

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-SEPTEMBER 4, 1990

Call to
Order

The regular meeting of the Sussex County Council was held on Tuesday, September 4, 1990, at 10:00 a.m. in the Council Chambers, Courthouse, Georgetown, Delaware, with the following members present:

| | |
|---------------------------|----------------|
| William D. Stevenson, Sr. | President |
| R. James Mariner | Vice President |
| Ralph E. Benson | Member |
| George B. Cole | Member |
| Dale R. Dukes | Member |

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

M 412 90
Approval
of
Minutes

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

Corre-
spondence

Mr. Jones, Acting County Attorney, read the following correspondence:

MILTON PUBLIC LIBRARY, MILTON

RE: Invitation to attend the dedication of their new Meeting Room on Saturday, September 15, 1990.

DIVISION OF VOLUNTEER SERVICES, DEPARTMENT OF COMMUNITY AFFAIRS, DOVER

RE: 1990 Delaware Volunteer Conference to be held October 18, 1990 at Clayton Hall, University of Delaware, Newark, Delaware. The keynote speaker will be Frank H. Bailey, Executive Director, Volunteer - The National Center.

US ARMY CORPS OF ENGINEERS, PHILADELPHIA

RE: Public Notice to solicit comments and recommendations concerning the issuance of a permit for the construction of a causeway off Route 536, Seaford, Delaware on the Nanticoke River waterway.

DELAWARE NATURE SOCIETY, HOCKESSIN

RE: Their quarterly newsletter for Summer - 1990.

State of
Delaware
Fire
School

Mr. Stickels, County Administrator, reviewed Motion No. M 358 88 adopted August 16, 1988. The motion authorized the County Administrator to notify the Sussex County Volunteer Firemen's Association that the Sussex County Council would make approximately seven (7) acres, more or less, available for a regional fire training center.

September 4, 1990

State of
Delaware
Fire
School
(Con't.)

The County Council did not make a decision on the location of the land to be given for the regional fire training center at the time of the adoption of Motion No. M 358 88. However, two locations were discussed; namely, the Industrial Airpark and one (1) of the six (6) County Landfills. The County Engineer recommended that the landfills not be considered, since a potential hazard could be created by exposing possible methane seepage from these sites to direct flames.

Mr. Stickels, County Administrator, reported that North American Housing has agreed to release five, plus or minus, (5±) acres from their lease. This could be used as the site for the Delaware State Fire Prevention Commission to construct the fire training center.

Mr. J. Benjamin Roy, Jr., State Fire Marshal, Mr. Louis J. Amabili, Director, Delaware State Fire School, and Mr. Joseph L. Murabito, Assistant to Director, Delaware State Fire School, were present and reviewed the progress and plans being made to construct the Sussex Regional Fire Training Center and Regional Office of the Delaware State Fire Marshal within Sussex County. A video was shown illustrating the structures and procedures that will be used. Straw will be used in the double brick burn building and propane gas will be used at the gas pad. The use of these two materials will minimize smoke at the training center. The entire burn area and training area will be fenced.

M 413 90
Agreement
Delaware
State
Fire
Prevention
Commission
Industrial
Airpark

A Motion was made by Mr. Cole, seconded by Mr. Benson, that the Sussex County Council authorize the execution of an agreement between the Sussex County Council and the Delaware State Fire Prevention Commission for five, plus or minus, (5±) acres at the Sussex County Industrial Park for a sum of \$1.00 for thirty (30) years, with two (2) thirty (30) year options. Motion Adopted: 5 Yea.

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

Paramedic
Training
Site

Mr. Stickels, County Administrator, discussed the ongoing problem concerning site location for Paramedic Training. Little progress was made as a result of meeting with the Governor last week on this issue. However, a followup letter, written by the County Administrator, has been sent thanking the Governor for the opportunity of meeting with him and requesting a favorable opinion resolving the County's problem.

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Paramedic
Training
(Con't.)

A letter has been received from Delaware Technical and Community College, Southern Campus, Georgetown, stating their commitment to provide Paramedic Training at their facility.

Governor Castle will make a decision on the request within two weeks. At this point, it appears that field and clinical training will be offered in Sussex County and classroom training will be in Kent County. Presently, the County will continue to hold to their position of not hiring trainees until such time as the site for the training center is resolved.

Proposed
Ordinance
Flood
Zones

Mr. Stevenson introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 110 OF THE CODE OF SUSSEX COUNTY RELATING TO SEWER CONNECTIONS WITHIN AREAS DESIGNATED AS 100 YEAR FLOOD ZONES". The Proposed Ordinance will be advertised for Public Hearing.

Adminis-
trator's
Report

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

1. The Nanticoke River Advisory Committee/Nanticoke River Technical Committee will meet on Monday, September 10, 1990 at 7:00 p.m. at the Seaford Police Department Conference Room.
2. The Sussex County Association of Towns (SCAT) will be meeting at 7:00 p.m. on Thursday, September 6, 1990 at the Sussex Pines Country Club. This will be a special meeting known as "Dan Kuennen Night" and will honor Dan for his eighteen (18) years of service to Sussex County. He served as a State Specialist with the University of Delaware Extension Service before transferring to Maryland.
3. The Delaware Estuary Program has made a request for qualifications for public participation by qualified applicants capable of implementing a public participation strategy. This strategy will include tasks such as the publication of high-quality quarterly newsletters, fact sheets and annual reports, establishment of a public participation coordinator, and interaction with grass root level organizations and the media.
4. The August recipients of the savings bonds for recycling are Ronald D. Short of Frankford and Dominic Mallory of Georgetown; 2,455 participated. This is a one hundred percent (100%) increase over July. This is the first month that we have included aluminum and plastic recyclers in our calculations.

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Adminis-
trator's
Report
(Con't.)

5. The County Administrator has been reappointed to the Intergovernmental Relations Steering Committee for the National Association of Counties. It is his intention to work closely with this organization on two (2) national issues, the first being amendments to the 1986 Tax Reform Act regarding the issue of bonds. The second national issue is an exemption for municipal solid waste landfills from the U. S. Environmental Protection Agency Superfund Listing Program. Both of these national issues are important not only to Sussex County, but other counties in the United States.
6. The County Council passed a motion on Tuesday, July 21, 1987 requiring that Planning and Zoning utilize the Army Corps of Engineers 404 Wetlands Maps that have been provided and the County Council use that information prior to any zoning approvals in 404 Wetlands areas.

Flagging
Wetlands

The wetlands motion mentioned above in the Administrator's Report was discussed. Councilman Cole believed this motion directed the Planning and Zoning Office to have any zoning site showing wetlands flagged by certified engineers before any action was taken. This interpretation of the motion was not shared by the County Administrator, other members of the Council, nor the Planning and Zoning Office. Their interpretation was that the 404 Wetlands Maps be used to determine possible wetlands, and if they were present make this information known at public hearings.

Mr. Jones, Acting County Attorney, advised Council that to require flagging of 404 wetlands by certified engineers before zoning changes could be considered would require the preparation and adoption of an Ordinance through the public hearing process. Mr. Jones will study this issue and consider the preparation of an Ordinance.

Change
Order
No. 1 -
Long Neck
SSD

Mr. Wood, County Engineer, discussed Change Order No. 1 for the Long Neck Sanitary Sewer District Contract No. 4. The Change Order is necessary to provide funds for relocating a pumping station initially planned above ground at Leisure Point. The Engineering Department has not been able to obtain an easement for this site. The alternative is to relocate the pumping station underground in the middle of a private road "Indy" in Leisure Point at a cost of \$48,048.

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Change
Order
Long
Neck
SSD
(Con't.)
M 414 90
Change
Order 1,
Contract 4,
Long Neck
SSD

Kidde Consultants, the Consulting Engineers, recommend this as being the most cost-effective method of relocating the pumping station. Several alternatives were discussed, but each proposal appeared more costly and time-consuming.

A Motion was made by Mr. Dukes, seconded by Mr. Stevenson, based upon the recommendations of Kidde Consultants, Inc. and the Sussex County Engineering Department, that the Council President be authorized to sign Change Order No. 1 for the Long Neck Sanitary Sewer District, Contract No. 4, for relocation of Pump Station No. 78 for a contract increase of \$48,048.00, with no increase in time, bringing the total cost of Contract No. 4 to \$4,310,310.00. Motion Adopted: 4 Yea; 1 Abstention.

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

M 415 90
Council-
manic
Grant

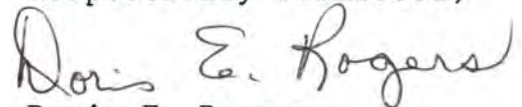
A Motion was made by Mr. Benson, seconded by Mr. Cole, to give \$500.00, from Mr. Benson's Councilmanic Account, to the Milford Parade Committee for their Halloween Parade. Motion Adopted: 5 Yea.

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

M 416 90
Adjourn

A Motion was made by Mr. Cole, seconded by Mr. Dukes, to adjourn at 11:55 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Doris E. Rogers
Clerk of the County Council