

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-SEPTEMBER 18, 1990

Call to Order

The regular meeting of the Sussex County Council was held on Tuesday, September 18, 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 428 90  
Approval of Minutes

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

Correspondence

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

JAMES A. BALL, PRESIDENT, BEEBE MEDICAL CENTER, LEWES  
RE: Thanking the Council for their support of Beebe Medical Center in past endeavors, and going on record requesting inclusion in future funding should the County find itself in the position to do so.

DELAWARE RIVER BASIN COMMISSION, NEW JERSEY  
RE: Notice of Commission Meeting and Public Hearings.

DELAWARE ASSOCIATION FOR RETARDED CITIZENS, INC., WILMINGTON  
RE: "DELAWARE ARC NEWS NOTES" for Fall 1990.

HANDICAP ADVOCACY NETWORK OF DELAWARE, INC., WILMINGTON  
RE: Their official publication for September, 1990 entitled "HANDI".

Holiday Schedule

Mr. Stickels, County Administrator, reviewed the Sussex County Holiday Schedule for 1991.

M 429 90  
Adopt Holiday Schedule

A Motion was made by Mr. Benson, seconded by Mr. Dukes, that the Sussex County Council adopt the following Sussex County 1991 Holiday Schedule as presented:

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M 429 90  
Holiday  
Schedule  
(Con't.)

1991 County Holiday Schedule

New Year's Day	Tuesday, January 1, 1991
Martin Luther King Day	Monday, January 21, 1991
Presidents' Day	Monday, February 18, 1991
Good Friday	Friday, March 29, 1991
Memorial Day	Monday, May 27, 1991
Independence Day	Thursday, July 4, 1991
Labor Day	Monday, September 2, 1991
Columbus Day	Monday, October 14, 1991
Veterans' Day	Monday, November 11, 1991
Thanksgiving Day	Thursday, November 28, 1991
Thanksgiving Friday	Friday, November 29, 1991
Christmas Eve	Tuesday, December 24, 1991
Christmas Day	Wednesday, December 25, 1991

Motion Adopted: 5 Yea.

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

Airport  
Improve-  
ments

Mr. Stickels, County Administrator, reviewed information concerning two (2) improvements at the Sussex County Airport. Equipment costs and their uses are briefly outlined as follows:

1. Remote Clearance Delivery System

This project consisted of the installation of a combination radio and telephone land line to Dover Air Force Base for Sussex County Airport take-off clearance. It provides direct communications for the pilot with Dover Air Base. Before the installation of this equipment, pilots had to make clearance arrangements outside their plane. The radio equipment costs, \$1,991.07, were shared by Georgetown Aircraft and Delmarva Aircraft. The County will pay the initial costs for the telephone line and connection installation plus the monthly charge of \$250 per month for the land line. The equipment is available for all users at the airport and provides a safety feature.

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Airport  
Improvements  
(Con't.)

2. Automated Surface Observing System

The equipment is to be provided at no cost to the County by the U. S. Department of Commerce at an estimated cost of \$140,000. The equipment will test wind speed and pressure and provide updated weather conditions. The County's only financial obligation is to pay the electric bill. The cost for electric heating in winter in addition to the regular electric load is estimated at \$300/month, summertime power is estimated at \$150/month. Installation is proposed for March of 1991. This equipment will also be beneficial to the Emergency Operations Center for updating weather conditions.

Dept. of  
Libraries  
Request

Mr. Stickels, County Administrator, reviewed a request from the Sussex County Department of Libraries to apply for a grant that would help them visually advertise for the Adult Literacy Program. Volunteers who give freely of their time to tutor are available, however, word-of-mouth and visual exposure is necessary to inform the non-reader of the free service that is offered. The Library would like to use the grant money to purchase a portable display unit and materials that could be set up at community gatherings for this purpose.

M 430 90  
Authorize  
Grant  
Application  
for Adult  
Literacy  
Program

A Motion was made by Mr. Cole, seconded by Mr. Mariner, that the Sussex County Council authorize the County Administrator to apply for a grant in the amount of \$5,000 to the Resource Conservation and Development Council to purchase a portable display unit and materials to advertise the Adult Literacy Program. Motion Adopted: 5 Yea.

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

American  
Red  
Cross

Mr. Otis Jefferson, Chairman, Sussex County Branch, American Red Cross, and Mrs. Barbara Peters, Sussex County Branch Administrator, American Red Cross, were present and thanked the Council for their past support and assistance. They explained some of the functions and services of the Agency. Since a major source of their funding comes from the United Way Campaign, they made a plea for support by all residents of the County for the Campaign. A brochure prepared by the Delaware Chapter of the American Red Cross was distributed for the Council's review.

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Adminis-  
trator's  
Report

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

1. State projects that have applied for federal funding as outlined in a memorandum from the Office of the Budget Director.
2. The 10th Annual Fine Arts Exhibition will be in place as of Thursday, October 4, 1990 and will run through Wednesday, October 10, 1990. The awards reception will be held on Thursday, October 11, 1990 from 6:30 to 8:00 p.m. in the Theater Lobby at Delaware Technical and Community College, Southern Campus, Georgetown.
3. Two hundred thirty-two (232) students participated in the Sussex County Summer Youth Program this year. The County received a grant of \$272,000. Funds were increased \$42,000 over the original application. Fifty-seven (57) more students were able to be placed than we had originally anticipated because of receiving the additional funds.
4. A tentative workshop for the Western Sussex Land Use Plan has been scheduled for Tuesday, September 25, 1990 starting at 1:30 p.m. in the Council Chambers. The Planning and Zoning Commission has completed their hearings and meetings on the Plan.

Dry  
Sewer  
Ordinance

Mr. Izzo, Assistant County Engineer, discussed the Proposed Ordinance entitled "AN ORDINANCE REQUIRING DRY SANITARY SEWER COLLECTION SYSTEMS IN NEW DEVELOPMENT OR EXPANSION OF EXISTING DEVELOPMENT IN THE SOUTH COASTAL AREA". Public Hearing was held on March 27, 1990 and action was tabled. At that time, questions were raised concerning the effective date of the Proposed Ordinance and how it would affect applicants who have developments in progress, but are not recorded in the County Recorder of Deeds Office. The Council instructed Mr. Izzo to address these concerns and bring the Proposed Ordinance back with necessary revisions. After study and research, it was Mr. Izzo's opinion that the concerns could be best addressed by scrapping the Proposed Ordinance and starting over.

Proposed  
Ordinance  
Dry  
Sewers

Mr. Cole introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 99 OF THE CODE OF SUSSEX COUNTY RELATING TO SANITARY SEWER FACILITIES WITHIN SUBDIVISIONS". The Proposed Ordinance will be advertised for Public Hearing.

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Long  
Neck  
SSD  
Amendment

Mr. Wood, County Engineer, discussed a Proposed Amendment for the Long Neck Sanitary Sewer District Construction Agreement with Kidde Consultants, Inc. The Department of Natural Resources and Environmental Control (DNREC) and Environmental Protection Agency (EPA) are requiring established criteria by contract for training operators, post construction compliance reporting, start-up assistance, and post construction assistance before paying any bills. Kidde Consultants, Inc. has agreed to include this in the contract as Amendment No. 1 at no increase in price.

M 431 90  
Amendment  
No. 1 -  
Construction  
Administra-  
tion  
Contract -  
Long  
Neck  
SSD

A Motion was made by Mr. Cole, seconded by Mr. Benson, based upon the recommendation of the Engineering Department, that the Sussex County Council President be authorized to sign Amendment No. 1 of the Construction Administration Contract for the Long Neck Sanitary Sewer District with Kidde Consultants, Inc. at no increase in price. This amendment includes scope of work requirements with DNREC/EPA post construction compliance reporting, training of operators, start-up assistance, and post construction assistance as requested by State and Federal regulations on funded projects. Motion Adopted: 5 Yea.

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

C/U #867

Conditional Use No. 867, filed on behalf of Joseph R. Hudson was discussed. Public Hearing was held July 28, 1987 and action was deferred.

M 432 90  
Adopt  
Ordinance  
No. 720  
C/U #867  
with  
Limitations

A Motion was made by Mr. Cole, seconded by Mr. Benson, to Adopt Ordinance No. 720 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AIRPORT TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 25.88 ACRES, MORE OR LESS" (C/U #867) filed on behalf of Joseph R. Hudson, subject to the following limitations:

- (a) A landing strip having a two hundred foot (200') wide runway with a taxiway on either side of the runway for aircraft.
- (b) Agricultural and private aircraft.
- (c) A private charter service for air travel, whereby persons contract directly with individual aircraft owners for one-time transportation services.

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M 432 90  
Ordinance  
No. 720  
(Con't.)

- (d) Aviation fuel sales, aviation repair and maintenance services.
- (e) Aircraft storage with existing hangar, and outside aircraft storage for a maximum of forty (40) aircraft with tie-downs.
- (f) Aerial spraying application uses (agricultural).
- (g) Offices for airport uses.
- (h) Chemical storage and loading facilities for aircraft.
- (i) Storage of aircraft-related materials.
- (j) No aerial advertising-related activities.
- (k) Operations shall comply with all requirements and recommendations of the Federal Aviation Administration.
- (l) Additional hangar space, subject to site plan approval by the Planning and Zoning Commission.

Motion Adopted: 4 Yea; 1 Abstention.

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

Findings  
of Facts  
C/U #867

The Council found that the requested conditional use was generally of a public or semi-public character and was essential and desirable for the general convenience and welfare.

C/U #893

Conditional Use No. 893, filed on behalf of Nomad Village, Inc. was discussed. The Public Hearing was held on November 29, 1988 and action was deferred.

M 433 90  
Adopt  
Ordinance  
No. 721  
C/U #893

A Motion was made by Mr. Mariner, seconded by Mr. Stevenson, to Adopt Ordinance No. 721 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR MULTI-FAMILY DWELLING STRUCTURES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 1.506 ACRES, MORE OR LESS" (C/U #893) filed on behalf of Nomad Village, Inc. Motion Adopted: 3 Yea; 1 Nay; 1 Abstention.

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M 433 90  
(Con't.)

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

Findings  
of Facts  
C/U #893

The Council found that the requested conditional use was generally of a public or semi-public character and was essential and desirable for the general convenience and welfare. The Council found that the requested conditional use was consistent with surrounding multi-family property use.

M 434 90  
Council-  
manic  
Grant

A Motion was made by Mr. Mariner, seconded by Mr. Stevenson, to give \$500.00, \$100.00 from each of the five (5) Councilmanic Accounts, to the Delaware Police Chiefs' Council, Inc., to assist with expenses making it possible for the Local Police Coordinator to attend the International Association of Chiefs of Police annual conference. Motion Adopted: 5 Yea.

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

M 435 90  
Council-  
manic  
Grant

A Motion was made by Mr. Benson, seconded by Mr. Dukes, to give \$500.00, from Mr. Benson's Councilmanic Account, to Ellendale Volunteer Fire Company to help with replacing hose. Motion Adopted: 5 Yea.

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

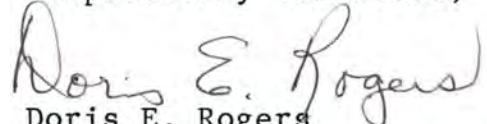
Annual  
Softball  
Game

Mr. Stickels, County Administrator, reminded Council of the annual softball game between County Employees and the Sussex County Bar Association to be played Friday, September 21, 1990, starting at 5:00 p.m. at the South Bedford Street ballpark.

M 436 90  
Adjourn

A Motion was made by Mr. Benson, seconded by Mr. Dukes, to adjourn at 11:26 a.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Doris E. Rogers  
Clerk of the County Council