be placed on the
April 14, 1992, agenda.

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

1. Recycling Program

Tyler Timmons of Millsboro, Delaware, and Jean Greenabaum of Seaford, Delaware, were the recipients of the two \$50 U. S. Savings Bonds for participating in the County's Recycling Program during the month of March. During March, 788 people participated in the program.

2. Planning and Zoning Subdivision Approvals

The Planning and Zoning Department has given approval to the following subdivisions:

Adminis-
trator's
Report
(con't)

- (a) Old Mill Village, located on State Road 340 near Frankford - 15.51 acres zoned AR-1 were subdivided into 24 lots. Access to all lots is to be from subdivision streets. Subdivision streets constructed within the limits of the right-of-way shall be dedicated to public use. Following completion of the streets by the developer, maintenance will be the responsibility of the State Highway Department. All lots will be serviced with on-site septic and wells.
- (b) Shiloh Farms, County Road 447, Laurel, Delaware - 33.56 acres zoned AR-1 were subdivided into 26 single family building lots. All lots will be accessed from subdivision streets. All streets will be maintained by the Department of Transportation once constructed and accepted by the Highway Department. All lots will be serviced by on-site septic and water.
- (c) Property of Harry F. Wilgus II, Baltimore Hundred, located on County Road 318-A, containing 54± acres, was subdivided to allow for an acre parcel to be serviced off of an existing 10 foot right-of-way. The lot will be serviced with on-site septic and water. A 50 foot right-of-way directly adjacent to the lot was recorded to allow for accessibility to the lot to comply with Planning and Zoning requirements.

3. Prayer Breakfast

The Fifteenth Annual Sussex County Council Prayer Breakfast will be held on Tuesday, April 28, 1992. The breakfast will take place at the Indian River Senior Center, Mitchell Road and Wilson Highway, Millsboro, Delaware, starting at 7:50 a.m. This year's speaker will be Reverend Randy Barr. Tickets may be purchased for \$7.50 per person.

West Rehoboth Value Engineering Study Response Robert Wood, County Engineer; James Thomas, George, Miles and Buhr; and Paul Schwartzberg and John Nelson, Whiting Turner Contracting Company, were present to review and respond to the West Rehoboth Value Engineering Study performed by Roy F. Weston, Inc. The outcome of this study, and George, Miles and Buhr's response, was a recommendation for an eighteen month extension of the M.O.U. completion date in order to permit specific potential cost reducing studies and evaluations to be made.

M 133 92 West Rehoboth A Motion was made by Mr. Cole, seconded by Mr. Stevenson, based on the recommendation of the consulting engineer, George, Miles and Buhr, and the County Engineering Department, that the County

M 133 92 Council authorizes the President of the Council to request an
(con't) eighteen month time extension of the existing Memorandum of
Understanding with DNREC to perform potential project cost
reducing studies based on the West Rehoboth Value Engineering
Report and to request additional grant funding to pay for the
necessary engineering that would be needed to study privatization.

Motion Adopted: 5 Yea.

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

Public A Public Hearing was held on Proposed Ordinance entitled "AN
Hearing ORDINANCE TO AMEND CHAPTER 62, ARTICLE IV, SUSSEX COUNTY CODE
RELATING TO ENUMERATION OF FEES FOR THE SHERIFF OF SUSSEX COUNTY".
The Public Hearing was closed.

M 134 92 A Motion was made by Mr. Cole, seconded by Mr. Collins, to
Adopt Adopt Ordinance No. 819 entitled "AN ORDINANCE TO AMEND CHAPTER
Ordinance 62, ARTICLE IV, SUSSEX COUNTY CODE RELATING TO ENUMERATION OF
No. 819 FEES FOR THE SHERIFF OF SUSSEX COUNTY".

Motion Adopted: 5 Yea.

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

Public A Public Hearing was held on Proposed Ordinance entitled "AN
Hearing ORDINANCE TO AMEND CHAPTER 91, SUSSEX COUNTY CODE RELATING TO
CHARGES FOR DEPOSITING SOLID WASTE AT COUNTY FACILITIES". The
Public Hearing was closed.

M 135 92 A Motion was made by Mr. Stevenson, seconded by Mr. Collins,
Adopt to adopt Ordinance No. 820 entitled "AN ORDINANCE TO AMEND
Ordinance CHAPTER 91, SUSSEX COUNTY CODE RELATING TO CHARGES FOR
No. 820 DEPOSITING SOLID WASTE AT COUNTY FACILITIES", with the following
amendments:

Section 91-8 (1)

Second Paragraph, First Sentence - Strike [annual].

Second Paragraph, Third Sentence - Strike [per year].

Second Paragraph, Eighth Sentence - Strike [annual].

M 135 92 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

Public Hearing A Public Hearing was held on Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 52, SUSSEX COUNTY CODE RELATING TO REVIEW AND INSPECTION FEES". The Public Hearing was closed.

M 136 92 A Motion was made by Mr. Collins, seconded by Mr. Cole, to adopt
Adopt Ordinance No. 821 entitled "AN ORDINANCE TO AMEND CHAPTER 52,
Ordinance SUSSEX COUNTY CODE RELATING TO REVIEW AND INSPECTION FEES".
No. 821

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 A Public Hearing was held on Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 62, ARTICLE III, SUSSEX COUNTY CODE RELATING TO BUILDING FEES". The Public Hearing was closed.

M 137 92 A Motion was made by Mr. Cole, seconded by Mr. Collins, to adopt
Adopt Ordinance No. 822 entitled "AN ORDINANCE TO AMEND CHAPTER 62,
Ordinance ARTICLE III, SUSSEX COUNTY CODE RELATING TO BUILDING FEES".
No. 822

Motion Adopted: 5 Yea.

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

Eastern Shore Poultry Frank Calio, Director of Airport & Industrial Park Operations, advised Council that a lease has been signed with Eastern Shore Poultry, Inc. and construction of the new 10,000 square foot facility at the Industrial Park will begin in April. A thirty year lease with Eastern Shore Poultry, Inc. was approved by the Sussex County Council on December 23, 1991.

Assign Lease Edgehill Drugs Frank Calio, Director of Airport & Industrial Park Operations, advised Council that negotiations have been concluded with Edgehill Drugs to lease the existing Thermal American Fused Quartz building in the Industrial Park. Mr. Calio reviewed a

Assign Lease Edgehill Drugs (con't) Consent to Assignment, Release of Prior Tenant and Amendment of Lease Agreement between Sussex County and Thompson and Thompson. The original lease agreement is with Thermal American Fused Quartz Company, who wishes to assign to Thompson and Thompson its right, title and interest in the Lease.

M 138 92 Approve Lease Assignment Edgehill Drugs A Motion was made by Mr. Benson, seconded by Mr. Collins, that the lease between Sussex County Council and Thermal American Fused Quartz Company dated June 1, 1977, be assigned to Thompson and Thompson, with the provisions provided in the new lease. Motion Adopted: 5 Yea.

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

M 139 92 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Stevenson, to give \$750.00, \$250.00 each from Mr. Cole's, Mr. Collins' and Mr. Stevenson's Councilmanic Accounts, to the Indian River School District to assist with student costs for participation in the Odyssey of the Mind World's Finals.

Motion Adopted: 5 Yea.

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

M 140 92 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Stevenson, to give \$500.00 from Mr. Dukes' Councilmanic Account to the Seaford Band Association to replace the visitor-side concession stand.

Motion Adopted: 5 Yea.

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

M 141 92 Councilmanic Grant A Motion was made by Mr. Stevenson, seconded by Mr. Cole, to give \$500.00 from Mr. Dukes' Councilmanic Account to the Town of Laurel for the relocation of the Sussex Trust Company time and temperature sign which is being donated by the Wilmington Trust Company.

Motion Adopted: 5 Yea.

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M 141 92 (con't) Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;
Mr. Collins, Yea; Mr. Stevenson, Yea;
Mr. Dukes, Yea

M 142 92 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Benson, to give \$500.00 from Mr. Dukes' Councilmanic Account to the Laurel School District to support the 1992 Laurel Community Summer Recreation Program.

Motion Adopted: 5 Yea.

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

M 143 92 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Benson, to give \$100.00 from Mr. Dukes' Councilmanic Account to the Laurel School District for the Fifth Annual Academic Achievement Dinner.

Motion Adopted: 5 Yea.

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

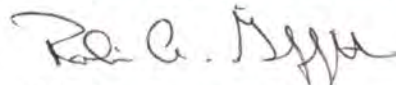
M 144 92 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Collins, to give \$1,000.00 from Mr. Cole's Councilmanic Account to the Lower Sussex Little League for their Capital Campaign.

Motion Adopted: 5 Yea.

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

M 145 92 Adjourn A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to adjourn at 12:10 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council