

**SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MAY 7, 2002**

**Call to Order**      The regular meeting of the Sussex County Council was held Tuesday, May 7, 2002, at 10:30 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

<b>Finley B. Jones, Jr.</b>	<b>President</b>
<b>Lynn J. Rogers</b>	<b>Vice President</b>
<b>George B. Cole</b>	<b>Member</b>
<b>Dale R. Dukes</b>	<b>Member</b>
<b>Vance Phillips</b>	<b>Member</b>
<b>Robert L. Stickels</b>	<b>County Administrator</b>
<b>Eugene Bayard</b>	<b>County Attorney</b>

**M 319 02**      A Motion was made by Mr. Rogers, seconded by Mr. Phillips, to approve  
**Approve**      the Agenda, as distributed.  
**Agenda**

**Motion Adopted:**      5 Yea.

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

**M 320 02**      A Motion was made by Mr. Rogers, seconded by Mr. Phillips, to approve  
**Approve**      the minutes of April 30, 2002, as distributed.  
**Minutes**

**Motion Adopted:**      5 Yea.

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

**Corre-**      Mr. Bayard read the following correspondence:  
**spondence**

**NELSON BUNTING AND CLIFFORD LAWSON, SUSSEX CENTRAL  
FFA, GEORGETOWN, DELAWARE.**

**RE: Letter in appreciation of grant.**

**GARY TAYLOR, TOWN ADMINISTRATOR, SELBYVILLE,  
DELAWARE.**

**RE: 100th Anniversary Celebration.**

**JACK MARKELL, STATE TREASURER, STATE OF DELAWARE,  
DOVER, DELAWARE.**

**RE: Letter extending wishes for a successful Prayer Breakfast.**

**M 321 02  
Adopt  
Procla-  
mation**

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to Adopt the Proclamation entitled "PROCLAIMING SUNDAY, MAY 5, 2002 AS A DAY TO RECOGNIZE THE PORTSVILLE UNITED METHODIST CHURCH".

Motion Adopted: 5 Yea.

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

**Adminis-  
trator's  
Report**

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

1. James Farm Ecological Preserve Open House

The Center for the Inland Bays will be conducting an Open House from 10:00 a.m. to 3:00 p.m., with free admission to the general public, on Saturday, May 18, 2002. Activities will include environmental displays, guided nature walks, a horseshoe crab presentation, music in the woods, storytelling, kayak demonstrations, face painting, oysters in the Inland Bays, and refreshments. James Farm is located on Cedar Neck Road adjacent to the Bethany Tennis Club. For additional information on the Open House, please call 645-7325.

2. Sussex County Emergency Operations Center Open House

The Sussex County Emergency Operations Center will be holding an Open House from 9:00 a.m. to 5:00 p.m. on Thursday, May 16, 2002. A variety of activities are planned, including emergency equipment and K-9 dog demonstrations. The Emergency Operations Center is located on Airport Road in Georgetown.

**Wastewater  
Facilities**

Mr. Green, Director of Utility Construction, discussed the construction of wastewater facilities in the Ocean View Expansion of the Bethany Beach Sanitary Sewer District.

**M 322 02  
Grant  
Beneficial  
Acceptance/  
Wedgfield  
RPC  
(offsite)**

A Motion was made by Mr. Phillips, seconded by Mr. Rogers, based upon the recommendation of the Sussex County Engineering Department, for Sussex County Project No. 81-04, Agreement No. 213, that the Sussex County Council grant Beneficial Acceptance for the wastewater facilities constructed in Wedgfield RPC (offsite) located in the Ocean View Expansion of the Bethany Beach Sanitary Sewer District.

Motion Adopted: 5 Yea.



**M 322 02  
(continued)**

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

**M 323 02  
Grant  
Beneficial  
Acceptance/  
Wedgfield  
RPC  
(onsite)**

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, based upon the recommendation of the Sussex County Engineering Department, for Sussex County Project No. 81-04, Agreement No. 235, that the Sussex County Council grant Beneficial Acceptance for the wastewater facilities constructed in Wedgfield RPC (onsite) located in the Ocean View Expansion of the Bethany Beach Sanitary Sewer District.

**Motion Adopted:** 5 Yea.

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

**M 324 02  
Council-  
manic  
Grant**

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$500.00, \$100.00 from each Councilmanic Account, to the Delaware State Police Troop #5 for the Explorer Program.

**Motion Adopted:** 5 Yea.

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

**M 325 02  
Youth  
Activity  
Grant**

A Motion was made by Mr. Cole, seconded by Mr. Rogers, to give \$500.00 from Mr. Cole's Youth Activity Account to the Rehoboth Summer Children's Theatre for program expenses.

**Motion Adopted:** 5 Yea.

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

**M 326 02  
Council-  
manic  
Grant**

A Motion was made by Mr. Cole, seconded by Mr. Phillips, to give \$600.00, \$300.00 each from Mr. Cole's and Mr. Phillips' Councilmanic Accounts, to the Beach & Bay Cottage Tour, a fundraiser for the South Coastal Library.

**Motion Adopted:** 5 Yea.

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

**M 327 02  
Youth  
Activity  
Grant**

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$300.00, \$200.00 from Mr. Dukes and \$100.00 from Mr. Phillips' Youth Activity Accounts, to Sussex Storm Girls Softball Team for tournament expenses.

Motion Adopted: 5 Yea.

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

**M 328 02  
Council-  
manic  
Grant**

A Motion was made by Mr. Rogers, seconded by Mr. Dukes, to give \$200.00 from Mr. Rogers' Councilmanic Account to Milford High School for Julia Andrews' participation in the Junior Statesman Program.

Motion Adopted: 5 Yea.

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

**M 329 02  
Council-  
manic  
Grant**

A Motion was made by Mr. Dukes, seconded by Mr. Rogers, to give \$750.00, \$150.00 from each Councilmanic Account, to The Phoenix Club for ceremony expenses.

Motion Adopted: 5 Yea.

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

**M 330 02  
Youth  
Activity  
Grant**

A Motion was made by Mr. Rogers, seconded by Mr. Dukes, to give \$750.00 (\$500.00 from Mr. Jones' Youth Activity Account, \$100.00 from Mr. Dukes' Youth Activity Account, \$100.00 from Mr. Rogers' Youth Activity Account, and \$50.00 from Mr. Phillips' Youth Activity Account) to the Georgetown Little League for operating expenses.

Motion Adopted: 5 Yea.

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

**M 331 02  
Council-  
manic  
Grant**

A Motion was made by Mr. Rogers, seconded by Mr. Dukes, to give \$400.00 (\$100.00 from Mr. Jones' Councilmanic Account, \$200.00 from Mr. Rogers' Councilmanic Account, and \$100.00 from Mr. Dukes' Councilmanic Account) to the North Georgetown Elementary School for the "Reading Counts" Program.



**M 331 02  
(continued)**

**Motion Adopted: 5 Yea.**

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

**Proposed  
Ordinance**

**Mr. Dukes introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR PUBLIC GOVERNMENTAL BUILDING AND USE (REPLACEMENT OF DEPARTMENT OF MOTOR VEHICLES BUILDING) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 31.53 ACRES, MORE OR LESS” (Conditional Use No. 1457) filed on behalf of State of Delaware Department of Motor Vehicles. The Proposed Ordinance will be advertised for Public Hearing.**

**Proposed  
Ordinance**

**Mr. Jones introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR EXPANSION TO AN EXISTING FIRE STATION TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 2.013 ACRES, MORE OR LESS” (Conditional Use No. 1458) filed on behalf of Indian River Vol. Fire Co., Inc. The Proposed Ordinance will be advertised for Public Hearing.**

**Proposed  
Ordinance**

**Mr. Phillips introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR MEDICAL OFFICES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 2.16 ACRES, MORE OR LESS” (Conditional Use No. 1459) filed on behalf of the Center for Neurology, L.L.C. The Proposed Ordinance will be advertised for Public Hearing.**

**Proposed  
Ordinance**

**Mr. Phillips introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-2 AGRICULTURAL RESIDENTIAL DISTRICT FOR PLACEMENT OF A MANUFACTURED HOME TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 15,038 SQUARE FEET, MORE OR LESS” (Conditional Use No. 1460) filed on behalf of D. Angley Rummel. The Proposed Ordinance will be advertised for Public Hearing.**

**Proposed  
Ordinance**

**Mr. Dukes 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 BROAD CREEK**

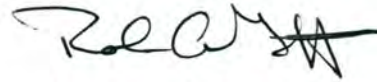
**Proposed  
Ordinance  
(continued)**

**HUNDRED, SUSSEX COUNTY, CONTAINING 19,769 ACRES, MORE  
OR LESS” (Change of Zone No. 1476) filed on behalf of Marvin and Wayne  
Adams. The Proposed Ordinance will be advertised for Public Hearing.**

**M 332 02  
Adjourn**

**A Motion was made by Mr. Dukes, seconded by Mr. Jones, to adjourn at  
10:51 a.m. Motion Adopted by Voice Vote.**

**Respectfully submitted,**

A handwritten signature in black ink, appearing to read 'R. Griffith', with a stylized flourish at the end.

**Robin A. Griffith  
Clerk of the Council**