

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-MAY 14, 1991

Call to  
Order

The regular meeting of the Sussex County Council was held on Tuesday, May 14, 1991, 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 220 91  
Approval  
of Minutes

A Motion was made by Mr. Collins, seconded by Mr. Benson, to approve the minutes of the previous meeting as submitted. Motion Adopted by Voice Vote.

Corre-  
spondence

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

ALLEN J. H. QUILLEN, SR., PRESIDENT, AND BARBARA W. LEMAIRE, EXECUTIVE VICE PRESIDENT, SUSSEX COUNTY ASSOCIATION OF REALTORS

RE: Requesting consideration be given to appointing a small ad hoc committee, consisting of the County Council, the County Administrator, and other concerned citizens, as soon as possible to address Sussex County's financial situation.

CHRIS HAWKINS, ELISHA KANADA, BURT LECATES, SHANNON ROBY, AMY THOMPSON, AND TAMMY WARD, LAUREL SENIOR HIGH SCHOOL

RE: Expressing gratitude for the contribution made to the Business Professionals of America of Laurel Senior High School. The contribution made their attendance at the National Leadership Conference in Orlando, Florida, possible.

DELAWARE RIVER BASIN COMMISSION, NEW JERSEY

RE: Two notices: Wednesday, May 22, 1991 - Commission Meeting and Public Hearing to receive comments on proposed amendments to their Comprehensive Plan, Water Code and Rules of Practice and Procedure relating to interbasin transfer of water and wastewater; and, Wednesday, June 19, 1991, a Public Hearing to receive comments on a proposed amendment to their Comprehensive Plan and Water Code in relation to water conservation performance standards for plumbing fixtures and fittings.

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Corre-  
spondence  
(Con't.)

U. S. ARMY CORPS OF ENGINEERS, PHILADELPHIA DISTRICT  
RE: Solicit comments and recommendations concerning the issuance of a permit for work by DNREC in the Rehoboth Bay waterway at two locations: Area A, Mulberry Knoll near the confluence of Love Creek and Rehoboth Bay, off Route 289; and, Area B, Camp Arrowhead, between Sloan Point and Arrowhead Point, off Route 279.

U. S. ARMY CORPS OF ENGINEERS, PHILADELPHIA DISTRICT  
RE: Solicit comments concerning issuance of a permit for work to be done by DNREC in the Indian River waterway, east of Route 24 bridge in Millsboro.

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE, USDA,  
SUSSEX COUNTY OFFICE, GEORGETOWN  
RE: The Sussex County ASCS newsletter for May, 1991.

GEORGETOWN CHEER CENTER, GEORGETOWN  
RE: Invitation to an Open House at the Georgetown CHEER Center Tuesday, May 21, 1991.

WHITE LINE, 226 SOUTH RAILROAD AVENUE, GEORGETOWN  
RE: Expressing opposition to the proposal that would establish County Trash Districts. Reasoning for their opposition was stated.

DONALD A. BLAKEY, PRESIDENT, KENT COUNTY LEVY COURT, DOVER  
RE: Kent County plans to have lodging tax legislation introduced in the General Assembly in the next few days and they are asking for Sussex County Council's support of the legislation. (Mr. Stickels, County Administrator, is in the process of sending a similar letter on behalf of Sussex County to Kent County.)

Long  
Neck  
Sanitary  
Sewer  
District  
Contract  
No. 6  
Change

Mr. Wood, County Engineer, recommended a Change Order for Contract No. 6 for the Long Neck Sanitary Sewer District. The recommended Change Order would permit a different vendor to be used for the purchase of the influent bar screen. The intrinsic value of this change is that maintenance would be identical in three locations: South Coastal Regional Wastewater Facility, Long Neck Sanitary Sewer District, and Dagsboro-Frankford Sanitary Sewer District. Parts would be interchangeable. There is no change in the price of the influent bar screen. However, there will be a \$4,400 cancellation fee and approximately \$3,000 additional Engineering costs.

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M 221 91  
Authorize  
Change  
Order for  
Long  
Neck  
SSD  
Contract  
No. 6

A Motion was made by Mr. Cole, seconded by Mr. Benson, authorizing the Engineering Department to prepare a Change Order for Long Neck Sanitary Sewer District, Contract No. 6, changing the vendor for the influent bar screen. Motion Adopted: 3 Yea; 1 Abstention; 1 Nay.

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

Proposed  
FY-92  
Budget

Mr. Stickels, County Administrator, presented the Sussex County Fiscal 1992 Budget for General Fund, Bond Issues, Community Development Programs, Sewer and Water Districts, and Capital Improvement Program Forecasts and read in its entirety his budget letter. Copies of the budget are available. A Public Hearing thereon will be held June 4, 1991, at 11:00 a.m. in the Council Chambers. At that time and place, all persons interested shall have a reasonable opportunity to be heard.

Council's questions concerning the Proposed Budget: namely, legal fees, engineering staff, and building inspectors for single family homes, were discussed.

Ordinance  
No. 617 -  
Relating  
to Single  
Family  
Residen-  
tial Build-  
ing Inspec-  
tions &  
FY-92  
Budget

Ordinance No. 617, adopted September 19, 1989, had an implementation date of June 30, 1990, for the enforcement of inspections for single family structures. This was delayed by Motion No. M 198 90 on April 17, 1990, until June 30, 1991. In accordance with that action, the Personnel Department has been accepting applications for six new Code Enforcement Officer I positions. The timing of the implementation for this portion of the Ordinance (concerning the enforcement of Single Family Residential Structures) was discussed at the April 16, 1991, meeting; however, no action was taken.

Opposition voiced today relating to the enforcement of inspection for single family structures included: timing, need, costs, and time for further study concerning the enforcement; i.e., possible use of subcontractors for the inspections. Other comments included: the need to provide protection for County residents building single family homes by establishing enforcement for an adopted County Ordinance; and, planning has been done and funding is in the FY-92 budget for hiring of the enforcement officers.

M 222 91  
FY-92  
Budget  
Funding  
Removed

A Motion was made by Mr. Collins, seconded by Mr. Benson, to authorize the County Administrator to remove funding from the Fiscal Year '92 Budget for the Single Family Home Building Code Enforcement Officers until further study is made. Motion Adopted: 3 Yea; 1 Nay; 1 Abstention.

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M 222 91  
(Con't.)

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

Proposed  
Ordinance  
C/U #973

Mr. Benson introduced Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CAMPGROUND TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 15.79 ACRES, MORE OR LESS" (C/U #973) filed on behalf of Harbor Properties, Inc. The Proposed Ordinance will be advertised for Public Hearing.

Proposed  
Ordinance  
C/U #974

Mr. Cole introduced Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A BOAT STORAGE AND MINI STORAGE FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 4.87 ACRES, MORE OR LESS" (C/U #974) filed on behalf of Doris J. Bunting Savage. The Proposed Ordinance will be advertised for Public Hearing.

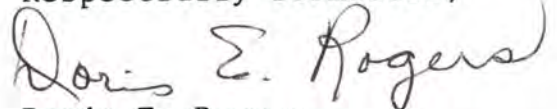
Proposed  
Ordinance  
C/Z #1128

Mr. Cole introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN UR URBAN RESIDENTIAL DISTRICT TO AN UB URBAN BUSINESS DISTRICT AND FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 6.25 ACRES, MORE OR LESS" (C/Z #1128) filed on behalf of C. E. Rupert Smith III and Nancy E. Smith. The Proposed Ordinance will be advertised for Public Hearing.

M 223 91  
Adjourn

A Motion was made by Mr. Benson, seconded by Mr. Stevenson, to adjourn at 11:30 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Doris E. Rogers  
Clerk of the County Council