

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, APRIL 18, 2000

Call to Order The regular meeting of the Sussex County Council was held Tuesday, April 18, 2000, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Lynn J. Rogers	President
Dale R. Dukes	Vice President
George B. Cole	Member
Finley B. Jones, Jr.	Member
Vance Phillips	Member
Robert L. Stickels	County Administrator
David Baker	Finance Director
Eugene Bayard	County Attorney

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

M 185 00 A Motion was made by Mr. Jones, seconded by Mr. Phillips, to approve Approve Agenda the Agenda, as distributed.

Motion Adopted: 5 Yea.

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

M 186 00 A Motion was made by Mr. Jones, seconded by Mr. Dukes, to approve Approve Minutes the minutes of the April 11, 2000 meeting, as distributed.

Motion Adopted: 5 Yea.

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

Corre- Mr. Bayard read the following correspondence: spondence

STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, DOVER, DELAWARE.
RE: DNREC Sediment and Stormwater Program.

Corre-
spondence
(continued)

WILLIAM V. ROTH, JR., U. S. SENATE, WASHINGTON, D.C.
RE: Letter to Robert Stickels regarding the CDBG and HOME
programs.

M 187 00
Adopt
Proclamation

A Motion was made by Mr. Cole, seconded by Mr. Jones, to Adopt the
Proclamation entitled "PROCLAIMING APRIL 30 THROUGH MAY 7,
2000, AS 'SOIL AND WATER STEWARDSHIP WEEK'".

Motion Adopted: 5 Yea.

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

Soil and
Water
Steward-
ship
Observance

The Proclamation was presented to Mr. Vanderwende and Mr. Buehl of
the Sussex Conservation District. Mr. Vanderwende stated that
Community Waters is the theme for the 2000 Soil and Water Stewardship
Observance to remind everyone of their individual responsibilities to
care for soil and water resources.

Mr. Stickels reported that this year, the County is providing the District
with \$121,891.00 in funding.

DelDOT
Five
Year
Capital
Transportation
Improvement
Program

Mr. Stickels reviewed the Delaware Department of Transportation's Five
Year Capital Transportation Improvement Program (FY 2001 – 2006)
which has been adopted. This Program increases the funding to Sussex
County to \$126,556,000 over the next five years; an approximate
\$45,000,000 increase over last year and the largest amount ever allocated
to Sussex County.

Mr. Stickels noted that DelDOT has incorporated all of Sussex County's
requests into the Five Year Program with the exception of the request to
eliminate the tar and chip application process. DelDOT is focusing on
converting the more heavily traveled surface treated roads to hard surface
and will continue with the tar and chip surface on less-traveled roads.
The County will continue to make this request each year.

The first nine projects in the Capital Improvement Program are bridge
projects, as follows:

- BR112 on SR404 over Marshy Hope Creek, Northwest of Bridgeville
- BR140 on Tuckers Road (S597) over St. Johnstown Ditch
- BR144S on US13 over Cart Branch, South of Greenwood
- BR376 on SR54 (Fenwick Road) over Polly Branch
- BR463 on S396 over Grey's Creek
- BR526 and 527 on Betts Pond, Millsboro
- BR586 on Millsboro Highway (S26) over Pocomoke River,
north of Gumboro

DelDOT
Five
Year
Capital
Transportation
Improvement
Program
(continued)

- BR591 on Phillips Hill Road over Sunset Branch, south of Millsboro
- BR656 on Raccoon Ditch Road over New Ditch, west of Georgetown
- BR686 on Piglet Path over Georgetown Vaughn Ditch

All bridge projects were adopted in the draft except for Bridge 227 on Westly Road, northwest of Seaford. The reason this bridge project is not in the final plan is because it has been completed.

The road projects included in the Capital Program are as follows:

US 113, Maryland State Line to Georgetown

This is a \$30 million project to be completed in the year 2002. This project was split into three separate phases. Two phases remain to be completed. The project includes resurfacing existing pavement, intersection, drainage improvements at SR 24, and safety improvements.

Cypress Swamp Wetland Mitigation Bank

This is a \$1.8 million project. This project is for the creation of approximately 100 acres of wetlands by repairing past ditch/drainage work in the Cypress Swamp.

Senator Bunting and others have expressed concern that the wetlands could affect the farmland in the area.

This project will provide a wetland bank to offset wetland losses associated with highway construction activities in Sussex County.

Milton Truck Bypass, from SR5 to SR30

This is a \$2.2 million project. This project will improve the chosen alternative route to safely and efficiently implement a sustainable truck bypass route around Milton. The project improvements will include intersection improvements at SR5/S319; reconstruction of S319; widening of BR806; intersection improvements at SR30/S319; and replacement of BR918.

S298 and 299, Rehabilitation and Safety Improvements

This project will consist of three phases of safety and roadway improvements.

SR1, Dewey Beach Improvements, Salisbury Road, Dewey Beach, to Lewes and Rehoboth Canal

This includes the area known as "The Forgotten Mile" that runs from the entrance of Rehoboth to the town limits of Dewey Beach. The project includes the construction of curb, sidewalk, curb ramps, and landing area

DelDOT
Five
Year
Capital
Improve-
ment
Transportation
Program
(continued)

at SR1 and Bald Eagle Road, and pavement rehabilitation along the length of the roadway.

This project is scheduled to begin in 2003. The County is requesting that the State try to speed up the portion of the project at Elizabeth and Dodd Avenues since this is a very bad, 5-point intersection.

SR1 Grid Improvements, Rehoboth Avenue to Five Points

This is a \$30 million project. The project includes a Nassau Park-and-Ride Lot; a Nassau Pedestrian/Bike Connection; resurfacing of S275 (Old Landing Road) from Plantations Road to Old Landing golf course; Southbound SR1 shoulder widening; Southbound SR1 third lane addition and shoulder widening; pedestrian/bike connection from Old Landing Road to the entrance to Rehoboth; Rehoboth entrance improvements; and SR1/Rehoboth Avenue intersection improvements.

Mr. Cole expressed concern that the current park-and-ride is not widely used and an additional park-and-ride is not needed in the beach area.

SR24 and SR5, Long Neck Road, Northeast of Millsboro, Intersection Improvements, Safety

The project is to widen each approach to four lanes, which will include separate left, through, and right turning lanes coming into the intersection in addition to one outbound lane.

SR26, Assawoman Bay to US113

This is a \$19 million project. The recommended improvements, which are designed to improve the operational efficiency of SR26 and the surrounding local road network are as follows: intersections, alternate route, sidewalks, improved access, and shoulders.

SR26 and SR17 Intersection Improvements, Safety

This project is for the construction of a bypass lane; signal rebuild and update.

Mr. Stickels advised that one of the County's requests was for the repaving of SR17 to Selbyville. This is being done through another budget (Alan Redden's operations and maintenance budget.) The work will be completed this year.

SR54, S58C to the Ditch between Little Assawoman Bay and Assawoman Bay, West of Fenwick Island

DelDOT
Five
Year
Capital
Transportation
Improvement
Program
(continued)

This project is for the construction of a viaduct to raise the road to an elevation of 6.0'. This stretch of busy SR54 frequently floods for extended periods during very high tides and storm surges, rendering the road impassable for days.

Mr. Stickels noted that the County has been requesting these improvements since at least 1991.

Sussex County Aviation

This project is to acquire additional acreage to extend the runway and clear zone and perimeter access road; overlay runway to provide smooth surface for take off and landings; upgrade the taxiway lights and guidance signs and expand the paving apron.

Mr. Stickels advised that this is the State's 5 percent contribution to Sussex County's airport projects.

Sussex County East/West Improvements

This is a \$20 million project. This program could possibly include but not be limited to the following roadways: SR54, from S58C westerly to US113; SR404, east of US113 to Delaware Technical and Community College, west of US113, and east of SR5 to SR1, west of Lewes; SR24 including intersections at S499, where intersection S459 is used to go to Trap Pond State Park; SR 17 from Roxana with intersection at SR20 to SR26, west of Millville; and SR36 from US113, west of Milford to SR404 east of Greenwood.

Rail Improvements, Georgetown Stone Depot

This project includes the addition of two switches on State owned rail line to provide access to stone/aggregate depot in Sussex County Industrial Park.

Rehoboth Well Replacement

The project is a result of the widening of SR1 between Rehoboth and Lewes. This is not a new project, but recognition of potential liability.

SR1, Corridor Capacity Improvements, Sussex County

This is an \$11 million project for intersection improvements in the Milton area; SR30 extension to SR1 and, SR1/SR16 intersection.

Following is the summary of the Sussex County Capital authorization:

DelDOT Five Year Capital Transportation Improvement Program (continued)	FY	'01	'02	'03	'04-'06	'01-'06
System Preservation		3,617	7,262	14,217	0	25,096
System Management		11,543	16,381	21,130	41,100	90,154
System Expansion		3,006	300	0	8,000	11,306
Total Authorization		18,165	23,943	35,347	49,100	126,556

(All \$ X 1,000)

Proposed
Resolution/
North/
South
Limited
Access
Highway

Mr. Phillips noted that the \$126,556,000 is an impressive figure; however, when it is taken into consideration that some of these projects are twenty years late, all DelDOT is doing is playing catch-up. Mr. Phillips proposed the following Resolution for Council's consideration:

WHEREAS, Sussex County's population is expected to grow a projected 23.5% by the year 2020; and

WHEREAS, the Sussex County Council believes that proper long range transportation planning is necessary in order to accommodate this growth; and

WHEREAS, although the Sussex County Comprehensive Plans for the past thirty years have identified development areas, the Delaware Department of Transportation has committed very limited resources to alleviate the impact of this planned development; and

WHEREAS, the Corridor Preservation Program appears to have limitations in effectiveness and fairness;

NOW, THEREFORE, BE IT RESOLVED that the Sussex County Council asks that the Delaware Department of Transportation be authorized to begin the planning process for an alternative North/South Limited Access Highway and that the General Assembly be encouraged to consider this as another option within the Long Range Transportation Plan; and

BE IT FURTHER RESOLVED that the Sussex County Council requests that the Delaware Department of Transportation reallocate resources in areas already developed according to the Sussex County Comprehensive Plan.

Mr. Phillips explained that the Proposed Resolution is a result of (1) months of considering what is going on with respect to transportation

Proposed
Resolution
(continued)

needs in Sussex County and (2) discussions with Senator Bunting, Senator Venables, and representatives of Bridgeville and Laurel who believe that a north/south limited access highway similar to State Route One (from the Dover Air Force Base to Wilmington) is going to be necessary at some point in the future. Mr. Phillips continued by saying that it is only prudent for the governing bodies to begin the planning process now.

M 188 00
Adopt
Resolution
No.
R 022 00

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to Adopt Resolution No. R 022 00 entitled "A RESOLUTION ASKING THAT THE DELAWARE DEPARTMENT OF TRANSPORTATION BE AUTHORIZED TO BEGIN THE PLANNING PROCESS FOR AN ALTERNATIVE NORTH/SOUTH LIMITED ACCESS HIGHWAY".

Motion Adopted: 5 Yea.

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

Distribute
Resolution

Mr. Phillips requested that copies of this Resolution be forwarded to the Governor, the General Assembly, and the Delaware Department of Transportation.

M 189 00
Council-
manic
Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$1,000.00, \$200.00 from each Councilmanic Account, to the American Cancer Society for the Relay for Life fundraiser.

Motion Adopted: 5 Yea.

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

M 190 00
Council-
manic
Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$100.00 from Mr. Phillips' Councilmanic Account to the Fraternal Order of Police to sponsor three trophies for the Brian Tome Benefit Car Show.

Motion Adopted: 5 Yea.

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

M 191 00
Council-
manic
Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$300.00 from Mr. Phillips' Councilmanic Account to the Greater Millsboro Chamber of Commerce for the Big Thursday Festival and Car Show.

M 191 00
(continued)

Motion Adopted: 5 Yea.

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

M 192 00
Council-
manic
Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$100.00 from Mr. Phillips' Councilmanic Account to the Christian Storehouse for assisting families with donations of food and clothing.

Motion Adopted: 5 Yea.

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

M 193 00
Council-
manic
Grant

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$200.00 from Mr. Dukes' Councilmanic Account to the People to People Student Ambassador Program for Brittany Halla.

Motion Adopted: 5 Yea.

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

M 194 00
Council-
manic
Grant

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$200.00 from Mr. Dukes' Councilmanic Account to the People to People Student Ambassador Program for Ashley Willey.

Motion Adopted: 5 Yea.

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

M 195 00
Council-
manic
Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$200.00, \$100.00 each from Mr. Phillips' and Mr. Dukes' Councilmanic Accounts, to the Knights of Columbus for their 4th Annual Golf Tournament to benefit Delaware Hospice and the Knights of Columbus Building Fund.

Motion Adopted: 5 Yea.

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

M 196 00
Council-
manic
Grant

A Motion was made by Mr. Cole, seconded by Mr. Jones, to give \$1,000.00, \$200.00 from each Councilmanic Account, to the Sussex County Olympics Adult Program for a banquet to recognize the Landshark Olympiads.

Motion Adopted: 5 Yea.

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

M 197 00
Council-
manic
Grant

A Motion was made by Mr. Cole, seconded by Mr. Jones, to give \$100.00 from Mr. Cole's Councilmanic Account to the Lauren Greif Fund for medical expenses.

Motion Adopted: 5 Yea.

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

M 198 00
Council-
manic
Grant

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$500.00, \$400.00 from Mr. Dukes' Councilmanic Account and \$100.00 from Mr. Phillips' Councilmanic Account to the Christian Fellowship Softball League for expenses.

Motion Adopted: 5 Yea.

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

M 199 00
Revert
Back to
Original
Grant
Request
Procedure

A Motion was made by Mr. Cole, seconded by Mr. Dukes, to revert back to the procedure of reviewing Councilmanic Grant and Youth Activity Grant requests as they are received (instead of on a monthly basis).

Motion Adopted: 4 Yea, 1 Nay.

Vote by Roll Call: Mr. Phillips, Nay; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Adminis-
trator's
Report

Mr. Stickels read the following information in his County Administrator's Report:

1. Easter Recess

The Sussex County Council will not meet on Tuesday, April 25, to

Adminis-
trator's
Report
(continued)

allow for Easter recess. The next regularly scheduled meeting will be Tuesday, May 2, 2000, at 10:00 a.m. in the Council Chambers.

2. Regional Planning Meeting

The Southeast Coastal Regional Planning meeting will be held on Wednesday, April 19, 2000, starting at 9:00 a.m. at the Fenwick Town Hall. The Regional Planning group includes the towns of Bethany, South Bethany, Fenwick, Selbyville, Dagsboro, Ocean View, Millville, and Frankford and rural surrounding areas. Representatives from the towns, County, and State agencies will be attending the meeting. All Regional Planning meetings are open to the public.

3. Delaware State Housing Authority Public Hearing

The Delaware State Housing Authority will be conducting a public hearing on the Consolidated Plan: Draft FY 2000 Annual Action Plan. The Consolidated Plan, to be submitted to the United States Department of Housing and Urban Development (HUD) no later than May 15, 2000, serves as the housing planning document of the State and as an application for funding under any of the following HUD Community Planning and Development formula grant programs: Community Development Block Grants, Emergency Shelter Grants, Home Investment Partnerships, or Housing Opportunities for Persons with AIDS.

A public hearing will be held in each of the three counties during the month of May for the purpose of obtaining the views of interested citizens on the draft Action Plan. Both oral and written comments will be received and recorded at the hearings, and a summary of the comments and the Delaware State Housing Authority's response will be attached to the final Consolidated Plan submitted to HUD.

The Sussex County public hearing will take place on Tuesday, May 2, 2000, starting at 5:00 p.m., in the County Council Chambers, County Administrative Office Building, located at 2 The Circle, Georgetown. For any additional information, you may contact the Delaware State Housing Authority at 739-4263, Extension 22, between the hours of 8:00 a.m. and 4:30 p.m.

4. Troop 4 Status Report – Month of March

The following hours of duty and enforcement were compiled by the uniformed patrol officers at Troop 4, Georgetown, Delaware, during the month of March 2000:

Adminis- trator's Report (continued)	Total Hours On Duty	4,686.50
	Hours Assisted Other Agencies	27.50
	Total Traffic Arrests	1,458
	Total DUI Arrests	22
	Accident Reports: Property Damage	43
	Personal Injury	<u>18</u>
	Total Accident Reports	61
	Criminal Arrests: Felony	18
	Misdemeanor	<u>65</u>
	Total Criminal Arrests	83
	Total 10-29 P's (wanted persons)	44
	Total Number of Complaints	598

In addition to the normal patrol hours, officers of Troop 4 participated in the Pollybranch neighborhood residents meeting; the Camp Barnes community fundraiser; fingerprinted children in conjunction with the Millsboro Lions Club; participated in a Citizens Academy on March 2, March 9, and March 16; attended the Strong Communities monthly meeting; conducted a Countywide Block Watch organizational meeting; and participated in the County Business Academy held on March 7, March 14, March 21, and March 28.

Proposed
Lease for
Long Neck
Paramedic
Unit

Mr. George Torbert, Paramedic Director, discussed the need for a facility to house the sixth paramedic unit to be located in the Long Neck area. The State has requested that the unit be located on Route 24 in the area of Road 313 for quicker response to calls. The County has encountered a problem with this stipulation; real estate in the Oak Orchard and Long Neck areas is expensive and currently the Department has had no luck in finding property that meets the Department's needs and budget. Mr. Torbert recommended that the Department lease space at a temporary location while a more suitable location is found. Mr. Torbert recommended the approval of a six month lease for space in the Seafarer Village Shopping Center on Route 24, owned by Pine Acres, Inc., t/a Leisure Point. This location lacks a garage but will otherwise meet the needs of the Department. The monthly rental payment is \$540.00. Approval of this temporary location will enable the Paramedic Department to establish a unit in the Long Neck area prior to the Memorial Day weekend.

M 200 00
Approve
Lease
for Long
Neck
Paramedic
Unit

A Motion was made by Mr. Cole, seconded by Mr. Jones, that the Sussex County Council approves a six-month lease for \$540.00 a month with George Harrison of Pine Acres, Inc., for space for a paramedic station to be located at Seafarer Village Shopping Center, Route 23, Long Neck, Delaware.

Motion Adopted: 5 Yea.

M 200 00
(continued)

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

Paramedic
Status

Mr. Torbert, Paramedic Director, reported that the County currently has 50 field paramedics on staff, with an additional 4 people in the certification process, two in the hiring process, and 1 more to interview and hire.

Public
Hearing
Relating
to
Requiring
Site Plans
or Sketches
with
Applications
for
Building
Permits

A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 62, ARTICLE III, OF THE SUSSEX COUNTY CODE RELATING TO BUILDING FEES TO REQUIRE SITE PLANS OR SKETCHES WITH APPLICATIONS FOR BUILDING PERMITS".

Public comments were heard. Ms. Phyllis McKinley spoke on behalf of the Manufactured Housing Industry and indicated that they were in support of the Ordinance; however, they asked that the County provide guidelines for preparation of the sketches.

Mr. Norwood, Supervisor of Mapping and Addressing, noted that procedures pertaining to this Ordinance will be placed on the County's web page.

The Public Hearing was closed.

M 201 00
Adopt
Ordinance
No. 1370

A Motion was made by Mr. Dukes, seconded by Mr. Jones, to Adopt Ordinance No. 1370 entitled "AN ORDINANCE TO AMEND CHAPTER 62, ARTICLE III, OF THE SUSSEX COUNTY CODE RELATING TO BUILDING FEES TO REQUIRE SITE PLANS OR SKETCHES WITH APPLICATIONS FOR BUILDING PERMITS".

Motion Adopted: 5 Yea.

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

Proposed
Contract/
GMB/
SCRWF

Mr. Archut, Assistant County Engineer, discussed a proposed contract with George, Miles & Buhr to perform construction administration, construction coordination, and facilities planning for the expansion of the headworks project at the South Coastal Regional Wastewater Facilities. This contract, at an estimated cost of \$80,477.00, is an amendment to the current contract with George, Miles & Buhr. This amount is included in the \$900,000.00 in low-interest loan funding which has been applied for through the State Revolving Fund for the project.

M 202 00
Authorize
Agreement
with
GMB/
SCRWF

A Motion was made by Mr. Cole, seconded by Mr. Jones, that the Sussex County Council President is hereby authorized to execute an agreement with George, Miles & Buhr to provide construction administration, construction coordination, and facilities planning services for the headworks improvements for the South Coastal Regional Wastewater Facilities, not to exceed \$80,477.00, subject to the review and approval of the Department of Natural Resources and Environmental Control.

Motion Adopted: 5 Yea.

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

Mr. Stickels noted that this contract amendment is the most cost effective way to proceed with the project.

Conflict
of Interest/
Engineering
Firms
Representing
County and
the Private
Sector

Mr. Cole commented that recently in a public hearing on a rezoning, it was noted that the firm of George, Miles & Buhr was representing the private sector. Mr. Cole questioned whether there is any potential conflict of interest in an engineering firm representing the County and the private sector. Mr. Stickels advised that he does not believe that a conflict exists in this particular situation since the project is particular to the treatment plant and has been planned since 1990. Mr. Archut advised that there is a difference between technical work at the treatment plant and the planning work and extension of sewer to new service areas.

Mr. Stickels suggested that in the future when an engineering firm is selected for a new sewer district, a clause be placed in the contract requiring the firm to represent the County exclusively in that particular area.

Delaware
Seashore
State Park
Pumping
Station

Mr. Hawkes, Director of Utility Engineering, provided Council with an update on the Pumping Station at the Delaware Seashore State Park. Mr. Hawkes advised that the treatment center is now off-line and recommended granting Substantial Completion of the project. It was noted that this project was funded by the State of Delaware.

M 203 00
Grant
Substantial
Completion/
Delaware
Seashore
State
Park
Pumping
Station

A Motion was made by Mr. Cole, seconded by Mr. Jones, based upon the recommendation of the Sussex County Engineering Department, that effective April 7, 2000, the Sussex County Council grant Substantial Completion to David A. Bramble Inc. for Sussex County Project No. 99-14 entitled "Delaware Seashore State Park Pumping Station No. 65".

Motion Adopted: 5 Yea.

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

M 204 00 A Motion was made by Mr. Cole, seconded by Mr. Jones, based upon the
Grant recommendation of the Sussex County Engineering Department, for
Beneficial Sussex County Project No. 81-04, that the Sussex County Council grant
Acceptance/ Beneficial Acceptance for the wastewater facilities constructed in
Southampton Southampton RPC, Phase 1, located in the South Bethany Sanitary Sewer
District.

Motion Adopted: 5 Yea.

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

M 205 00 A Motion was made by Mr. Dukes, seconded by Mr. Phillips, based upon
Execute the recommendation of the Sussex County Engineering Department, for
Construction Sussex County Project No. 81-04, that the Sussex County Council
Adminis- execute a Construction Administration and Construction Inspection
tration and Agreement between Sussex County Council and Southampton Land
Construction Limited, for wastewater facilities to be constructed to serve Southampton
Inspection RPC, Phase 2, located in the South Bethany Sanitary Sewer District.
Agreements/
Southampton

Motion Adopted: 5 Yea.

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

M 206 00 A Motion was made by Mr. Phillips, seconded by Mr. Dukes, based upon
Grant the recommendation of the Sussex County Engineering Department, for
Beneficial Sussex County Project No. 81-04, that the Sussex County Council grant
Acceptance/ Beneficial Acceptance for the wastewater facilities constructed in
Savannah's Savannah's Landing Addition, located in the Ocean View Expansion of
Landing the Bethany Beach Sanitary Sewer District.

Motion Adopted: 4 Yea, 1 Abstention.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Abstained;
 Mr. Dukes, Yea; Mr. Jones, Yea;
 Mr. Rogers, Yea

M 207 00 A Motion was made by Mr. Dukes, seconded by Mr. Jones, based upon
Execute the recommendation of the Sussex County Engineering Department, for
Construction Sussex County Project No. 81-04, that the Sussex County Council
Adminis- execute a Construction Administration and Construction Inspection
tration and Agreement between Sussex County Council and Little Meadows, Inc. for
Inspection wastewater facilities to be constructed to serve Little Meadows, located
Agreements/ in the Blades Sanitary Sewer District.
Little
Meadows

Motion Adopted: 5 Yea.

M 207 00
(continued)

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

Proposed
Ordinance

Mr. Cole introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AMENDMENT TO CONDITIONAL USE NO. 1325 TO ALLOW FOR ANOTHER RENTAL ROOM FOR A TOTAL OF 3 MULTI-FAMILY UNITS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 28,393 SQUARE FEET, MORE OR LESS" (Conditional Use No.1342) filed on behalf of Mark Wolfe. The Proposed Ordinance will be advertised for Public Hearing.

Proposed
Ordinance

Mr. Cole introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A LANDSCAPING BUSINESS WITH RELATED STORAGE OF MATERIALS AND EQUIPMENT TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 10.78 ACRES, MORE OR LESS" (Conditional Use No. 1343) filed on behalf of Frederick J. Winward. The Proposed Ordinance will be advertised for Public Hearing.

Proposed
Ordinance

Mr. Jones introduced the 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 GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 14,976 SQUARE FEET, MORE OR LESS" (Change of Zone No. 1406) filed on behalf of Daniel E. Fink, Sr. The Proposed Ordinance will be advertised for Public Hearing.

Professional
Land Use
Planner

Mr. Cole discussed the letter received from Representative Shirley Price requesting that Sussex County hire a professional land use planner. Mr. Stickels expressed his opinion that the County already has a professional land use planner. Mr. Lawrence Lank, Director of Planning and Zoning, has over thirty years of experience.

Corre-
spondence

Mr. Dukes read the following correspondence:

LIFE SKILLS STAFF, SEAFORD MIDDLE SCHOOL, SEAFORD,
DELAWARE:

RE: Letter in appreciation of Councilmanic Grant.

M 208 00
Recess

At 11:44 a.m., a Motion was made Mr. Dukes, seconded by Mr. Phillips, to recess the Regular Meeting and go into Executive Session. Motion Adopted by Voice Vote.

Executive
Session

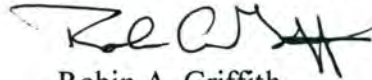
An Executive Session of the Sussex County Council was held on Tuesday, April 18, 2000, beginning at 12:15 p.m., in the Emergency Operations Center Conference Room, Georgetown, Delaware, with the following present:

Lynn J. Rogers	President
Dale R. Dukes	Vice President
George B. Cole	Member
Finley B. Jones, Jr.	Member
Vance Phillips	Member
Robert L. Stickels	County Administrator
David Baker	Finance Director
Dennis Cordrey	Personnel Director
Susan Webb	Director of Accounting

Adjourn
Meeting

The Executive Session was held for the purpose of discussing personnel. The Executive Session concluded at 2:45 p.m. and the meeting was adjourned.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council