

SUSSEX COUNTY COUNCIL-GEORGETOWN, DELAWARE-OCTOBER 22, 1991

Call to  
Order

The regular meeting of the Sussex County Council was held on Tuesday, October 22, 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 445 91  
Approval  
of Minutes

A Motion was made by Mr. Benson, seconded by Mr. Cole, 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:

D. F. CROSSAN, CHAIRMAN, DELAWARE AGRICULTURAL LANDS PRESERVATION FOUNDATION, DOVER  
RE: Requesting time for the chairman and members of the Delaware Agricultural Lands Preservation Foundation to meet with the Sussex County Council and discuss the work of the Foundation. At their first meeting on October 3, 1991, they determined that the establishment of a cooperative, friendly relationship with county governments in Delaware was their top priority.

WILLIAM E. CLARK, R.D. 3, BOX 292, FRANKFORD  
RE: Health reasons during recent months have prevented him from attending the meetings of the Advisory Committee for Handicapped and Aging Citizens. He feels privileged to serve on the Committee, however, and looks forward to being able to attend the meetings in the very near future.

GEORGE H. BUNTING, JR., STATE REPRESENTATIVE, 38TH DISTRICT, SELBYVILLE  
RE: A letter addressed to the Secretary of the Department of Natural Resources and Environmental Control (DNREC) and copied to President Dukes. The letter addresses Representative Bunting's frustration at the ever increasing number of regulations imposed on property owners by DNREC.

GEORGE CHALOUPKA, BRIDGEVILLE  
RE: Thanking Council for the Proclamation recognizing his involvement in research and education for over 30 years.

October 22, 1991

Proposed  
Proclama-  
tion

Mr. Stickels, County Administrator, read in its entirety a Proposed Proclamation proclaiming the week of October 20 through October 26, 1991 as "National Business Women's Week."

M 446 91  
Adopt  
Proclama-  
tion

A Motion was made by Mr. Benson, seconded by Mr. Cole, to adopt the Proclamation entitled "PROCLAIMING THE WEEK OF OCTOBER 20 THROUGH 26, 1991, AS NATIONAL BUSINESS WOMEN'S WEEK." Motion Adopted: 5 Yea.

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

Indian  
River  
School  
District

Mr. Stickels, County Administrator, introduced Mr. Richard Moretti, Director of Finance, Indian River School District, Mr. Daniel Tidwell, Speakers Chairperson, Referendum Committee, and Mr. Harold Carmean, President, Indian River School Board. The upcoming Indian River School District referendum was discussed. Mr. Moretti defined the purpose of the referendum; the need to create additional revenue to cover current expenses and to make major capital improvements. In addition, a sample of the ballot, polling places and time, statistical information, and other pertinent information was reviewed. The proposed plan includes the building of two new 720 pupil capacity elementary schools to be located in the Long Neck area and Georgetown, and the renovation of the Selbyville Middle School. It is expected that the new schools will go on line in 1995.

Frankford's  
Zoning  
Request

Mr. Stickels, County Administrator, read a letter from Mr. Ralph L. Holloway, President, Frankford Town Council, requesting a moratorium on any zoning changes within the Corporate Limits of the Town of Frankford until June 29, 1992. The Town Council believes they will be able to adopt their Zoning Code during this period.

Mr. Bayard, County Attorney, suggested that an initial three month moratorium be placed on any zoning changes within the Corporate Limits of the Town of Frankford with the stipulation that the Town report back to Council at the end of this period. At that time, a schedule of their progress to date and the expected adoption date of their Zoning Ordinance would be submitted. This course of action provides assurance that the Town is actively pursuing the adoption of their Zoning Code. Mr. Holloway, President, Frankford Town Council, was present and agreed with this stipulation.

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M 447 91  
Moratorium  
Town of  
Frankford

A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council, having met in public session, supports the request of the Frankford Town Council by imposing a moratorium on any zoning changes within the Corporate Limits of the Town of Frankford, Delaware, until January 22, 1992. Motion Adopted: 5 Yea.

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

Agreement  
of Purchase  
and Sale  
Discussion

Mr. Schrader, Assistant County Attorney, reviewed an Agreement of Purchase and Sale for two tracts of real estate located in the Lewes and Rehoboth Hundred, being more particularly shown on the tax maps of the Sussex County Department of Finance as follows:

Tax Map No. 3-35-7-1, containing 499.53 acres, more or less; and

Tax Map No. 3-35-4-13, containing 113.65 acres, more or less.

Mr. Schrader, Assistant County Attorney, explained that the procedure as required by Delaware Code for the purchase of property has been followed. The land was appraised and, in accordance with Delaware Law, we are bound to make a purchase price offer at that value.

The land will be used for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District treatment facility and disposal site. The seller is Hercules Incorporated, a Delaware corporation, of Wilmington, Delaware. The total purchase price is \$1,979,332. Upon execution of the contract, \$197,933.20 will be required as a deposit. Final settlement shall be held within 60 days after the satisfaction or waiver by the County of all contingencies set forth in the agreement or the 1st day of November 1992, whichever first occurs. At that time, the balance of the purchase price will be due. The Assistant County Attorney advised that the contingencies, outlined in the Agreement of Purchase and Sale, serve as a safeguard for the County.

Access to the property has been obtained and environmental assessments are being done. The property is particularly attractive due to its size, 613.18 acres, and the surrounding unpopulated area.

DNREC  
Statement  
Requested

Councilman Cole suggested that an official statement be obtained from the Department of Natural Resources and Environmental Control stating that they have no problem with a disposal site being located in wetlands.

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M 448 91  
Execute  
Purchase  
Agreement -  
Hercules

A Motion was made by Mr. Cole, seconded by Mr. Collins, authorizing the Council President to execute a Purchase Agreement between Hercules, Inc., a Delaware Corporation, Wilmington, Delaware, and the Sussex County Council, a political subdivision of the State of Delaware, as presented. Motion Adopted: 5 Yea.

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

Recess

President Dukes declared a five minute recess at 10:55 a.m.

Reconvene

President Dukes called the Council back into session at 11:00 a.m.

Construction Bids

Construction bids for the Sussex County Courthouse addition and renovations as prepared by R. Calvin Clendaniel Associates, Design Contractor, were opened. The following bids were recorded:

<u>CONTRACTOR</u>	<u>BASE BID</u>
Briggs, Georgetown	\$758,000
Conventional, Houston	665,695
Hart, Newark	920,000
Johnson, Lincoln	691,200
Kent, Smyrna	819,000
Moore, Rehoboth	563,650
Olivere, Wilmington	689,800
Roberts, Frederica	734,000
Venables, Laurel	672,000
Vepco, Camden	697,890
Williams, Delmar, MD	698,252
Willow, Easton, MD	799,000

The bids will be reviewed by R. Calvin Clendaniel Associates.

Proposed  
Ordinance

Mr. Dukes introduced Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 115, OF THE CODE OF SUSSEX COUNTY, BY AMENDING ARTICLE XXV RELATING TO CONSERVATION ZONES." The Proposed Ordinance will be advertised for Public Hearing.

October 22, 1991

FY '92  
Human  
Service  
Grant  
Informa-  
tion

Mr. Stickels, County Administrator, distributed for Council's review a listing of all requests received for the FY '92 Human Service Grants. The budget contains an appropriation of \$95,000 for this purpose; however, the requests received totaled \$162,610.42. The Administrator asked Council to review his recommendations. Council will be prepared with their recommendations for the distribution next week.

Adminis-  
trator's  
Report

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

1. Rescheduling of Council Meeting - The County Council meeting scheduled for Tuesday, December 24, 1991, will be held on Monday, December 23, 1991, at 10:00 a.m.
2. Senior Citizens' County Government Day - On Monday, October 28, 1991, Senior Citizens' County Government Day will be held. A schedule of events for the day was made available.
3. Sussex East-West Corridor Study - Transportation Secretary Kermit H. Justice announced on Thursday, October 17, 1991, that the Delaware Department of Transportation will suspend all activities relating to the planned 30 mile limited access highway across central Sussex County. The corridor preservation portion of the program will not be implemented for at least five years. During this period, the Delaware Department of Transportation will monitor traffic growth, attempt to improve existing roadways, and pursue improved or new bypasses for the towns of Bridgeville and Georgetown.
4. County Offices - Open House - A reminder that during Open House on Tuesday, October 29, 1991, from 7:00 p.m. to 9:00 p.m. department heads and key personnel will be in each office to answer questions and discuss their individual areas of responsibility. County personnel will also be available to give group tours for any service organization who wishes to visit the Courthouse.
5. Delaware Solid Waste Authority - The Delaware Solid Waste Authority will meet on Thursday, October 24, 1991, starting at 5:00 p.m. in the City of Rehoboth at the Henlopen Hotel Conference Room, Boardwalk and Lake Drive, Rehoboth Beach. Michael Izzo, Assistant County Engineer, will be attending the meeting.

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

There are two items on the Authority's agenda that should be of interest to the residents of Sussex County. Those items are the Delaware Solid Waste Authority's 1991 Bond Sale and the Southern Reclamation Plant. Mr. Izzo will update Council on the discussion of the Southern Reclamation Plant; better known as the trash incinerator.

6. Sussex County Volunteer Firemen's Association Monthly Meeting - The Sussex County Volunteer Firemen's Association monthly meeting will be held on Tuesday, October 22, 1991, starting at 7:30 p.m. at the Dagsboro Fire Company, Dagsboro, Delaware. During the meeting, County Council members will distribute a total of \$180,672.12. This is the first installment of the FY '92 grants that will total \$361,344.24. These grants reflect a four percent increase over FY '91.

In addition to the grant funding to be distributed Tuesday evening, \$37,810.94 has been paid to assist the volunteer ambulance services in the County. A total of \$115,000 has been granted for FY '92 to assist volunteer ambulance companies to hire paid basic life support personnel. These grants reflect a 27.7 percent grant increase over FY '91.

Paramedic  
Bid  
Report

Mr. Stevenson, Paramedic Director, reviewed a Bid List/Response For Paramedic Unit. The bids were opened October 21, 1991, at 10:00 a.m. There are several issues to be considered before a recommendation is ready.

Art  
Work

Councilman Cole gave a councilmanic grant to assist the Rehoboth Beach Parent Volunteer Program with the improvement of playground equipment at the school. In response to his donation, art work by elementary and kindergarten students was sent to him. He requested that the drawings be displayed in the Administrative Office.

M 449 91  
Council-  
manic  
Grant

A Motion was made by Mr. Collins, seconded by Mr. Benson, to give \$500, from Mr. Dukes' Councilmanic Account, to the Downtown Seaford Association, Inc., to assist in sponsoring the Christmas Parade for 1991. Motion Adopted: 5 Yea.

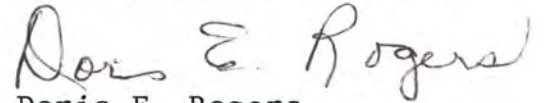
Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

October 22, 1991

M 450 91  
Adjourn

A Motion was made by Mr. Cole, seconded by Mr. Benson, to adjourn at 12:10 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Doris E. Rogers  
Clerk of the County Council