

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, NOVEMBER 14, 2000

Call to Order The regular meeting of the Sussex County Council was held Tuesday, November 14, 2000, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Lynn J. Rogers	President
Dale R. Dukes	Vice President
George B. Cole	Member
Finley B. Jones, Jr.	Member
Vance Phillips	Member
Robert L. Stickels	County Administrator
David Baker	Finance Director
Eugene Bayard	County Attorney

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

M 564 00
Approve
Agenda

A Motion was made by Mr. Jones, seconded by Mr. Phillips, to amend the Agenda, to include the following:

Under "Robert L. Stickels, County Administrator"

"4. Request for Executive Session – Pending Litigation"; and

Under "Robert C. Green, Director of Utility Construction"

"1. Bear Trap Dunes"

 "A. Beneficial Acceptance"; and

"Executive Session – Pending Litigation"; and

to approve the Agenda, as amended.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Corre-
spondence

Mr. Bayard read the following correspondence:

Corre-
spondence
(continued)

STATE OF DELAWARE, DEPARTMENT OF NATURAL
RESOURCES AND ENVIRONMENTAL CONTROL, DIVISION OF
AIR & WASTE MANAGEMENT, DOVER, DELAWARE.

RE: Public Notice regarding Title V Operating Permit Program Status
Report.

BRIDGEVILLE APPLE-SCRAPPLE FESTIVAL, BRIDGEVILLE,
DELAWARE.

RE: Letter in appreciation of Councilmanic Grant.

DAYBREAK COUNSELING.

RE: Letter in appreciation of Councilmanic Grant.

LAUREL LIONS CLUB, LAUREL, DELAWARE.

RE: Letter in appreciation of Council's support of the annual Lions
Vision Days fund raising project.

M 565 00
Adopt
Proclamation

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to Adopt
the Proclamation entitled "PROCLAIMING THE WEEK OF
NOVEMBER 12-18, 2000, AS 'READ-ALOUD DELAWARE
WEEK'".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 566 00
Council-
manic
Grant

A Motion was made by Mr. Jones, seconded by Mr. Dukes, to give
\$500.00, \$100.00 from each Councilmanic Account, to the State of
Delaware, Department of Public Safety, Division of State Police, for the
Fall 2000 Citizen's Police Academy.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Adminis-
trator's
Report

Mr. Stickels read the following information in his County
Administrator's Report:

1. Region No. 4 Planning Meeting

Representatives of the cities and towns of Lewes, Rehoboth Beach,
Dewey Beach, and Henlopen Acres will be meeting with County
representatives on Friday, November 17, 2000, at a Region 4
Planning meeting. The meeting will take place at 10:00 a.m. at

Adminis-
trator's
Report
(continued)

Rehoboth Beach City Hall. The purpose of the Regional Planning meeting is for the cities/towns and the County to exchange planning ideas, update each jurisdiction on activities taking place in the region, and to give the County suggestions for upgrading the new Land Use Plan. All Regional Planning meetings are open to the media, as well as the general public.

2. Sussex County Status Report

The following hours of activity took place in Sussex County during the months of July, August, and September by the Delaware State Police:

	<u>T-4</u>	<u>T-5</u>	<u>T-7</u>
Total Hours on Duty	12,766	13,433	16,300.5
Hours Assisted Other Agencies	194	102.5	82
Total Traffic Arrests	3,953	3,478	2,945
Total DUI's	115	112	163
Accident Reports:			
Property Damage	158	221	447
Personal Injury	<u>64</u>	<u>109</u>	<u>137</u>
Total Accidents Reports	222	330	584
Criminal Arrests:			
Felony	39	90	143
Misdemeanor	<u>232</u>	<u>382</u>	<u>792</u>
Total Criminal Arrests	271	472	935
Total 10-29 P's (wanted persons)	67	159	79
Total Number of Complaints	2,061	3,830	5,220

3. DART First State Long-Range Planning

DART First State, an operating division of DelDOT, will be conducting an Open House on their Long-Range Transit Plan on Tuesday, November 21, 2000. Citizens are invited to give input on DART's future needs. The meeting will take place from 6:30 to 8:30 p.m. at the William Carter Partnership Center, Delaware Technical & Community College, Jack F. Owens Campus, Georgetown, Delaware.

4. Holiday Schedule

Adminis-
trator's
Report
(continued)

Sussex County offices will be closed Thursday, November 23, and Friday, November 24, 2000, to allow employees to celebrate the Thanksgiving holiday. Offices will reopen at 8:30 a.m. on Monday, November 27, 2000.

There will not be a Council meeting on Tuesday, November 21, 2000. The next regularly scheduled meeting is at 10:00 a.m. in the Council Chambers on Tuesday, November 28, 2000.

Region
No. 4
Planning
Meeting

Mr. Cole questioned what will be discussed at the Region No. 4 Planning meeting. Mr. Stickels responded that meetings have been held with the other three regions; topics discussed were (1) the corridor overlay program, (2) the development district in the Inland Bays area and a suggestion to freeze land use re-zonings in the Region 3 area, and (3) the Five-Year Capital Plan (requesting the study for a limited access north-south route).

Regional
Planning
Meetings/
Committee
Members

Mr. Stickels advised that Mr. Phillips has made a suggestion that Council needs to expand the committee members who attend the Regional Planning Meetings. The members of the regional committees were authorized by Council to be the Mayor and one elected Councilman from each of the towns, the County Council members who represent that particular area, and the State Representatives and Senators who represent that area. There was a clause that authorized Council to appoint other interests that need to be represented on the committees, i.e. the Farm Bureau, Chamber of Commerce, and the fire service. As of this date, none of these interests have been included. Mr. Stickels asked Council to consider any appointments they would like to make to these committees for discussion at the November 28, 2000, Council meeting.

Change
Orders/
Regional
Pump
Station

Mr. Izzo, County Engineer, discussed change orders to an existing contract with Hopkins Construction for the Regional Pump Station being constructed in the Town of Ocean View which will service the entire South Coastal area. The change orders are for electrical upgrades (\$2,667.00), drainage basin (\$1,417.00), and fencing (\$616.50).

M 567 99
Approve
Change
Orders

A Motion was made by Mr. Cole, seconded by Mr. Jones, based on the recommendation of the consulting engineers, Whitman, Requardt and Associates, LLP, and the County Engineering Department, that the Sussex County Council approves Change Order Nos. 6, 7, and 8 for Contract 99-08, Regional Pump Station at Ocean View, that increases the Contract by \$4,700.50 and provides a new total of \$2,197,365.07.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Change
Order/
Holts
Landing
SSD

Mr. Izzo, County Engineer, discussed Change Order No. 1 in the amount of \$20,253.00 to an existing contract with Bunting and Murray Construction Corp. for the Holts Landing Sanitary Sewer District. The change order covers costs to restore additional paving resulting from a sewer line realignment to avoid existing utilities. This contract will be closed out within the next 7-10 days and the cost of this change order will be offset in other areas of the contract.

M 568 00
Approve
Change
Order/
Holts
Landing
SSD

A Motion was made by Mr. Cole, seconded by Mr. Jones, based on the recommendation of the consulting engineers, Whitman, Requardt and Associates, LLP and the County Engineering Department, that the Sussex County Council approves Change Order No. 1 in the amount of \$20,253.00 for Contract 99-10, Holts Landing Sanitary Sewer District, to restore additional paving resulting from a sewer line realignment to avoid existing utilities.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Village
at Bear
Trap Dunes

Mr. Green, Director of Utility Construction, discussed granting Beneficial Acceptance to Freeman Communities, Developer, for the wastewater facilities constructed in The Village at Bear Trap Dunes.

M 569 00
Grant
Beneficial
Acceptance/
Village
at Bear
Trap Dunes

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, based upon the recommendation of the Sussex County Engineering Department for Sussex County Project No. 81-04, that the Sussex County Council grant Beneficial Acceptance for the wastewater facilities constructed in The Village at Bear Trap Dunes, for Phase I, consisting of 34 lots (20, 19, 13, 53, 8, 52, 51, 7, 46, 48, 9, 6, 37, 3, 38, 41, 100C, 100G, 47D, 47A, 16, 47B, 47C, 22, 100H, 15, 100D, 21, 17, 47, 12, 42, 14, 50), located in the South Bethany Sanitary Sewer District.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Proposed
Ordinance

Mr. Cole introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A HR-1 HIGH DENSITY RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 30.63 ACRES, MORE OR LESS"

Ordinance (continued) (Change of Zone No. 1419) filed on behalf of Elmer Fannin. The Proposed Ordinance will be advertised for Public Hearing.

M 570 00 Councilmanic Grant A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to give \$500.00, \$250.00 each from Mr. Phillips' and Mr. Dukes' Councilmanic Accounts, to the Laurel Chamber of Commerce for the Christmas parade.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 571 00 Councilmanic Grant A Motion was made by Mr. Cole, seconded by Mr. Dukes, to give \$500.00 from Mr. Cole's Councilmanic Account to Rehoboth Beach Main Street, Inc. for the Annual Community Unity Dinner.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 572 00 Councilmanic Grant A Motion was made by Mr. Jones, seconded by Mr. Phillips, to give \$100.00 from Mr. Jones' Councilmanic Account to Delaware Tech Baseball/Softball for the third annual Delaware Tech Marathon Baseball/Softball Game.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Request for Funding Mr. Dukes presented a request for funding from the Delaware Commission for Women for the 20th Annual Delaware Women's Hall of Fame Award Ceremony and Banquet. Mr. Stickels advised that grant funding for this event is included in the County's Fiscal 2001 Budget.

M 573 00 Recess At 10:40 a.m., a Motion was made by Mr. Dukes, seconded by Mr. Jones, to recess and go into Executive Session. Motion Adopted by Voice Vote.

Executive Session An Executive Session of the Sussex County Council was held Tuesday, November 14, 2000, at 10:45 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, for the purpose of discussing pending litigation. The Executive Session concluded at 11:05 a.m.

Reconvene At 11:12 a.m., Mr. Rogers reconvened the regular meeting of the Sussex County Council meeting.

M 574 00 At 11:13 a.m., a Motion was made by Mr. Jones, seconded by Mr. Cole,
Recess to recess until 1:30 p.m. Motion Adopted by Voice Vote.

Reconvene At 1:32 p.m., Mr. Rogers called Council back into session.

Public Hearing A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 11.2 ACRES, MORE OR LESS" (Change of Zone No. 1418) filed on behalf of PGS Properties, L.L.C.

Mr. Rogers did not participate in this Public Hearing due to a potential conflict of interest. Mr. Dukes presided.

The Planning and Zoning Commission held a Public Hearing on this application on October 26, 2000, at which time they recommended approval.

Mr. Dyer and Mr. McCrea, Applicants, and Mr. Parsons, Attorney, were present on behalf of the application. The applicants stated that the site is in a Development District, that they will comply with the recommendations of the traffic impact study, and that they are having discussions with the Engineering Department in reference to available EDU's.

There were no public comments and the Public Hearing was closed.

M 575 00 A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to Adopt
Adopt Ordinance No. 1412 entitled "AN ORDINANCE TO AMEND THE
Ordinance No. 1412 COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 11.2 ACRES, MORE OR LESS" (Change of Zone No. 1418) filed on behalf of PGS Properties, L.L.C.

Motion Adopted: 4 Yea, 1 Not Voting.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Not Voting

Findings
of Fact

The Council found that the change of zone is appropriate legislative action based on the following findings of fact:

1. The applicant established by substantial evidence that the change of zone is consistent with the Comprehensive Plan, consistent with the character of the neighborhood as it has developed, and with the traffic impact study presented and its requirements incorporated into a DelDOT entrance permit, traffic impact will be minimized.
2. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public
Hearing
(C/U
No. 1364)

A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR SALES AND SERVICE OF RECREATIONAL VEHICLES (MOTORCYCLES) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 4.614 ACRES, MORE OR LESS" (Conditional Use No. 1364) filed on behalf of Melvin A. and Judi A. Foracre.

The Planning and Zoning Commission held a Public Hearing on this application on October 26, 2000, at which time they recommended approval.

Melvin and Judi Foracre, Applicants, were present on behalf of their application and stated that they propose to build a 40-foot by 60-foot building for the sale of motorcycles and off-road four wheelers.

Public comments were heard in support of the application. There were no public comments in opposition to the application. The Public Hearing was closed.

M 576 00
Adopt
Ordinance
No. 1414

3
A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to Adopt Ordinance No. 1413 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR SALES AND SERVICE OF RECREATIONAL VEHICLES (MOTORCYCLES) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 4.614 ACRES, MORE OR LESS" (Conditional Use No. 1364) filed on behalf of Melvin A. and Judi A. Foracre, with the following conditions:

1. The hours of business may be Monday through Saturday from 8:00 a.m. to 5:00 p.m. with no Sunday hours.
2. One lighted sign, not to exceed 32 square feet, may be permitted.

M 576 00
(continued)

3. No outside storage may be permitted.
4. No cars or trailers may be sold.
5. The site plan shall be subject to the review and approval of the Planning & Zoning Commission upon receipt of all necessary agency approvals.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

Findings
of Fact

The Council found that the conditional use was appropriate legislative action based on the following findings of fact:

1. The applicant established by substantial evidence that the proposed use adjoins a fully developed boat dry storage facility on 12 acres of C-1 General Commercial land, and with the five conditions recommended by the Planning and Zoning Commission, will have no adverse impact of any sort and will be consistent with the purposes and goals of the Comprehensive Land Use Plan.
2. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public
Hearing
(C/U
No. 1365)

A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR A BULK PROPANE STORAGE AND DISTRIBUTION FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.74 ACRES, MORE OR LESS, PLUS AN ACCESS ROAD" (Conditional Use No. 1365) filed on behalf of Chesapeake Utilities Corporation.

The Planning and Zoning Commission held a Public Hearing on this application on October 26, 2000, at which time they deferred action. The record of the Planning and Zoning Commission was incorporated into the record of this Public Hearing.

James Waehler, Attorney, and Phil Barefoot, Rick Chatham, Charlie Russell, Gary Boggs, Chuck Woodward, and Joe Conaway were present on behalf of the application. The applicants stated that a similar application was withdrawn in 1999; that the developers have found a more suitable, centrally located site that is secluded from development; that the proposed site is 5.7 acres; that six 30,000 gallon tanks are

Public
Hearing
(C/U
No. 1365)
(continued)

proposed; that the tanks are approximately 735 feet from Road 84 and are not visible; that the tanks will be partially buried; and that the closest dwelling is approximately 600 feet to the west.

The parcel for which the applicant is requesting a conditional use is being leased from Russell and David Banks who were also present for the Public Hearing.

Public comments were heard in support of and in opposition to the application.

Public comments in opposition to the application included the following: traffic problems, decreased property values; the possibility of fires or explosions; that the use is inappropriate in the area since it is agricultural and residential; who will absorb the costs if they convert to natural gas in the future; and the potential for traffic accidents involving the propane trucks.

A letter from George H. Bunting, Jr., State Senator, was read into the record indicating that this facility could unnecessarily pose a great threat to the citizens that live next to this site.

Mr. Waehler presented proposed Findings of Fact should Council decide to approve the application.

In response to questions raised regarding trees and screening the propane facility, the applicant will submit a proffer, prior to November 30, 2000, that they will involuntarily encumber the entire parcel with the restriction that the entire parcel will be used as a barrier screen for the propane facility.

M 577 00
Leave
Record
Open
(C/U
No. 1365)

A Motion was made by Mr. Cole, seconded by Mr. Jones, to leave the record open on the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR A BULK PROPANE STORAGE AND DISTRIBUTION FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.74 ACRES, MORE OR LESS, PLUS AN ACCESS ROAD" (Conditional Use No. 1365) filed on behalf of Chesapeake Utilities Corporation, until the close of business on November 30, 2000, for any new/additional information.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 578 00
Defer
Action
(C/U
No. 1365)

A Motion was made by Mr. Cole, seconded by Mr. Jones, to defer action on the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR A BULK PROPANE STORAGE AND DISTRIBUTION FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.74 ACRES, MORE OR LESS, PLUS AN ACCESS ROAD" (Conditional Use No. 1365) filed on behalf of Chesapeake Utilities Corporation.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 579 00
Council-
manic
Grant

A Motion was made by Mr. Jones, seconded by Mr. Dukes, to give \$300.00 from Mr. Rogers' Councilmanic Account to Cape Girls Sport Boosters for three Cape Henlopen High School cheerleaders to attend and perform at the Jeep Aloha Bowl Banquet.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 580 00
Council-
manic
Grant

A Motion was made by Mr. Jones, seconded by Mr. Cole, to give \$400.00 from Mr. Rogers' Councilmanic Account to Casa San Francisco for the after-school program.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

M 581 00
Council-
manic
Grant

A Motion was made by Mr. Rogers, seconded by Mr. Jones, to give \$500.00, \$250.00 each from Mr. Rogers' and Mr. Jones' Councilmanic Accounts, to the Milford High School Spanish Club for their trip to Puerto Rico.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Phillips, Yea; Mr. Cole, Yea;
Mr. Dukes, Yea; Mr. Jones, Yea;
Mr. Rogers, Yea

C/Z
No. 1417
(Harbour
Towne
Associates)
DeIDOT
Report

Mr. Stickels referred to the Public Hearing held on Change of Zone No. 1417 filed on behalf of Harbour Towne Associates, L.P. and stated that a response has been received from DeIDOT stating that the Department has reviewed the preliminary site plan dated September 11, 2000, and has no objections as shown on the attached drawing. It was the consensus of Council to place the application on the November 28, 2000, Agenda under Old Business.

Draft
Ordinance

Mr. Cole requested that a draft ordinance be written in reference to development in environmentally sensitive areas. Mr. Stickels advised that he would prefer that this be discussed with all the planning regions prior to an ordinance being drafted. There was not a consensus of Council to move forward with the drafting of this ordinance. Mr. Cole requested that this issue be placed on the November 28, 2000, meeting.

NACo
Board
of
Directors
Appointment

Mr. Stickels reported that Mr. Dick Cecil, Executive Director of the Delaware Association of Counties, has advised that the National Association of Counties has given the small States who do not have more than one representative on the Board of Directors, an opportunity to add a Board member. Mr. Cecil has suggested that Ron Smith remain on the Board and has asked if Council would like to submit a name. Mr. Stickels advised that (1) Mr. Cole is interested in serving on this Board and (2) Mr. Cecil is willing to serve as the County's representative if none of the Councilmembers wish to serve. Mr. Dukes stated his belief that one of the Councilmembers should represent the County on the Board.

M 582 00
Adjourn

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to adjourn at 3:55 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the Council