

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-AUGUST 17, 1993

Call to
Order

The regular meeting of the Sussex County Council was held on Tuesday, August 17, 1993, at 10:00 a.m. in the Council Chambers, Courthouse, Georgetown, Delaware, with the following members present:

Dale R. Dukes	President
George J. Collins	Vice President
Ralph E. Benson	Member
George B. Cole	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 343 93
Approve
Minutes

A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to approve the minutes of the previous meeting dated August 10, 1993. Motion Adopted by Voice Vote.

Corre-
spondence

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

MARGUERITE PRUEITT, EXECUTIVE DIRECTOR, AMERICAN RED CROSS, DELAWARE CHAPTER
RE: Thanking Council for the \$1,000 contribution for the National Red Cross Disaster Relief Campaign.

Ukrainian
Visitors

Councilman Collins introduced Mr. Mark Murowany of MAM International, Inc. Mr. Murowany, in turn, introduced several foreign visitors from Kiev, Ukraine. These visitors are part of a 23 person group which arrived in the United States 10 days ago. Of the 18 children that are part of this group, 4 were in attendance, along with 2 adults. Mr. Murowany explained that these children were being treated for medical problems associated with the Chernobyl nuclear accident that occurred several years ago. The Murowany Foundation of Wilmington, Delaware, coordinated this group's schedule in Delaware and has underwritten much of their stay. Several Delaware physicians, including the A.I. DuPont Institute, have assisted with the children's medical treatment. Mr. Murowany also introduced a gentleman whose company flew the children to the U. S. at his expense. Mr. Dukes presented each visitor with a Sussex County hat, County lapel pin, and County pen. Council, in turn, was presented with a plate which is unique to only one village in the Ukraine. At the conclusion of the Council meeting, Council will host the Ukrainian visitors to a luncheon to be held at the Blue and Gold Restaurant.

Building
Code
Inspection
Agreement

Mr. Stickels, County Administrator, reviewed with Council a proposed Inspection Agreement between Sussex County and First State Inspection Agency, Inc., which was presented to Council on August 10, 1993 for their review. This agreement would require First State Inspection Agency, Inc. to conduct building inspections to meet the requirements of the 1992 CABO One and Two Family Building Code, including amendments thereto. Also in attendance were Eddy Parker, Director of Assessments; Van Milligan, Supervisor of Building Code Inspectors; and T.R. Morrison, President/General Manager of First State Inspection Agency, Inc.

M 344 93
Execute
Agreement
Between
County and
First
State
Inspection
Agency/
Building
Code
Inspections

A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council authorizes the Sussex County Council President to execute a contract agreement for Single Family Building Code Inspection Services between First State Inspection Agency, Inc. and the Sussex County Council as recommended by the Director of Assessments and the County Administrator.

Motion Adopted: 4 Yea; 1 Nay.

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

Building
Code
Seminar

Mr. Milligan advised Council that Sussex County was sponsoring the Southern Building Code Congress International One and Two Family Building Inspections Course to be held August 24, 1993 to August 27, 1993. This course will address the first nine chapters of the CABO One and Two Family Dwelling Code. The classes will be held from 8:30 a.m. to 4:30 p.m. at the Emergency Operations Center, and will be taught by Lindsey Carter, Southern Building Code Congress International's Assistant Manager of the Education Department, Birmingham, Alabama.

Cancellation of
Council
Meetings

Mr. Stickels, County Administrator, spoke to Council regarding the possible cancellation of two future Council meetings. House Bill No. 255, which was recently passed by the 137th General Assembly, deletes the requirement that the Sussex County Council meet on a weekly basis. Mr. Stickels submitted to Council copies of the 1993 Holiday Schedule. Mr. Stickels informed Council that proposed Council meeting cancellations for next year will be included with the 1994 Holiday Schedule.

M 345 93
Cancellat-
ion of
two
Council
Meetings

A Motion was made by Mr. Stevenson, seconded by Mr. Collins, that the Sussex County Council approves the cancellation of scheduled Council meetings on Tuesday, September 7, 1993, and Tuesday, December 28, 1993, as permitted by House Bill No. 255.

Motion Adopted: 5 Yea.

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

Mobile
Home
Study
Committee

Mr. Stickels, County Administrator, reported to Council on the Mobile Home Study Committee which was established by House Concurrent Resolution No. 38. This Resolution created the Study Committee to review the Landlord-Tenant law as it relates to manufactured housing. The Committee's first meeting was held on August 12, 1993, at which time it was discussed and decided an alternate should be selected for each committee member.

M 346 93
Appoint
Alternate
for Mobile
Home
Study
Committee

A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council appoints Eddy J. Parker, Director of Assessments, as an alternate for Robert L. Stickels, County Administrator, to serve on the Mobile Home Study Committee, as required by House of Representatives Concurrent Resolution No. 38.

Motion Adopted: 5 Yea.

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

Road
Closing/
County
Road
No. 319

Mr. Stickels, County Administrator, reported that County Road No. 319 (Industrial Boulevard) was closed due to Railroad Crossing Improvements. It was noted that these repairs were not associated with the Airport, and the road should be open for traffic on Friday, August 20, 1993.

Adminis-
trator's
Report

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

1. Sussex County Volunteer Firemen's Association Monthly Meeting

(Con't.)

Indian River Fire Company, Oak Orchard, Sussex County, Delaware, will host the monthly Volunteer Firemen's Association dinner meeting on Tuesday, August 24, 1993, at the Indian River Fire Hall, 7:30 p.m. Mr. Dennis Norwood will be attending the meeting and updating the volunteer firemen on the progress of the road naming. Additionally, he will also inform other companies what they can anticipate when they begin the process in their districts.

2. Subdivision Approvals

Mr. Stickels advised Council that the Planning and Zoning Commission recently approved the below listed subdivision applications:

- (a) Subdivision #93-1 - Kings Crossing
General Residential subdivision, Cedar Creek Hundred, 70 lots on 48 acres, individual wells and septic, private streets;
- (b) Subdivision #93-3 - Morningside Village
General Residential subdivision, Nanticoke Hundred, 47 lots on 30.1 acres, central water and sewer, private streets;
- (c) Subdivision #93-4 - Blue Heron Estates
Agricultural Residential subdivision, Georgetown Hundred, 14 lots on 23.23 acres, individual wells and septic, private streets;
- (d) Subdivision #93-8 - Morning View
Agricultural Residential subdivision, Lewes and Rehoboth Hundred, 25 lots on 17.72 acres, central water, individual septic, private streets.

Bid
Award

Mr. Robert Wood, County Engineer, discussed the bid award recommendation for Contract No. 1 for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District. Also present was Philip Day, P.E., of George, Miles and Buhr.

M 347 93
Award Bid/
Contract
No. 1/West
Rehoboth
Expansion
of Dewey
Beach SSD

A Motion was made by Mr. Cole, seconded by Mr. Collins, that based upon the recommendations of the consulting engineers, George, Miles & Buhr, Inc., and the Sussex County Engineering Department that collection Contract No. 1 for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District be awarded to the overall low

M 347 93
(Con't.)

bidder, Teal Construction, Inc., for the amount of \$686,300.75.

Motion Adopted: 5 Yea.

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

Bid
Opening/
Contracts
No. 2 & 3/
West
Rehoboth
Expansion
of Dewey
Beach SSD

Mr. Wood, County Engineer, reported the results of a Bid Opening held on August 17, 1993 for Contracts No. 2 and No. 3 for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District:

<u>Contractor</u>	<u>Contract No. 2</u>	<u>Contract No. 3</u>	<u>Combination No. 2 & 3</u>
Bunting and Murray Selbyville, DE		\$1,739,150.87	
Teal Construction Dover, DE	\$1,756,756	\$1,324,324.00	\$3,036,036.00
R. E. Pierson Construction, Sicklersville, NJ	\$4,347,113	\$3,686,768.00	\$7,953,881.00
Onshore Const. Glassboro, NJ	\$2,847,460	\$2,066,686.00	\$4,799,000.00
North East Const. Lakewood, NJ			\$3,260,636.40

The bids will be reviewed for a recommendation at a later date.

Hudson
Pond Acres
Street
Lighting

Mr. Russell Archut, Director of Planning and Permits, discussed a request from Mr. Joseph E. Wiley, of Hudson Pond Acres, asking the County to prepare a petition to form a street lighting district in the Hudson Pond Acres development.

M 348 93
Petition/
Hudson
Pond Acres
Street
Lighting
District

A Motion was made by Mr. Benson, seconded by Mr. Cole, that the Sussex County Council directs the Sussex County Engineer to prepare sufficient copies of a petition form requesting the County Council to obtain estimates of costs and charges for street lighting and submit the

M 348 93
(Con't.)

question of establishing a street lighting district for Hudson Pond Acres to an election.

Motion Adopted: 5 Yea.

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

CEA DAG
Enterprises

Mr. Robert Green, Director of Utility Construction, appeared before Council regarding the execution of an agreement between Sussex County and CEA DAG Enterprises for an Ordinance No. 38 project. Ordinance No. 38 relates to applications for the expansion or construction of public water and/or sanitary sewer systems. The project is located in the Dagsboro/Frankford Sanitary Sewer District and is a 1/4 mile east of the intersection of Rt. 26 and 113.

M 349 93
Execute
Agreement
between
County and
CEA DAG
Enterprises/
Dagsboro-
Frankford
SSD

A Motion was made by Mr. Benson, seconded by Mr. Cole, that the President of the Sussex County Council execute an agreement between Sussex County Council and "CEA DAG Enterprises" for construction administration and construction inspection services for wastewater facilities to be constructed in "CEA DAG Multi Unit Development", located in the Dagsboro/Frankford Sanitary Sewer District.

Motion Adopted: 5 Yea.

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

M 350 93
Council-
manic
Grant

A Motion was made by Mr. Stevenson, seconded by Mr. Benson, to grant \$500 from Mr. Stevenson's Councilmanic Account to the Woodbridge Pop Warner Football League to help defray expenses incurred during their upcoming 1993 Football Season.

Motion Adopted: 5 Yea.

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

M 351 93
Council-
manic
Grant

A Motion was made by Mr. Benson, seconded by Mr. Stevenson, to grant \$400 (\$200 from Mr. Benson's

M 351 93
(Con't.)

Councilmanic Account and \$200 from Mr. Stevenson's Councilmanic Account) to the Milford Parks & Recreation Department to offset traveling expenses of the Milford based Grand Slam Modified Pitch Softball Team to participate in the 1993 Class A Modified Pitch National Softball Championship Tournament to be held in Greensboro, North Carolina.

Motion Adopted: 5 Yea.

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

M 352 93
Council-
manic
Grant

A Motion was made by Mr. Benson, seconded by Mr. Stevenson, to grant \$400 from Mr. Benson's Councilmanic Account to the Memorial Fire Company to offset the expenses associated with their Fourth of July Fireworks Display.

Motion Adopted: 5 Yea.

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

Delaware
Police
Chiefs
Council
Financial
Request/
Action
Postponed

Mr. Dukes presented a letter from Colonel Clifford Graviet, Chairman of the Delaware Police Chiefs' Council, Inc., requesting financial assistance to permit their Local Police Coordinator to attend a meeting of the Committee of Executive Directors at the International Association of Chiefs of Police Annual Conference to be held in St. Louis, Missouri, on October 16 - 21, 1993. Action on this request was postponed to allow the Finance Director to research Council's action on past requests of this organization.

Sussex
County
Semi-Pro
Baseball
Team
Financial
Request

Mr. Stickels introduced Mr. David Tidwell, President of the Sussex County Semi-Pro Baseball Team. Mr. Stickels stated a letter had been received from the organization requesting financial assistance. Mr. Tidwell reported that the Sussex County Semi-Pro Baseball Team recently qualified to participate in the NABF Major League World Series to be held in Louisville, Kentucky.

M 353 93
Council-
manic
Grant

A Motion was made by Mr. Stevenson, seconded by Mr. Cole, to grant \$1,000 (\$200 from each Councilman's Councilmanic Account) to the Sussex County Semi-Pro Baseball Team to

August 17, 1993 - Page 8

M 353 93
(Con't.)

help defray expenses associated with their participation in the NABF Major League World Series to be held in Louisville, Kentucky.

Motion Adopted: 5 Yea.

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

Citizen
Concern/
Odor
Problem at
Long Neck

Ms. Sharon Burchenal, a resident of Long Neck, was in attendance to question what steps were being taken to remedy the odor problems associated with the new sewer pumping station at Long Neck. Mr. Stickels assured Ms. Burchenal that action has been taken to remedy the problem, and steps taken thus far have been successful in eliminating most of the odors. Most recently, however, on Saturday, August 7, 1993, Mr. Mark Murray, Chief of Mechanics for the Engineering Department, met with a consultant, who specializes in odor problems, to determine further action.

M 354 93
Adjourn

At 11:40 a.m., a Motion was made by Mr. Stevenson, seconded by Mr. Benson, to adjourn. Motion Adopted by Voice Vote.

Respectfully submitted,

Nancy Cordrey

Nancy J. Cordrey
Acting Clerk of the County Council