

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, JUNE 9, 1992

Call to Order      The regular meeting of the Sussex County Council was held Tuesday, June 9, 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 245 92      A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to  
Approve      approve the minutes of the previous meeting dated June 2, 1992.  
Minutes      Motion Adopted by Voice Vote.

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

STUDENTS OF MRS. WHALEY AND MRS. ELLIS, NORTH LAUREL ELEMENTARY  
SCHOOL, LAUREL  
RE: Anti-drug abuse program.

SCOTT COULBOURN, DIRECTOR, SEAFORD DEPARTMENT OF PARKS AND  
RECREATION, SEAFORD  
RE: Appreciation for contribution towards the betterment of  
the Community Pool.

DEAN BEHRENS, BUSINESS PROFESSIONALS OF AMERICA CO-ADVISOR,  
BRIDGEVILLE  
RE: Appreciation for supporting attendance at the National  
Convention.

Legis-      Mr. Stickels, County Administrator, discussed the following  
lative      legislative matters:  
Update

Senate Bill No. 399

Sponsored by Senator Cordrey.

This Act grants Sussex County Vocational Technical District  
the authority to increase the amount collected from real  
property assessments.

Senate Bill No. 395

Sponsored by Senator Cordrey and Representative Carey.

Legis-  
lative  
Update  
(con't)

This Act would strike the provision which currently directs the Delaware Solid Waste Authority to develop and implement a material and energy recovery facility in Kent or Sussex County and redirects the authority to develop and implement a waste-to-energy recycling facility at its site at Pigeon Point in New Castle County.

M 246 92  
Support  
Senate  
Bill  
No. 395

A Motion was made by Mr. Collins, seconded by Mr. Cole, that the Sussex County Council, having met in public session to discuss the merits of Senate Bill No. 395, wishes to publicly support this legislation, and be it further moved that they encourage Sussex County legislators to support the sponsors, Senator Richard S. Cordrey and Representative V. George Carey, in the passing of this legislation into law.

Motion Adopted: 5 Yea.

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

Legis-  
lative  
Update  
(con't)

Senate Bill No. 355

This Act aids the establishment and operation of family day care homes in residential areas by striking all restrictions against such facilities in residential areas and by prohibiting actions by local zoning bodies from treating family day care homes as anything other than an accepted use within a residential use.

Mr. Stickels, County Administrator, advised that, in order for the County to be in compliance with Senate Bill No. 355, an Ordinance needs to be adopted amending Chapter 115 of the Code of Sussex County relating to day care centers and home occupations.

Proposed Ordinance Mr. Dukes introduced a Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 115 OF THE CODE OF SUSSEX COUNTY RELATING TO DAY CARE CENTERS AND HOME OCCUPATIONS".

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

1. County Recycling Program

Milo Weller, Jr. of Millsboro, Delaware, and Cathy Ross of Georgetown, Delaware, were the recipients of the two \$50 U. S. Savings Bonds for participating in the County's Recycling Program for the month of May. Seven hundred fifty-eight people participated in the program during the

Adminis-  
trator's  
Report  
(con't)

month of May. This is 57 less than participated during April.

2. Farmers Home Administration Grant

William C. Lecates, Director, Sussex County Community Development and Housing Division, has received notification from the United States Department of Agriculture that the County's preapplication for a grant in the amount of \$100,000 for a Housing Preservation Program has received preliminary approval. Mr. Lecates has until June 26, 1992, to submit the final application. Council will be notified once funding has been awarded.

3. South Coastal Library Ground Breaking

The ground breaking for the South Coastal Library will be held on Wednesday, June 17, 1992, at 11:00 a.m. The site of the new facility is Kent Avenue, Bethany Beach, Delaware. The contract has been awarded to Carl J. Williams, Inc. of Delmar, Maryland.

Proposed  
Fenwick  
Island  
Water  
District

Mr. Archut, Planning and Permits Division Director, discussed the status of the proposed Fenwick Island Water District. Mr. Archut advised that the petition process has been completed and the next step would be to hold a Public Hearing on the location of the boundaries of the district.

M 247 92  
Schedule  
Public  
Hearing  
Proposed  
Fenwick  
Island  
Water  
District

A Motion was made by Mr. Cole, seconded by Mr. Benson, that a Public Hearing, on the question of organizing a water district for the Fenwick Island area, will be held on Saturday, July 11, 1992. All interested persons, officials, residents, voters, taxpayers, property owners or other persons or corporations in any way affected by the granting of the petition shall be heard on any question dealing with the location of the boundaries of the district.

Motion Adopted: 5 Yea.

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

Bahamas  
Beach  
Cottages  
South  
Bethany  
SSD

Mr. Green, Utility Construction Division Director, reviewed an agreement between Sussex County Council and Gulfstream Development Corporation for construction administration and construction inspection services for wastewater facilities in Bahamas Beach Cottages, in the South Bethany Sanitary Sewer District.

M 248 92 Bahamas Beach Cottages South Bethany SSD A Motion was made by Mr. Cole, seconded by Mr. Collins, that the President of the Sussex County Council execute an agreement between Sussex County Council and Gulfstream Development Corporation for construction administration and construction inspection services for wastewater facilities in Bahamas Beach Cottages, in the South Bethany Sanitary Sewer District.

Motion Adopted: 5 Yea.

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

Ocean Ridge West Bethany Beach SSD Mr. Green, Utility Construction Division Director, reviewed an agreement between Sussex County Council and Sea & Pines Consolidation for construction administration and construction inspection services for wastewater facilities in Ocean Ridge West, Section I, in the Bethany Beach Sanitary Sewer District.

M 249 92 Ocean Ridge West Bethany Beach SSD A Motion was made by Mr. Cole, seconded by Mr. Collins, that the President of the Sussex County Council execute an agreement between Sussex County Council and Sea & Pines Consolidation for construction administration and construction inspection services for wastewater facilities in Ocean Ridge West, Section I, in the Bethany Beach Sanitary Sewer District.

Motion Adopted: 5 Yea.

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

M 250 92 Councilmanic Grant A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to give \$500 from Mr. Stevenson's Councilmanic Account to the Woodbridge Pop Warner Football League.

Motion Adopted: 5 Yea.

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

Miss Delaware Mr. Collins suggested that letters of congratulation be sent to the young ladies winning the titles of Miss Delaware and First Runner Up in the Miss Delaware Pageant.

Public Hearing Fiscal 1993 Budget A Public Hearing was held on the Sussex County Fiscal 1993 Budget for General Fund, Bond Issues, Community Development Programs, and Sewer and Water Districts as Proposed May 19, 1992. Public comments were heard. The Public Hearing was closed.

M 251 92 Delmarva Advisory Council A Motion was made by Mr. Cole, seconded by Mr. Benson, to approve funding in the amount of \$1,500 in the Sussex County Fiscal 1993 Budget for the Delmarva Advisory Council.

Motion Adopted: 5 Yea.

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

M 252 92 Adopt Fiscal 1993 Budget A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council Adopt the "SUSSEX COUNTY FISCAL 1993 BUDGET FOR GENERAL FUND, BOND ISSUES, COMMUNITY DEVELOPMENT PROGRAMS, AND SEWER AND WATER DISTRICTS" as proposed May 19, 1992, with the amendment providing \$1,500 in funding for the Delmarva Advisory Council.

Motion Adopted: 5 Yea.

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

Commenda- tion President Dukes commended the County Administrator, Finance Director, Accounting Director and Department Heads for their cooperation and work on the Fiscal 1993 Budget.

M 253 92 Adopt Tax Rates Fiscal Year 1993 A Motion was made by Mr. Collins, seconded by Mr. Benson, that the Sussex County Council Adopt the Sussex County Tax Rates for Fiscal Year 1993 as follows:

County Property Tax Rate - 44.50¢ per \$100 of Assessed Valuation;

County Capitation Tax - \$3.00.

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 Assessment Rolls Sanitary Sewer & Water A Public Hearing was held on "Assessment Rolls for Dewey Beach Water District, Dewey Beach Sanitary Sewer District, Bethany Beach Sanitary Sewer District, South Bethany Sanitary Sewer District, Fenwick Island Sanitary Sewer District, Blades Sanitary Sewer District, and Henlopen Acres Sanitary Sewer District". Public comments were heard. The Public Hearing was closed.

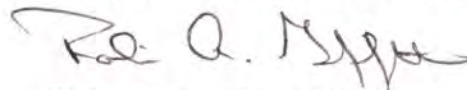
M 254 92 Adopt Rates & Assessment Rolls Sanitary Sewer & Water Districts A Motion was made by Mr. Collins, seconded by Mr. Benson, that the Sussex County Council Adopts the Rates, as presented on May 19, 1992, and the Assessment Rolls for all Sussex County Sanitary Sewer and Water Districts (except Long Neck) for the period July 1, 1992 to June 30, 1993.  
Motion Adopted: 4 Yea; 1 Nay.  
Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Nay;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 255 92 Recess At 12:42 p.m., a Motion was made by Mr. Collins, seconded by Mr. Benson, to recess until 1:30 p.m. Motion Adopted by Voice Vote.

Reconvene Workshop Storm-water Management At 1:30 p.m., Council reconvened for a workshop session on the Stormwater Management Program. Among those present were representatives of DNREC, representatives of the Sussex Conservation District, representatives of the Sussex County Engineering Department, land surveyors, and contractors. All Council members were present with the exception of Councilman Cole. Topics of discussion included plan designs, plan reviews, plan approvals, inspections, and disturbed acreage.

M 256 92 Adjourn A Motion was made by Mr. Stevenson, seconded by Mr. Collins, to adjourn at 2:52 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith  
Clerk of the County Council