

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, DECEMBER 1, 1998

Call to Order      The regular meeting of the Sussex County Council was held Tuesday, December 1, 1998, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Dale R. Dukes	President
Finley B. Jones, Jr.	Vice President
George B. Cole	Member
George J. Collins	Member
Lynn J. Rogers	Member

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

M 531 98      A Motion was made by Mr. Rogers, seconded by Mr. Jones, to Approve Agenda      approve the Agenda, as presented.

Motion Adopted: 5 Yea.

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

M 532 98      A Motion was made by Mr. Rogers, seconded by Mr. Jones, to Approve Minutes      approve the minutes of the previous meeting, dated November 17, 1998.

Motion Adopted: 5 Yea.

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

Corre-      Mr. Bayard, County Attorney, read the following correspondence: spondence

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

RE: Information on a request from the Dover Air Force Base for a Class 2 Permit Modification to Post-Closure Permit.

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

RE: Cancellation and Rescheduling of a Public Hearing for the application filed by Port Contractors, Inc.

DELAWARE RIVER BASIN COMMISSION, WEST TRENTON, NEW JERSEY.

RE: Notice of Commission Meeting and Public Hearing.

Corre-  
spondence  
(con't)

U.S. ARMY CORPS OF ENGINEERS, PHILADELPHIA, PENNSYLVANIA.  
RE: Public Notice to solicit comments and recommendations from  
the public concerning issuance of a Department of the Army  
permit for an application of Chester J. Stachecki.

NANCY ALEXANDER, EXECUTIVE DIRECTOR, REHOBOTH ART LEAGUE,  
INC., REHOBOTH BEACH, DELAWARE.

RE: Letter in appreciation of Councilmanic Grant.

GARY F. TAYLOR, TOWN ADMINISTRATOR, TOWN OF SELBYVILLE,  
SELBYVILLE, DELAWARE.

RE: Letter in appreciation of Councilmanic Grant.

SEAFORD REVIVAL CENTER MISSION, INC., SEAFORD, DELAWARE.

RE: Letter in appreciation of Councilmanic Grant.

JOSEPH LOBB, TOWN MANAGER, TOWN OF OCEAN VIEW, OCEAN VIEW,  
DELAWARE.

RE: Invitation to "Caroling in the Park".

PRIMROSE DARNELL, LAUREL SENIOR CENTER, INC., LAUREL,  
DELAWARE.

RE: Letter in appreciation of Councilmanic Grant.

M 533 98  
Adopt  
Procla-  
mation

A Motion was made by Mr. Cole, seconded by Mr. Rogers, to  
Adopt the Proclamation entitled "PROCLAMATION HONORING  
STEVEN R. HAWKINS".

Motion Adopted: 5 Yea.

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

M 534 98  
Adopt  
Procla-  
mation

A Motion was made by Mr. Cole, seconded by Mr. Rogers, to  
Adopt the Proclamation entitled "PROCLAMATION HONORING LOCAL  
MUSIC LEGEND 'BUNKY EYE'".

Motion Adopted: 5 Yea.

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

Mutual  
Aid  
Agree-  
ment

Mr. Stickels, County Administrator, reviewed the Mutual Aid  
Agreement for the sharing of emergency services between  
Wicomico and Sussex Counties. Mr. Stickels advised that  
this Agreement is currently in existence; however, the con-  
tent of the Agreement needed to be updated for insurance  
purposes.

M 535 98 A Motion was made by Mr. Jones, seconded by Mr. Collins, to  
Authorize authorize the President of the Sussex County Council to  
Mutual execute the Mutual Aid Agreement between Wicomico and Sussex  
Aid Counties.  
Agree-  
ment Motion Adopted: 5 Yea.

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

Evening Mr. Stickels, County Administrator, presented for discussion  
County a proposal to schedule quarterly evening County Council meet-  
Council ings on the third Tuesday of the first month of each quarter.  
Meetings Mr. Cole expressed concern that the general business discussed  
by Council during morning sessions would not interest the  
public enough to bring them to an evening meeting. Mr. Cole  
recommended that the Public Hearing portion of Council meetings  
be scheduled in the evening as this would offer the most benefit  
to the public. After considerable discussion, it was the  
decision of Council to take this matter under advisement.

T-Hangar Mr. Stickels, County Administrator, discussed a Proposed Lease  
Lease Agreement between Sussex County and Neal C. Swartz for the lease  
Agree- of a T-Hangar located at the Sussex County Industrial Airpark  
ment Complex. The term of the lease will be three years with an  
annual rent in the amount of \$3,000 for the first two years  
escalating the third year by a percentage increase based on  
the Consumer Price Index.

M 536 98 A Motion was made by Mr. Rogers, seconded by Mr. Jones, to  
Authorize authorize the President of the Sussex County Council to execute  
T-Hangar a Lease Agreement between Sussex County and Neal C. Swartz  
Lease for a T-Hangar located at the Sussex County Industrial Airpark  
Agree- Complex.  
ment

Motion Adopted: 5 Yea.

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

Update Conditional Use No. 1254 entitled "AN ORDINANCE TO GRANT A  
on C/U CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL  
No. 1254 DISTRICT FOR A PET CREMATORY TO BE LOCATED ON A CERTAIN PARCEL  
OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY,  
CONTAINING 19.49 ACRES, MORE OR LESS" filed on behalf of  
Bethany Beach Kennels, c/o George M. Baldwin was discussed.  
A Public Hearing was held on this application on September 15,  
1998, at which time action was deferred and the record was

C/U  
No. 1254  
(con't)

left open to solicit a response from DNREC and to permit the applicant and the public to respond to any information submitted by DNREC. Mr. Lank, Director of Planning and Zoning, read into the record a letter from DNREC regarding regulations pertaining to "Emissions from Incineration of Noninfectious Waste". It was noted that correspondence received from the public was limited to opposing comments and did not refer to the information submitted by DNREC. The Public Hearing record was closed. No action was taken.

Adminis-  
trator's  
Report

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

1. Library Schedule for December

The Milton Library will close at 6:00 p.m. on Wednesday December 2, 1998, because of the Milton Christmas Parade. Milton, Greenwood, and South Coastal libraries will be closed December 24, 25, and 26. In addition, Milton and Greenwood libraries will close at 6:00 p.m. instead of 8:00 p.m. on Thursday, December 31, 1998. This ensures that all of the staff are safely home early in the evening.

2. Troop 4 Status Report - Month of October

The following hours of duty and enforcement were compiled by the uniformed patrol officers at Troop 4, Georgetown, during the month of October 1998:

Total Hours on Duty	4,632
Hours Assisted Other Agencies	45
Total Traffic Arrests	726
Total DUI Arrests	32
Accident Reports: Property Damage	44
Personal Injury	<u>30</u>
Total Accident Reports	74
Criminal Arrests: Felony	20
Misdemeanor	<u>106</u>
Total Criminal Arrests	126
Total 10-29 P's (wanted persons)	90
Total Number of Complaints	791

3. Carolling on The Circle

A reminder that Carolling on The Circle will start at 7:00 p.m. on Monday, December 7, 1998. We encourage everyone to come out for a very enjoyable evening and

Adminis-  
trator's  
Report  
(con't)

to help in the annual food drive. Following Carolling on The Circle, there will be a reception at the Georgetown Fire Hall.

4. Sussex County Airport

The Sussex County Airport was inspected on November 16, 1998, for compliance with Federal Aviation Administration Airport Master Regulations. I am pleased to inform the Council that no deficiencies were found. The runways were clean and all safety items were well maintained and operational.

Pension  
Fund  
Com-  
mittee  
Recommen-  
dations

Mr. Baker, Finance Director, reported on recommendations made the Pension Fund Committee. Mr. Baker noted that only two proposals were received for the Deferred Compensation Program. One proposal was from the Wilmington Trust Company and the other was from New England Financial Plan. The Pension Committee viewed the annual fees charged by both plans as prohibitive. Both plans charged substantial fees over and above the investment management fees that are deducted from each fund. The PEBSCO Program, sponsored by NACo, charges one fee of .95 percent, which each employee pays. This fee covers the investment management fees, as well as record-keeping costs. Based on this analysis, the Pension Committee is recommending that the County Council reject the proposals for this program.

M 537 98  
Reject  
Bids/  
Deferred  
Compen-  
sation  
Providers

A Motion was made by Mr. Jones, seconded by Mr. Rogers, that the proposals received for additional Deferred Compensation providers be rejected due to additional costs and expenses.

Motion Adopted: 5 Yea.

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

Pension  
Com-  
mittee  
Recommen-  
dations  
(con't)

Mr. Baker reported that, at the November 19, 1998 Pension Committee meeting, the Committee reviewed a report on the status of the County's Pension Plan. The report showed a combined investment performance of 4.88 percent for calendar year 1998 as of October 31, 1998. The fund, as of October 31, 1998, is valued at \$12,044,000. The 4.88 percent return compares to comparable indices of 6.8 percent. A review of each of the three managers indicates that the State of Delaware Pension Fund performed at the highest level at 7.5 percent, slightly above the indices. Fidelity Investments performed at a 6.2 percent level, while Wilmington Trust performed below the indices at a level of 2.93 percent. A report also was reviewed showing that the State of Delaware Pension Fund

Pension Fund Committee Recommendations (con't) had outperformed the indices as well as the Fidelity and Wilmington Trust funds during calendar year 1997, with a return of 18.67 percent versus 17.79 percent for Fidelity and 16.91 percent for Wilmington Trust. Following a review of the information included in the reports, the Committee decided to recommend to the County Council that the Fiscal 1999 pension fund contribution of approximately \$882,000 be invested with the State of Delaware Local Government Retirement Investment Pool.

M 538 98 Invest Fiscal 1999 Pension Fund Contribution A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Fiscal 1999 pension fund contribution be invested with the State of Delaware Local Government Retirement Investment Pool.

Motion Adopted: 5 Yea.

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

West Rehoboth Phase III/ Bond Anticipation Notes Mr. Baker, Finance Director, and Mr. Gefaell of Corby Northbridge, the County's Bond Financial Advisor, reviewed information regarding Bond Anticipation Notes for Phase III of the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District. Bond Anticipation Notes are short term loans that are used for interim financing for a project. Mr. Baker proposed that the County issue these Notes for a maximum amount of \$9,999,000 and a maximum term of two years. The interest rate for the Bond Anticipation Notes is approximately 3.5 percent which is very favorable when compared to a 5.8 percent current Line of Credit rate. This will result in a savings of approximately \$307,000 which will help reduce project costs. The savings would result from investment income from Bond Anticipation Notes proceeds. Mr. Baker advised that the funds from the Bond Anticipation Notes will be used to pay construction costs for the West Rehoboth Phase III Project. When the Bond Anticipation Notes mature, they will be replaced by the funds remaining in the \$39 Million Rural Development Loan.

Mr. Gefaell, the County's Bond Financial Advisor, advised that the Bond Anticipation Notes will be bid and the purchase of the Notes will be negotiated. There will not be an individual sale; the major buyers of these Notes will probably be Delaware Corporations and Banks.

M 539 98 Adopt Resolution A Motion was made by Mr. Cole, seconded by Mr. Collins, to Adopt Resolution No. R 023 98 entitled "A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BOND ANTICIPATION NOTES OF SUSSEX COUNTY FOR THE CONSTRUCTION AND EQUIPPING OF

M 539 98 THE WASTEWATER COLLECTION AND TRANSMISSION SYSTEM OF THE  
Adopt WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER  
Resolu- DISTRICT; AND AUTHORIZING ALL NECESSARY ACTION IN CONNECTION  
tion THEREWITH".  
No.

R 023 98 Motion Adopted: 5 Yea.  
(con't)

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

Atlanta Mr. Izzo, County Engineer, discussed the establishment of the  
Estates Atlanta Estates Streetlighting District. A referendum was  
Street- held on November 19, 1998 at which time 39 votes were cast in  
lighting support of the Streetlighting District and 9 votes were cast  
District in opposition to the Streetlighting District.

M 540 98 A Motion was made by Mr. Cole, seconded by Mr. Rogers, to  
Adopt Adopt Resolution No. R 024 98 entitled "A RESOLUTION ESTABLISH-  
Resolu- ING THE ATLANTA ESTATES STREETLIGHTING DISTRICT".  
tion

No. Motion Adopted: 5 Yea.  
R 024 98

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

Prince Mr. Green, Director of Utility Construction, advised that the  
Georges wastewater facilities constructed in Prince Georges Acres have  
Acres/ been substantially completed. The project was completed by  
Sub- L. A. Merrell Construction Company, Inc. The original con-  
stantial tract amount was \$138,315.70 with final billing received in  
Comple- the amount of \$127,299.20, resulting in a difference of  
tion \$11,016.50.

M 541 98 A Motion was made by Mr. Collins, seconded by Mr. Jones,  
Grant that the Sussex County Council grant Substantial Completion,  
Sub- effective December 1, 1998, to L. A. Merrell Construction  
stantial Company, Inc., for the wastewater facilities constructed in  
Comple- Prince Georges Acres, located in the Dagsboro Frankford  
tion/ Sanitary Sewer District.  
Prince

Georges Motion Adopted: 5 Yea.  
Acres

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

Red Mill Mr. Green, Director of Utility Construction, reviewed Change  
Pond Order No. 2 for the West Rehoboth Expansion of the Dewey  
South Beach Sanitary Sewer District, Phase III, Red Mill Pond  
South, Contract No. 1, and a recapitulation of the project  
to date.

M 542 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, based on the recommendation of the Inspection Engineer, George, Miles & Buhr, and the Sussex County Engineering Department, that the Sussex County Council authorizes the President of the Sussex County Council to issue Change Order No. 2, for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District, Phase III, Red Mill Pond South, Contract No. 1, to Teal Construction, Inc., for an amount of \$16,604.04, for additional work associated with the resolution of a conflict between an existing DelDOT storm drain and a proposed eighteen (18) inch PVC sanitary sewer. Also, incorporated is the addition of contingent unit costs for main line and lateral crews with an estimated quantity of 25 hours each with an unrevised substantial completion date of September 24, 1999, and increasing this contract amount to \$4,872,852.04. Sussex County Council's approval is contingent on the approval of the following agency, United States Department of Agriculture/Rural Development.

Motion Adopted: 5 Yea.

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

Red Mill Mr. Green, Director of Utility Construction, reviewed Change  
Pond Order No. 1 for the West Rehoboth Expansion of the Dewey  
North Beach Sanitary Sewer District, Phase III, Red Mill Pond  
North, Contract No. 2, and a recapitulation of the project  
to date.

M 543 98 A Motion was made by Mr. Cole, seconded by Mr. Jones, based on the recommendation of the Inspection Engineer, George, Miles & Buhr, and the Sussex County Engineering Department, that the Sussex County Council authorizes the President of the Sussex County Council to issue Change Order No. 1 for the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District, Phase III, Red Mill Pond North, Contract No. 2, to Teal Construction, Inc., for a credit amount of \$8,700.00 for the relocation of a proposed ten (10) inch force main to the travelway side of the guard rail at Red Mill Pond, and the addition of contingent unit costs for main line and lateral crews with an estimated quantity of 20 hours each, with an unrevised substantial completion date of November 17, 1999, and decreasing this contract amount to \$4,804,112.00. Sussex County Council's approval is contingent on the approval of the following agency, United States Department of Agriculture/Rural Development.

Motion Adopted: 5 Yea.

M 543 98  
(con't)

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

Prince  
Georges  
Acres/  
GMB  
Agree-  
ment

Mr. Archut, Assistant County Engineer, discussed a modification to an Agreement between Sussex County and George, Miles & Buhr regarding the Prince Georges Acres Extension of the Dagsboro Frankford Sanitary Sewer District. This modification, at a cost of \$2,744.00, is Modification No. 2 to an Agreement for Engineering Services. In order to complete the project, it is now necessary to amend the Agreement through the bidding and contract award stage and to adjust fees to incorporate unexpended funds for bidding and contract award to cover extra costs which extended past the completion date. This Modification will permit the completion of the plans for the project and permit the development of the as-built drawings.

Mr. Archut provided an update on the project costs of the Prince Georges Acres Extension of the Dagsboro Frankford Sanitary Sewer District. Mr. Archut reported that the total project cost was originally estimated at \$189,000 which included \$151,000 for the construction of the project. Bids came in substantially lower than that amount and actual costs also came in lower. These reduced costs, including legal and engineering costs, resulted in the total project cost being reduced from \$189,000 to \$158,000.

M 544 98  
Approve  
Modifi-  
cation/  
GMB  
Agree-  
ment/  
Prince  
Georges  
Acres

A Motion was made by Mr. Collins, seconded by Mr. Cole, based upon the recommendation of the Sussex County Engineering Department, that the Agreement with George, Miles & Buhr for Prince Georges Acres be increased \$2,744.00 to \$20,744.00 for the modification of as-built drawings, with the approval being subject to Rural Development.

Motion Adopted: 5 Yea.

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

Proposed  
Ellendale  
Sanitary  
Sewer  
District

Mr. Archut, Assistant County Engineer, provided an update on the Proposed Ellendale Sanitary Sewer District. Petitions were prepared and circulated and petitions have been received. Generally, 147 petitions were received from the Proposed District. More than half of these petitions came from the Town of Ellendale indicating a significant amount of interest by residents of the Town. According to State Law, the next step is to hold a Public Hearing on the boundaries of the sewer district.

M 545 98 A Motion was made by Mr. Rogers, seconded by Mr. Jones, based  
Schedule on the receipt of petitions submitted pursuant to 9 Del. C.  
Public §6503, the Sussex County Council hereby sets a date and time  
Hearing/ of December 15, 1998 at 6:30 p.m. for a Public Hearing on the  
Proposed boundaries of the Ellendale Sanitary Sewer District.  
Ellendale

Sanitary Motion Adopted: 5 Yea.  
Sewer

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

M 546 98 A Motion was made by Mr. Collins, seconded by Mr. Rogers,  
Council- to give \$600.00 from Mr. Collins' Councilmanic Account to  
manic Mammography of Delaware in sponsorship of the Fourth Annual  
Grant Pink Ribbon Golf Classic.

Motion Adopted: 5 Yea.

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

M 547 98 A Motion was made by Mr. Jones, seconded by Mr. Collins, to  
Council- give \$250.00, \$125.00 each from Mr. Dukes' and Mr. Jones'  
manic Councilmanic Accounts, to Delaware State Police Troop #5  
Grant for the Needy Family Project.

Motion Adopted: 5 Yea.

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

M 548 98 A Motion was made by Mr. Collins, seconded by Mr. Jones,  
Council- to give \$300.00, \$200.00 from Mr. Dukes' Councilmanic  
manic Account and \$100.00 from Mr. Collins' Councilmanic Account,  
Grant to the Sussex County Foster Parent Association for the  
Annual Foster Parent Christmas Party.

Motion Adopted: 5 Yea.

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

M 549 98 A Motion was made by Mr. Jones, seconded by Mr. Collins,  
Council- to give \$500.00 from Mr. Dukes' Councilmanic Account to  
manic the Laurel Chamber of Commerce for the Christmas Parade.  
Grant

Motion Adopted: 5 Yea.

M 549 98 Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
(con't) Mr. Collins, Yea; Mr. Jones, Yea;  
Mr. Dukes, Yea

M 550 98 At 11:45 a.m., a Motion was made by Mr. Collins, seconded  
Recess by Mr. Cole, to recess until 1:30 p.m. Motion Adopted by  
Voice Vote.

Luncheon Sussex County Councilmen and Sussex County employees attend-  
ed the Mildred King Luncheon at the Wesley United Methodist  
Church in Georgetown.

Reconvene Mr. Dukes called Council back into session at 1:35 p.m.

Public Hearing A Public Hearing was held on the Proposed Ordinance entitled  
(C/Z "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX  
No. 1356) COUNTY FROM A MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A C-1  
GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING  
AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CON-  
TAINING 10,000 SQUARE FEET, MORE OR LESS" (Change of Zone No.  
1356) filed on behalf of Elizabeth Ann Hendricks. Public  
comments were heard and correspondence was entered into the  
record in opposition to this application. The Public Hearing  
was closed.

M 551 98 A Motion was made by Mr. Collins, seconded by Mr. Jones, to  
Adopt Adopt the Proposed Ordinance entitled "AN ORDINANCE TO AMEND  
Proposed THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A MR  
Ordinance MEDIUM DENSITY RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMER-  
(C/Z CIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN  
No. 1356) LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 10,000  
SQUARE FEET, MORE OR LESS" (Change of Zone No. 1356) filed  
on behalf of Elizabeth Ann Hendricks.

Motion Denied: 5 Nay.

Vote by Roll Call: Mr. Cole, Nay; Mr. Rogers, Nay;  
Mr. Collins, Nay; Mr. Jones, Nay;  
Mr. Dukes, Nay

Public Hearing A Public Hearing was held on the Proposed Ordinance entitled  
(C/Z "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX  
No. 1357) COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A  
HR-RPC HIGH DENSITY RESIDENTIAL DISTRICT - RESIDENTIAL PLANNED  
COMMUNITY FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN  
BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 31.18 ACRES, MORE  
OR LESS" (Change of Zone No. 1357) filed on behalf of Kenneth  
Woodring. Public comments were heard. The applicant was in-  
structed by Council to submit (1) a new plan showing increased  
setbacks and (2) a list of amenities planned for the project.  
The Public Hearing was left open until December 8 for the

Public  
Hearing  
(con't)

submission of information requested by Council, after which time, the Public Hearing will remain open until December 15, 1998, for written comments in response to the additional information submitted by the applicant. Action was deferred.

Public  
Hearing  
(C/Z  
No. 1358)

A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 1.16 ACRES, MORE OR LESS" (Change of Zone No. 1358) filed on behalf of Taggart Family Trust. Public comments were heard and the Public Hearing was closed. Action was deferred.

M 552 98  
Council-  
manic  
Grant

A Motion was made by Mr. Collins, seconded by Mr. Cole, to give \$1,000, \$200.00 from each Councilmanic Account, for the Carolling on The Circle annual food drive.

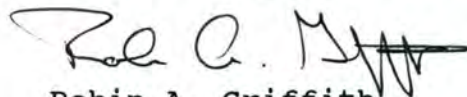
Motion Adopted: 5 Yea.

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

M 553 98  
Adjourn

A Motion was made by Mr. Collins, seconded by Mr. Jones, to adjourn at 4:25 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith  
Clerk of the County Council