



Sussex County Council Public/Media Packet

**MEETING:
July 17, 2018**

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**Sussex County Council
2 The Circle | PO Box 589
Georgetown, DE 19947
(302) 855-7743**

MICHAEL H. VINCENT, PRESIDENT
GEORGE B. COLE, VICE PRESIDENT
ROBERT B. ARLETT
IRWIN G. BURTON III
SAMUEL R. WILSON JR.



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ROBIN GRIFFITH
CLERK

Sussex County Council

AGENDA

JULY 17, 2018

10:00 A.M.

Call to Order

Approval of Agenda

Approval of Minutes

Reading of Correspondence

Public Comments

Consent Agenda

1. Wastewater Agreement No. 1031-2
Sussex County Project No. 81-04
Covered Bridge Trails – Phase 1
West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District
2. Wastewater Agreement No. 603-2
Sussex County Project No. 81-04
The Preserve at Jefferson Creek (Sewer Revision – Added Sewer Laterals)
South Bethany Sanitary Sewer District
3. Wastewater Agreement No. 892-5
Sussex County Project No. 81-04
Marsh Farm Estates – Phase 2
Angola Neck Sanitary Sewer District

Councilman I. G. Burton

1. Discussion and possible introduction of a Proposed Ordinance relating to forested and/or landscaped buffers



Todd Lawson, County Administrator

1. Sussex Sports Center Foundation Update and Foundation Board Appointments
2. Library Advisory Board Appointment
3. Administrator's Report

10:15 a.m. Public Hearings

“AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$5,600,000 OF GENERAL OBLIGATION BONDS OF SUSSEX COUNTY IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN EXTENSION OF SANITARY SEWER SERVICES TO HERRING CREEK AND AUTHORIZING ALL NECESSARY ACTIONS IN CONNECTION THEREWITH”

“AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$786,007 OF GENERAL OBLIGATION BONDS OF SUSSEX COUNTY IN CONNECTION WITH INCREASED COSTS ASSOCIATED WITH THE ROUTE 54 EXPANSION OF THE FENWICK ISLAND SEWER AREA OF THE UNIFIED SANITARY SEWER DISTRICT AND AUTHORIZING ALL NECESSARY ACTIONS IN CONNECTION THEREWITH”

Andrea Wall, Accounting Director

1. Federal Payment in Lieu of Taxes

Janelle Cornwell, Planning and Zoning Director

1. Consideration of Annual Comprehensive Plan Report to the Governor's Advisory Council
2. Review of the Comprehensive Land Use Plan – Council Draft

Hans Medlarz, County Engineer

1. Construct Parallel Taxiway D, Phase 2, Project #18-03
 - A. Project Bid Action
2. Milton Library Bulkhead Replacement, Project #18-09
 - A. Change Order #2
3. EMS Department - Architectural Consulting Services
 - A. Recommendation to Award Contract

4. Fencing Services RFP, Project #17-14

A. Change of Order 2

John Ashman, Director of Utility Planning

1. Burton Pond Communities

A. Request to prepare and post notices for annexation into the Sussex County Unified Sanitary Sewer District

2. Sewer Infrastructure Use Agreement

A. The Lodge at Truitt Homestead

Grant Requests

1. Ellendale Community Civic Improvement Association for banquet expenses

2. Peoples Place II for veterans outreach program

3. Town of Blades for Blades Night Out Against Crime

4. The Christian Storehouse for emergency food pantry and human services assistance program

Introduction of Proposed Zoning Ordinances

Council Members' Comments

Recess/Break

1:30 p.m.

Discussion and presentation on matters relating to buffers and density

Adjourn

Sussex County Council meetings can be monitored on the internet at www.sussexcountydela.gov.

In accordance with 29 Del. C. §10004(e)(2), this Agenda was posted on July 10, 2018 at 4:45 p.m., and at least seven (7) days in advance of the meeting.

This Agenda was prepared by the County Administrator and is subject to change to include the addition or deletion of items, including Executive Sessions, which arise at the time of the Meeting.

Agenda items listed may be considered out of sequence.

####

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, JUNE 26, 2018

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, June 26, 2018, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Michael H. Vincent	President
George B. Cole	Vice President
Robert B. Arlett	Councilman
Irwin G. Burton III	Councilman
Samuel R. Wilson Jr.	Councilman
Todd F. Lawson	County Administrator
Gina A. Jennings	Finance Director
J. Everett Moore Jr.	County Attorney

The Invocation and Pledge of Allegiance were led by Mr. Vincent.

**Call to
Order**

Mr. Vincent called the meeting to order.

**M 362 18
Amend
and
Approve
Agenda**

A Motion was made by Mr. Arlett, seconded by Mr. Burton, to amend the agenda by deleting the following under Old Business: Conditional Use No. 2129 filed on behalf of Brian P. Lessard, Lessard Builders, Inc.

Motion Adopted: 3 Yeas, 2 Absent.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Absent; Mr. Cole, Absent;
Mr. Vincent, Yea

Minutes

The minutes of the Regular Meeting dated June 19, 2018 and the minutes of the Sussex County Council Comprehensive Plan Workshop dated June 19, 2018 were approved by consent.

**Public
Comments**

Public Comments

Paul Reiger commented on an agenda item on this date (AR-1 zoning and farm uses).

Dan Kramer commented on building permits.

D.J. Hughes commented on the Five Points Transportation Study.

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

**Adminis-
trator's
Report**

1. Independence Day Holiday

Please note, County offices will be closed on Wednesday, July 4th, for the Independence Day holiday. In addition, Council will not meet on July 3rd or July 10th. The next regularly scheduled Council meeting will be held on Tuesday, July 17th.

2. Donald Carmean

It is with sadness that we note the passing of Donald Carmean on Monday, June 18th. Mr. Carmean began his career with Sussex County in May 2004 in the Utility Engineering Division. Prior to his leave, he held the position of Utility Construction Technician II. We wish to extend our condolences to the Carmean family.

3. Charles Sample, Jr.

It is with sadness that we also note the passing of Charles "Junior" Sample unexpectedly on Sunday, June 24th. Mr. Sample began his career with Sussex County in 2003 as a Utility Construction Technician I, and his last position held was Public Works Technician II. We wish to extend our condolences to the Sample family.

**Storage of
Wills/
Senate
Bill 238**

Cindy Green, Recorder of Deeds, reported on the progress of the Senate Bill entitled "AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO THE REGISTER OF WILLS" and her interest in the depositing of original Wills for customers in Sussex County. She explained that the Bill expands current law allowing New Castle County to store original wills by authorizing Sussex County and Kent County to provide the same service. Ms. Green explained the costs to be incurred and the proposed fee.

**Old
Business/
CZ 1850**

Under Old Business, the Council considered Change of Zone No. 1850 filed on behalf of Swann Cove West, LLC.

The Planning and Zoning Commission held a Public Hearing on this application on May 24, 2018 at which time action was deferred. On June 14, 2018, the Commission recommended approval with conditions.

The Council held a Public Hearing on this application on June 12, 2018 at which time action was deferred.

**M 363 18
Adopt
Ordinance
No. 2583/
CZ 1850**

A Motion was made by Mr. Arlett, seconded by Mr. Wilson, to Adopt Ordinance No. 2583 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A MR-RPC MEDIUM DENSITY RESIDENTIAL DISTRICT-RESIDENTIAL PLANNED COMMUNITY (EXTENSION OF CHANGE OF ZONE NO. 1471) FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 7.236

**M 363 18
Adopt
Ordinance
No. 2583/
CZ 1850
(continued)**

ACRES, MORE OR LESS “ (Change of Zone No. 1850) filed on behalf of Swann Cove West, LLC, with the following conditions:

- A. The maximum number of lots permitted in Phase 9 of Swann Cove West shall not exceed 20.**
- B. Phase 9 of Swann Cove West shall be an extension of the Swann Cove West MR-RPC (CZ #1471) and is subject to the conditions imposed on CZ #1471 approved on July 23, 2002, as amended, and subject to any revisions caused by these conditions.**
- C. As proposed by the Applicant, Phase 9 of Swann Cove West shall be subject to the existing Swann Cove West Homeowners Association covenants and deed restrictions. The residents of Phase 9 of Swann Cove West shall become members of the Swann Cove Homeowners Association and shall have access to the amenities within Swann Cove Homeowners Association and shall have access to the amenities within Swann Cove. The Applicant shall record with the Recorder of Deeds all necessary documents evidencing that this condition has been met.**
- D. The streets shall meet or exceed the County street design standards.**
- E. The Applicant shall submit a revised RPC Master Plan for the entire Swann Cove MR/RPC to include this new Phase 9.**
- F. The Final Site Plan shall contain the review and approval of the Sussex Conservation District for the design and location of all stormwater management areas.**
- G. Deliveries of dirt, fill or other similar materials shall only be made to or from the site between the hours of 8:00 a.m. through 5:00 p.m., Monday through Friday.**
- H. No other outdoor construction activities shall occur at the site except between the hours of 7:30 a.m. through 7:00 p.m., Monday through Friday, and 8:30 a.m. through 2:00 p.m. on Saturdays. There shall be no construction activities at the site on Sundays.**
- I. The Final Site Plan shall be subject to the review and approval of the Planning and Zoning Commission.**

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**Old
Business/
CU 2124**

Under Old Business, the Council considered Conditional Use No. 2124 filed on behalf of Jeri Berc.

The Planning and Zoning Commission held a Public Hearing on this application on April 26, 2018 at which time action was deferred. On May 24, 2018, the Commission recommended approval with the following conditions:

**Old
Business/
CU 2124
(continued)**

- A. As stated by the Applicant, the requested kitchen shall only be used for educational purposes, to be used by students to prepare and preserve food grown by students on the site. The kitchen shall not be used for other commercial meal production or food preparation purposes.**
- B. All parking areas shall be shown on the Final Site Plan and clearly marked on the site itself.**
- C. The Applicant shall comply with all DeIDOT entrance and roadway improvement requirements.**
- D. The Applicant shall submit a Final Site Plan, which shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.**

The Council held a Public Hearing on this application on May 22, 2018 at which time action was deferred.

**M 364 18
Adopt
Proposed
Ordinance/
CU 2124**

A Motion was made by Mr. Burton, seconded by Mr. Wilson, to Adopt the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AGRICULTURAL EDUCATIONAL FACILITY WITH COMMERCIAL KITCHEN TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 3.9785 ACRES, MORE OR LESS” (Conditional Use No. 2124) filed on behalf of Jeri Berc.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

(Mr. Burton noted in his Motion that he would recommend adoption; however, he would have questions and concerns to share with Council.)

**M 365 18
Amend
Conditions/
CU 2124**

A Motion was made by Mr. Burton, seconded by Mr. Cole, to amend the conditions recommended by the Planning and Zoning Commission by adding the following Condition E: The number of daily students shall be limited to 15, not to include aides or assistants. This limit would not include the occasional class field trip.

Motion Adopted: 4 Yeas, 1 Absent.

**Vote by Roll Call: Mr. Arlett, Absent; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**M 366 18
Amend
Conditions/
CU 2124**

A Motion was made by Mr. Burton, seconded by Mr. Cole, to amend the conditions recommended by the Planning and Zoning Commission for Conditional Use No. 2124 filed on behalf of Jeri Berc by adding the

M 366 18 following **Condition F: This Conditional Use shall cease if the property is**
(continued) **transferred to a new owner.**

Motion Adopted: 4 Yeas, 1 Absent.

Vote by Roll Call: Mr. Arlett, Absent; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

M 367 18
Adopt
Ordinance
No. 2584/
CU 2124

A Motion was made by Mr. Burton, seconded by Mr. Wilson, to Adopt Ordinance No. 2584 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AGRICULTURAL EDUCATIONAL FACILITY WITH COMMERCIAL KITCHEN TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 3.9785 ACRES, MORE OR LESS" (Conditional Use No. 2124) filed on behalf of Jeri Berc, with the following conditions, as amended:

(Original
Motion
M 364 18
with
Motions
M 365 18
and
M 366 18)

- A. As stated by the Applicant, the requested kitchen shall only be used for educational purposes, to be used by students to prepare and preserve food grown by students on the site. The kitchen shall not be used for other commercial meal production or food preparation purposes.**
- B. All parking areas shall be shown on the Final Site Plan and clearly marked on the site itself.**
- C. The Applicant shall comply with all DeIDOT entrance and roadway improvement requirements.**
- D. The Applicant shall submit a Final Site Plan, which shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.**
- E. The number of daily students shall be limited to 15, not to include aides or assistants. This limit would not include the occasional class field trip.**
- F. The Conditional Use shall cease if the property is transferred to a new owner.**

Motion Adopted: 4 Yeas, 1 Absent.

Vote by Roll Call: Mr. Arlett, Absent; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

(It was later clarified in the meeting that what was voted on and approved was the original Motion with the two amendments.)

Route 54
Expansion

Hans Medlarz, County Engineer, presented and explained a Draft Ordinance in connection with increased costs associated with the Route 54 Expansion of the Fenwick Island Sewer Area. The Draft Ordinance would

Route 54 Expansion (continued) authorize the issuance of up to \$786,007 of General Obligation Bonds to finance or reimburse the County for a portion of the cost for the design, construction and equipping of the wastewater collection, conveyance and transmission facilities for the Route 54 Expansion Project.

Introduction of Proposed Ordinance Mr. Arlett introduced the Proposed Ordinance entitled “AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$786,007 OF GENERAL OBLIGATION BONDS OF SUSSEX COUNTY IN CONNECTION WITH INCREASED COSTS ASSOCIATED WITH THE ROUTE 54 EXPANSION OF THE FENWICK ISLAND SEWER AREA OF THE UNIFIED SANITARY SEWER DISTRICT AND AUTHORIZING ALL NECESSARY ACTIONS IN CONNECTION THEREWITH”.

The Proposed Ordinance will be advertised for Public Hearing.

IBRWF Contract/ Bid Results Mr. Medlarz presented the bid results for the Inland Bays Regional Wastewater Facility (IBRWF) – Regional Biosolids and Septage Facilities, Project No. 18-19. Two bids were received and the Engineering Department recommends awarding the bid to Bearing Construction, Inc.

M 368 18 Award Bid/ IBRWF Contract Regional Biosolids and Septage Facilities A Motion was made by Mr. Wilson, seconded by Mr. Arlett, based upon the recommendation of the Sussex County Engineering Department, that the Base Bid for Sussex County Project No. 18-19, IBRWF – Regional Biosolids and Septage Facilities, be awarded to Bearing Construction of Maryland at the bid amount of \$13,668,346.00.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea; Mr. Wilson, Yea; Mr. Cole, Yea; Mr. Vincent, Yea

North Coastal Planning Area Contract Amendments Mr. Medlarz presented two amendments to the Base Engineering Contract for the North Coastal Planning Area with Whitman Requardt and Associates: Amendment No. 7B in an amount not to exceed \$638,532.00 for IBRWF: Regional Biosolids and Septage Facilities Construction Administration and Resident Project Representation (RPR) and Amendment 7C in an amount not to exceed \$120,809.00 for IBRWF: Regional Biosolids and Septage Facilities Control System Coordination, Testing and Programming. Mr. Medlarz reported that, previously, the Engineering Department had conveyed the County’s desire to have in-house staff play a larger role in the project construction and tracking resulting in savings in WRA’s contract. In addition, the Department anticipates more than 10 months overlap between IBRWF Solids Handling, IBRWF Plant and Irrigation Expansion and the Herring Creek Phase 1 pump station construction contracts. This amount of overlap would result in a scope reduction of WRA’s services estimated at a value of \$100,000 without accounting for in-house staff assuming an increased role resulting in additional savings.

M 369 18
Approve
Amendment
to the
North
Coastal
Planning
Area
Contract

A Motion was made by Mr. Arlett, seconded by Mr. Wilson, based upon the recommendation of the Engineering Department, that Amendment No. 7C to the Base Engineering Contract for the North Coastal Planning Area with Whitman, Requardt and Associates be approved in the amount not to exceed \$120,809.00 for IBRWF: Regional Biosolids and Septage Facilities Control System Coordination, Testing and Programming.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

M 370 18
Approve
Amendment
to the
North
Coastal
Planning
Area
Contract

A Motion was made by Mr. Arlett, seconded by Mr. Wilson, based upon the recommendation of the Engineering Department, that Amendment No. 7B to the Base Engineering Contract for the North Coastal Planning Area with Whitman, Requardt and Associates be approved in the amount not to exceed \$638,532.00 for IBRWF: Regional Biosolids and Septage Facilities Construction Administration and Resident Project Representation.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

Contract
Amendment
to the
FY 2019
General
Labor &
Equipment
Contract

Mr. Medlarz presented Contract Amendment No. 13 to the original contract for the North Coastal Planning Area with Whitman Requardt and Associates for Engineering Support Services for the General Labor and Equipment (GL&E) Contract. Mr. Medlarz reported that, based on the experience of the last two years, the Engineering Department plans to further streamline project scheduling and completion which requires engineering support services especially for traffic maintenance, detours designs, surveying and structural design support. The Engineering Department requests approval of the Contract Amendment in a not to exceed amount of \$100,000 for engineering services in support of the GL&E contract.

M 371 18
Approve
Contract
Amendment
to the
FY 2019
General
Labor &
Equipment
Contract

A Motion was made by Mr. Wilson, seconded by Mr. Arlett, based upon the recommendation of the Engineering Department, that Amendment No. 13 to the Base Engineering Contract for the North Coastal Planning Area with Whitman, Requardt and Associates be approved in the amount not to exceed \$100,000 for Engineering Support Services for the 2019 General Labor & Equipment Contract.

Motion Adopted: 5 Yeas.

**M 371 18
(continued)**

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**Ellendale
Water/
Revised
District
Boundary
Proposal**

John Ashman, Director of Utility Planning, and Mr. Medlarz presented for Council's consideration a Proposed Resolution for the revised boundary of the Proposed Ellendale Water District. Mr. Ashman reported that this is a community driven effort to establish a water district for the Greater Ellendale area. The previous referendum for a larger area including all of the town failed on November 4, 2018. A request for the revised petitions was received, the petitions were created, and the Engineering Department has received the required number of petitions to proceed with the process of establishing a water district. Based on the location of the petitions received, the Department has proposed a revised boundary for the Council's consideration. If the referendum passes, the County will contract with Artesian Water Company to supply the water to the customers. Artesian will provide the meter readings to the County and the County will bill the individual customers. Artesian will perform all maintenance on the fire hydrants, valves, water main and all general O & M (operations and maintenance).

**M 372 18
Adopt
R 009 18**

A Motion was made by Mr. Arlett, seconded by Mr. Cole, to Adopt Resolution No. R 009 18 entitled "DISTRICT BOUNDARIES FOR THE PROPOSED ELLENDALE WATER DISTRICT".

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**Robinson-
ville Road
Expansion/
Request to
Post Notices**

Mr. Ashman requested approval to post notices for the Robinsonville Road Expansion of the Sussex County Unified Sanitary Sewer District (Angola Neck Area). The proposed expansion has been requested by Insight Homes for their project (Parcels 234-11.00-60.00, 64.00 & 62.03) and Solutions IPEM on behalf of their client (Bryton Simpler for Parcels 234-11.00-66.00 & 66.01). Mr. Ashman reported that several other parcels are included as part of the request to develop a contiguous boundary to the Angola Neck Area; these parcels have been contacted by the developers and have agreed to the annexation. The parcels have proposed multiple pump stations and a wish to connect to the existing forcemain installed to service the Angola Neck Area; however, the Engineering Department plans to build new infrastructure to serve the area and pay for the construction with the Use of Existing Infrastructure Agreements for the projects. The expansion will consist of 336.00 acres. The property owners will be responsible for System Connection Charges of \$6,360.00 per EDU based on current rates.

M 373 18
Authorize
Notices/
Robinson-
ville Road
Expansion

A Motion was made by Mr. Arlett, seconded by Mr. Burton, that the Engineering Department is authorized to prepare and post notices for the Robinsonville Road Expansion of the Sussex County Unified Sanitary Sewer District (Angola Neck Area), as presented.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

Clarification
of Vote on
CU 2124

Mr. Moore clarified the vote on Conditional Use No. 2124 under Old Business. He stated that the procedure and the vote were slightly different than normal because there was a Motion made and voted on; however, Mr. Burton's Motion was that it was subject to conditions/amendments, and during the vote, Mr. Burton made it clear that he was voting with recommended conditions of approval. Subsequently, he followed up with his conditions and voted on the entire thing. Mr. Moore stated that this is a slightly different procedure and he wanted to make sure to clarify that what was voted on and approved was the original Motion with the two amendments.

Presentation
on AR-1
Zoning
and
Farm Uses

Vince Robertson, Assistant County Attorney, and Janelle Cornwell, Planning and Zoning Director, gave a general overview and powerpoint presentation on farm uses and agricultural activities including definitions of a farm (per USDA, IRS, Kent County, New Castle County and other jurisdictions); the lack of a definition of "farm" in the Sussex County Code; other Sussex County Code definitions relating to the agriculture industry and uses; permitted uses on a farm of five acres or more; and permitted accessory uses on a farm of five acres or more. Council noted that there has been ongoing discussions regarding the AR-1 District in the Zoning Code. Council discussed how to proceed to better organize these regulations and to develop a definition of a farm in the Code. Following a discussion, Mr. Vincent asked Mr. Robertson and Ms. Cornwell to come back to Council with suggestion/ideas to clarify the matters discussed. It was noted that farmers could be invited to participate in a discussion.

Grant
Requests

Mrs. Jennings presented grant requests for the Council's consideration.

M 374 18
Council-
manic
Grant

A Motion was made by Mr. Cole, seconded by Mr. Arlett, to give \$3,000.00 (\$2,000.00 from Mr. Cole's Councilmanic Grant Account and \$1,000.00 from Mr. Arlett's Councilmanic Grant Account) to the Ocean View Historical Society for the Coastal Towns Museum project.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea

**M 380 18
Council-
manic
Grant**

A Motion was made by Mr. Wilson, seconded by Mr. Burton, to give \$2,250.00 (\$1,250.00 from Mr. Burton's Councilmanic Grant Account and \$1,000.00 from Mr. Wilson's Councilmanic Grant Account) to Downtown Milford for the Ladybug Festival.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**M 381 18
Council-
manic
Grant**

A Motion was made by Mr. Wilson, seconded by Mr. Burton, to give \$10,000.00 (\$8,000.00 from Mr. Wilson's Councilmanic Grant Account, \$1,000.00 from Mr. Burton's Councilmanic Grant Account, and \$1,000.00 from Mr. Vincent's Councilmanic Grant Account) to the Georgetown Historical Society for building renovations.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**M 382 18
Council-
manic
Grant**

A Motion was made by Mr. Cole, seconded by Mr. Burton, to give \$2,000.00 from Mr. Cole's Councilmanic Grant Account to the City of Rehoboth Beach for Bicycle Trail signage.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

**Introduction
of Proposed
Ordinances**

Mr. Burton 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 C-2 MEDIUM COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 5.82 ACRES, MORE OR LESS" (Change of Zone No. 1862) filed on behalf of Old Orchard Ventures, LLC c/o Barry J. Baker (Tax I.D. No. 335-8.00-29.00 (portion of) (911 Address: Not Available).

Mr. Arlett 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 C-3 HEAVY COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 9.9 ACRES, MORE OR

(continued) **LESS” (Change of Zone No. 1864) filed on behalf of Scott and Monica Shubert.**

The Proposed Ordinances will be advertised for Public Hearing.

**Council
Members’
Comments**

Council Members’ Comments

Mr. Arlett wished everyone a Happy and Safe July 4th.

**M 383 18
Adjourn**

A Motion was made by Mr. Wilson, seconded by Mr. Arlett, to adjourn at 11:53 a.m.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Arlett, Yea; Mr. Burton, Yea;
Mr. Wilson, Yea; Mr. Cole, Yea;
Mr. Vincent, Yea**

Respectfully submitted,

**Robin A. Griffith
Clerk of the Council**

{An audio recording of this meeting is available on the County’s website.}

ENGINEERING DEPARTMENT

ADMINISTRATION	(302) 855-7718
AIRPORT & INDUSTRIAL PARK	(302) 855-7774
ENVIRONMENTAL SERVICES	(302) 855-7730
PUBLIC WORKS	(302) 855-7703
RECORDS MANAGEMENT	(302) 854-5033
UTILITY ENGINEERING	(302) 855-7717
UTILITY PERMITS	(302) 855-7719
UTILITY PLANNING	(302) 855-1299
FAX	(302) 855-7799



Sussex County

DELAWARE
sussexcountyde.gov

HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

BRAD HAWKES
DIRECTOR OF UTILITY ENGINEERING

June 05, 2018

FACT SHEET

SUSSEX COUNTY PROJECT 81-04
COVERED BRIDGE TRAILS - PHASE 1
AGREEMENT NO. 1031 - 2

DEVELOPER:

Preston Schell
Ocean Atlantic Communities, LLC
20184 Phillip Street
Rehoboth, DE 19971

LOCATION:

N/Rt1 (Coastal Hwy), N/of Tulip Drive within Dutch
Acres & SE of Railroad near Nassau.

SANITARY SEWER DISTRICT:

West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District

TYPE AND SIZE DEVELOPMENT:

Combination of Single Family Lots, Duplexes and
Townhouses.

SYSTEM CONNECTION CHARGES:

\$616,920.00

SANITARY SEWER APPROVAL:

Sussex County Engineering Department Plan Approval
8/18/17

Department of Natural Resources Plan Approval
6/21/18

SANITARY SEWER CONSTRUCTION DATA:

Construction Days – 240
Construction Admin and Construction Inspection Cost – \$85,952.25
Proposed Construction Cost – \$573,015.00



COUNTY ADMINISTRATIVE OFFICES
2 THE CIRCLE | PO BOX 589
GEORGETOWN, DELAWARE 19947

ENGINEERING DEPARTMENT

ADMINISTRATION	(302) 855-7718
AIRPORT & INDUSTRIAL PARK	(302) 855-7774
ENVIRONMENTAL SERVICES	(302) 855-7730
PUBLIC WORKS	(302) 855-7703
RECORDS MANAGEMENT	(302) 854-5033
UTILITY ENGINEERING	(302) 855-7717
UTILITY PERMITS	(302) 855-7719
UTILITY PLANNING	(302) 855-1299
FAX	(302) 855-7799



Sussex County

DELAWARE
sussexcountyde.gov

HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

BRAD HAWKES
DIRECTOR OF UTILITY ENGINEERING

June 26, 2018

FACT SHEET

SUSSEX COUNTY PROJECT 81-04
THE PRESERVE AT JEFFERSON CREEK - (SEWER REVISION - ADDED SEWER
LATERALS)
AGREEMENT NO. 603 - 2

DEVELOPER:

Preston/Chris Schell
SB Jefferson Creek, LLC
20184 Phillips Street
Rehoboth Beach, DE 19971

LOCATION:

CR 363, 1/4 mile south of Muddy Neck Road

SANITARY SEWER DISTRICT:

South Bethany Sanitary Sewer District

TYPE AND SIZE DEVELOPMENT:

Adding Sewer Lateral to Existing System

SYSTEM CONNECTION CHARGES:

\$38,160.00

SANITARY SEWER APPROVAL:

Sussex County Engineering Department Plan Approval
08/22/07

Department of Natural Resources Plan Approval
07/17/06

SANITARY SEWER CONSTRUCTION DATA:

Construction Days – 12
Construction Admin and Construction Inspection Cost – \$2,991.90
Proposed Construction Cost – \$19,946.00



ENGINEERING DEPARTMENT

ADMINISTRATION	(302) 855-7718
AIRPORT & INDUSTRIAL PARK	(302) 855-7774
ENVIRONMENTAL SERVICES	(302) 855-7730
PUBLIC WORKS	(302) 855-7703
RECORDS MANAGEMENT	(302) 854-5033
UTILITY ENGINEERING	(302) 855-7717
UTILITY PERMITS	(302) 855-7719
UTILITY PLANNING	(302) 855-1299
FAX	(302) 855-7799



Sussex County

DELAWARE

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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

BRAD HAWKES
DIRECTOR OF UTILITY ENGINEERING

June 27, 2018

FACT SHEET

SUSSEX COUNTY PROJECT 81-04
MARSH FARM ESTATES - PHASE 2
AGREEMENT NO. 892 - 5

DEVELOPER:

Mrs. Kathleen Horsey
Marsh Farm LLC
14127 Rottwaller Rd.
Laurel, DE 19956

LOCATION:

Intersection of CR279, Camp Arrowhead Road and
CR279A, Waterview Road

SANITARY SEWER DISTRICT:

Angola Neck Sanitary Sewer District

TYPE AND SIZE DEVELOPMENT:

34 Single Family Lots.

SYSTEM CONNECTION CHARGES:

\$216,240.00

SANITARY SEWER APPROVAL:

Sussex County Engineering Department Plan Approval
2/12/16

Department of Natural Resources Plan Approval
08/31/16

SANITARY SEWER CONSTRUCTION DATA:

Construction Days – 120

Construction Admin and Construction Inspection Cost – \$24,190.86

Proposed Construction Cost – \$161,272.42



Introduced 6/19/18

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$5,600,000 OF GENERAL OBLIGATION BONDS OF SUSSEX COUNTY IN CONNECTION WITH THE CONSTRUCTION AND EQUIPPING OF AN EXTENSION OF SANITARY SEWER SERVICES TO HERRING CREEK AND AUTHORIZING ALL NECESSARY ACTIONS IN CONNECTION THEREWITH

WHEREAS, pursuant to Title 9, Delaware Code, Section 7001(a) Sussex County (the "County") has "all powers which, under the Constitution of the State, it would be competent for the General Assembly to grant by specific enumeration, and which are not denied by statute" (the "Home Rule Power");

WHEREAS, acting pursuant to its Home Rule Power, and pursuant to Title 9, Delaware Code, Chapters 65 and 67, the County has authorized the design, construction and equipping of an extension of sanitary sewer services to Herring Creek (the "Project");

WHEREAS, pursuant to Title 9, Delaware Code, Section 6706, the County is authorized to issue its bonds and to pledge its full faith and credit thereto, to finance the cost of any object, program or purpose for which the County is authorized to raise, appropriate or expend money under Chapter 67 of Title 9; and

WHEREAS, acting pursuant to the aforesaid authority, the County desires to authorize the issuance of general obligations of the County to finance the costs of the Project and for the other purposes described herein.

NOW THEREFORE THE COUNTY OF SUSSEX HEREBY ORDAINS (AT LEAST FOUR FIFTHS OF THE MEMBERS OF COUNCIL CONCURRING HEREIN):

Section 1. Amount and Purpose of the Bonds. Acting pursuant to Title 9, Delaware Code, Chapters 65 and 67, Sussex County shall issue its negotiable general obligations in the maximum aggregate principal amount not to exceed \$5,600,000 (the "Bonds") to finance or reimburse the County for a portion of the cost of the design, construction and equipping of the Project.

The monies raised from the sale of the Bonds (including the investment earnings thereon) after the payment of the costs of issuance, shall be held in one or more Project accounts and shall be expended only for the purposes authorized herein or as may otherwise be authorized by subsequent action by County Council. Authorized purposes include the costs of planning, constructing, acquiring and equipping the Project or any portion thereof; interest on the Bonds and any interim financing during the construction period and for a period of up to one year following the estimated date of completion; the reasonable costs of issuance of the Bonds and any interim financing; the repayment of temporary loans incurred with respect to the Project; and the reimbursement of authorized costs previously expended by the County from other funds.

Section 2. Security for the Bonds. The principal, interest and premium, if any, on the Bonds may be paid by ad valorem taxes on all real property subject to taxation by the

County without limitation as to rate or amount, except as limited by Title 9, Delaware Code Section 8002 (c). Pursuant to Title 9, Delaware Code, Section 6706, the full faith and credit of the County is pledged to such payment. The Bonds shall contain a recital that they are issued pursuant to Title 9, Delaware Code, Chapter 67, which recital shall be conclusive evidence of their validity and of the regularity of their issuance. While the Bonds are backed by the County's full faith and credit, it is expected that the debt service will be paid from revenues of the Herring Creek extension.

Section 3. Terms of the Bonds. The Bonds shall be sold at such prices and upon such other terms and conditions consistent with the provisions of this Ordinance and otherwise as the County Administrator shall determine to be in the best interests of the County. The Bonds shall bear interest at such rate or rates and shall mature in such amounts and at such times, but not exceeding 40 years from the date of issue of the Bonds, and shall be subject to redemption, as the County Administrator shall determine.

Section 4. Sale of the Bonds. The Bonds may be issued in one or more series and shall be sold in one or more public sales or private negotiated transactions upon such terms and conditions as the County Administrator shall determine shall be in the best interest of the County. It is anticipated that the Bonds will be sold to the United States of America, Rural Utilities Service (or any successor agency).

Section 5. Details of the Bonds. The County Administrator is authorized to determine the details of the Bonds including the following: the date or dates of the Bonds; provisions for either serial or term bonds; sinking fund or other reserve fund requirements; due dates of the interest thereon; the form of the Bonds; the denominations and designations of the Bonds; registration, conversion and transfer provisions; provisions for the receipt, deposit and investment of the proceeds of the Bonds; provisions for the replacement of lost, stolen, mutilated or destroyed Bonds; and provisions for issuing uncertificated obligations and all procedures appropriate for the establishment of a system of issuing uncertificated debt. The Bonds shall be executed by the manual or facsimile signature of the County Administrator, shall contain an impression of the County seal or a facsimile thereof and shall be attested by the manual signature of the County Clerk. The County Administrator shall determine the form of the Bonds.

Section 6. Debt Limit. It is hereby determined and certified, as of the effective date hereof, that the issuance of the Bonds is within the legal debt limit of the County.

Section 7. Further Action. The President of the County Council, the County Administrator, the Finance Director and the County Clerk are authorized and directed to take such other action on behalf of the County, as may be necessary or desirable to effect the adoption of this Ordinance and the issuance and sale of the Bonds and to provide for their security and to carry out the intent of this Ordinance, including the publication of notices and advertisements and the execution and delivery of customary closing certificates.

Section 8. Effective Date. This Ordinance shall become effective immediately upon its passage. The County Clerk is hereby directed to publish a notice of the adoption hereof in accordance with Section 7002(m)(2) of Title 9 of the Delaware Code, as amended.

SYNOPSIS: This Ordinance provides for the issuance of up to \$5,600,000 of Sussex County General Obligation Bonds in order to finance or reimburse the County for a portion of the costs for the design, construction and equipping of an extension of sanitary sewer services to Herring Creek (the "Project").

PROPOSED

Introduced 6/26/18

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$786,007 OF GENERAL OBLIGATION BONDS OF SUSSEX COUNTY IN CONNECTION WITH INCREASED COSTS ASSOCIATED WITH THE ROUTE 54 EXPANSION OF THE FENWICK ISLAND SEWER AREA OF THE UNIFIED SANITARY SEWER DISTRICT AND AUTHORIZING ALL NECESSARY ACTIONS IN CONNECTION THEREWITH

WHEREAS, pursuant to Title 9, Delaware Code, Section 7001(a) Sussex County (the "County") has "all powers which, under the Constitution of the State, it would be competent for the General Assembly to grant by specific enumeration, and which are not denied by statute" (the "Home Rule Power");

WHEREAS, acting pursuant to its Home Rule Power, and pursuant to Title 9, Delaware Code, Chapters 65 and 67, the County has authorized the design, construction and equipping of the wastewater collection, conveyance and transmission facilities for the Route 54 expansion of the Fenwick Island Sewer Area of the Unified Sanitary Sewer District (the "Project");

WHEREAS, pursuant to Title 9, Delaware Code, Section 6706, the County is authorized to issue its bonds and to pledge its full faith and credit thereto, to finance the cost of any object, program or purpose for which the County is authorized to raise, appropriate or expend money under Chapter 67 of Title 9;

WHEREAS, pursuant to Ordinance No. 2507 adopted on June 27, 2017, the County authorized the issuance of its General Obligation Bonds in the maximum principal amount of up to \$2,048,682 for the Project;

WHEREAS, the County previously issued its General Obligation Bond (Route 54 Expansion-Fenwick Island Project), Series 2017B-SRF in the maximum aggregate principal amount of up to \$2,048,682 (the "2017B Bond") on June 29, 2017 to secure a loan from the Delaware Water Pollution Control Revolving Fund (acting by and through the Delaware Department of Natural Resources & Environmental Control) ("DNREC") to fund the Project;

WHEREAS, the County requires additional funding due to increased construction costs of the Project and desires to accept a supplemental loan from DNREC to fund the increased construction costs of the Project; and

WHEREAS, acting pursuant to the aforesaid authority, the County desires to authorize the issuance of general obligations of the County to finance the increased construction costs of the Project and for the other purposes described herein.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS (AT LEAST FOUR FIFTHS OF THE MEMBERS OF COUNCIL CONCURRING HEREIN):

Section 1. Amount and Purpose of the Bonds. Acting pursuant to Title 9, Delaware Code, Chapters 65 and 67, Sussex County shall issue its negotiable general obligations in the maximum aggregate principal amount not to exceed \$786,007 (the "Bonds") to finance or reimburse the County for a portion of the increased cost of the design, construction and equipping of the Project, with the expectation that a grant in the amount of \$621,650 will be provided by the 21st Century Fund (acting on their own behalf or by and through DNREC) (or any successor agency) to reduce the combined principal amount of the 2017B Bond and the Bonds outstanding to \$2,213,039 upon Project completion.

The monies raised from the sale of the Bonds (including the investment earnings thereon) after the payment of the costs of issuance, shall be held in one or more Project accounts and shall be expended only for the purposes authorized herein or as may otherwise be authorized by subsequent action by County Council. Authorized purposes include the costs of planning, constructing, acquiring and equipping the Project or any portion thereof; interest on the Bonds and any interim financing during the construction period and for a period of up to one year following the estimated date of completion; the reasonable costs of issuance of the Bonds and any interim financing; the repayment of temporary loans incurred with respect to the Project; and the reimbursement of authorized costs previously expended by the County from other funds.

Section 2. Security for the Bonds. The principal, interest and premium, if any, on the Bonds may be paid by ad valorem taxes on all real property subject to taxation by the County without limitation as to rate or amount, except as limited by Title 9, Delaware Code Section 8002 (c). Pursuant to Title 9, Delaware Code, Section 6706, the full faith and credit of the County is pledged to such payment. The Bonds shall contain a recital that they are issued pursuant to Title 9, Delaware Code, Chapter 67, which recital shall be conclusive evidence of their validity and of the regularity of their issuance. While the Bonds are backed by the County's full faith and credit, it is expected that the debt service will be paid from revenues of the Fenwick Island Sewer Area of the Unified Sanitary Sewer District.

Section 3. Terms of the Bonds. The Bonds shall be sold at such prices and upon such other terms and conditions consistent with the provisions of this Ordinance and otherwise as the County Administrator shall determine to be in the best interests of the County. The Bonds shall bear interest at such rate or rates and shall mature in such amounts and at such times, but not exceeding thirty (30) years from the date of completion of the Project, and shall be subject to redemption, as the County Administrator shall determine.

Section 4. Sale of the Bonds. The Bonds may be issued in one or more series and shall be sold in one or more public sales or private negotiated transactions upon such terms and conditions as the County Administrator shall determine shall be in the best interest of the County. It is anticipated that the Bonds will be sold to the State of Delaware Water Pollution Control Revolving Fund (acting by and through DNREC) (or any successor agency).

Section 5. Details of the Bonds. The County Administrator is authorized to determine the details of the Bonds including the following: the date or dates of the Bonds; provisions for either serial or term bonds; sinking fund or other reserve fund requirements; due dates of the interest thereon; the form of the Bonds; the denominations and designations of the Bonds; registration, conversion and transfer provisions; provisions for the receipt, deposit and investment of the proceeds of the Bonds; provisions for the replacement of lost, stolen, mutilated or destroyed Bonds; and provisions for issuing uncertificated obligations and all procedures appropriate for the establishment of a system of issuing uncertificated debt. The Bonds shall be executed by the manual or facsimile signature of the County Administrator, shall contain an impression of the County seal or a facsimile thereof and shall be attested by the manual signature of the County Clerk. The County Administrator shall determine the form of the Bonds.

Section 6. Debt Limit. It is hereby determined and certified, as of the effective date hereof, that the issuance of the Bonds is within the legal debt limit of the County.

Section 7. Further Action. The President of the County Council, the County Administrator, the Finance Director and the County Clerk are authorized and directed to take such other action on behalf of the County, as may be necessary or desirable to effect the adoption of this Ordinance and the issuance and sale of the Bonds and to provide for their security and to carry out the intent of this Ordinance, including the publication of notices and advertisements and the execution and delivery of customary closing certificates.

Section 8. Effective Date. This Ordinance shall become effective immediately upon its passage.

SYNOPSIS: This Ordinance provides for the issuance of up to \$786,007 of Sussex County General Obligation Bonds in order to finance or reimburse the County for a portion of the costs for the design, construction and equipping of the wastewater collection, conveyance and transmission facilities for the Route 54 expansion of the Fenwick Island Sewer Area of the Unified Sanitary Sewer District (the "Project") with the expectation that a grant in the amount of \$621,650 will be provided by the 21st Century Fund to reduce the combined principal amount of the 2017B Bond and the Bonds outstanding to \$2,213,039 upon Project completion.

FINANCE DEPARTMENT

ACCOUNTING DIVISION

ANDREA M. WALL
MANAGER
awall@sussexcountyde.gov



Sussex County

DELAWARE
sussexcountyde.gov
(302) 855-7853 T
(302) 855-7722 F

MEMORANDUM

TO: The Honorable Michael H. Vincent, President
The Honorable Samuel R. Wilson, Jr., Vice President
The Honorable Joan R. Deaver
The Honorable George B. Cole
The Honorable Vance C. Phillips

FROM: Andrea Wall, Manager of Accounting

DATE: July 5, 2018

RE: Federal Payments in Lieu of Taxes

A check in the amount of \$38,898 has been received from the United States Department of the Interior, Fish and Wildlife Service, as a federal payment in lieu of taxes for the Prime Hook National Wildlife Refuge. This check represents payments under the Refuge Revenue Sharing Act covering Fiscal Year 2017.

The amount is calculated by the U.S. Fish and Wildlife Service by prorating the total funds available for payment. This check is funded through revenues generated from the Prime Hook National Wildlife Refuge and from a supplemental congressional appropriation. Sussex County may use these funds for any governmental purpose.

The County does not collect property taxes from the Federal Government for the Prime Hook National Wildlife Refuge. In return, the Federal Government gives the County this payment in lieu of taxes. In the past, these funds have been allocated in the same percentage as the other County tax collections. The attached spreadsheet shows the recommended allocation of these funds based on assessed value of the Prime Hook Refuge. I will be presenting this allocation for Council's authorization on July 17, 2018.

Please feel free to call me if you have any questions.

Sussex County Council-Federal Payment in Lieu of Taxes Allocations

SUMMARY	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005
Sussex County	\$3,456.06	\$ 3,783.98	\$3,997.54	\$3,997.54	\$4,071.13	\$4,069.62	\$4,445.50	\$4,441.78	\$ 4,978.08	\$ 5,025.69	\$ 6,461.31	\$ 6,538.46	\$ 7,973.22	\$ 8,832.79
Library	\$405.22	\$443.66	\$462.62	\$468.69	\$477.33	\$477.16	\$521.23	\$520.79	\$ 583.67	\$ 589.25	\$ 757.58	\$ 766.62		
Vocational School	\$2,346.28	\$3,124.65	\$3,258.21	\$2,737.95	\$2,873.21	\$2,872.14	\$3,054.83	\$2,973.09	\$ 3,344.56	\$ 3,129.23	\$ 4,023.11	\$ 3,879.08	\$ 4,065.45	\$ 4,551.38
Milford School	\$8,031.07	\$8,531.87	\$7,380.75	\$7,445.13	\$7,425.85	\$7,525.55	\$7,597.99	\$7,633.48	\$ 8,616.67	\$ 9,185.05	\$ 11,808.82	\$ 12,227.36	\$ 13,148.59	\$ 14,650.73
Cape School District	\$24,659.37	\$25,439.83	\$23,850.71	\$24,248.69	\$24,050.47	\$23,953.53	\$23,278.45	\$23,328.86	\$26,776.02	\$28,920.78	\$ 37,182.19	\$38,879.48	\$42,114.74	\$31,558.10
	<u>\$38,898.00</u>	<u>\$41,324.00</u>	<u>\$38,898.00</u>	<u>\$38,898.00</u>	<u>\$38,898.00</u>	<u>\$38,898.00</u>	<u>\$38,898.00</u>	<u>\$38,898.00</u>	<u>\$44,299.00</u>	<u>\$46,850.00</u>	<u>\$ 60,233.01</u>	<u>\$62,291.00</u>	<u>\$67,302.00</u>	<u>\$59,593.00</u>
		-6.24%	0.00%	0.00%	0.00%	0.00%	0.00%	12.19%	5.45%	22.22%	3.30%	7.45%	-12.94%	

NOTE:

Per Chris Keeler, Director of Assessment, 23.61% of the Primehook National Wildlife Refuge land assessed value in Sussex County is within the Milford School District and 76.39% is within the Cape Henlopen School District. Appropriate shares have been determined based on these percentages

2006 was the highest year

Since the letter was written to Senator Carper we have not received any further reductions.

TAXING AUTHORITY	TAX RATE	% OF TOTAL	GRANT AMOUNT	
MILFORD SCHOOL DISTRICT				
Sussex County	0.3983%	6.9883%	\$641.79	\$9,183.82
Library	0.0467%	0.8194%	\$75.25	
Sussex Tech	0.2704%	4.7443%	\$435.71	
Milford School	4.9841%	87.4480%	\$8,031.07	
	5.6995%	100.0000%	\$9,183.82	
CAPE HENLOPEN DISTRICT				
Sussex County	0.3983%	9.4712%	\$2,814.27	\$29,714.18
Library	0.0467%	1.1105%	\$329.97	
Sussex Tech	0.2704%	6.4298%	\$1,910.57	
Cape School District	3.4900%	82.9885%	\$24,659.37	
	4.2054%	100.0000%	\$29,714.18	<u>\$38,898.00</u>
SUMMARY				
Sussex County	\$3,456.06			
Library	\$405.22			
Vocational School	\$2,346.28			
Milford School	\$8,031.07			
Cape School District	\$24,659.37			
	<u>\$38,898.00</u>			

NOTE:

Per Chris Keeler, Director of Assessment, 23.61% of the Primehook National Wildlife Refuge land assessed value in Sussex County is within the Milford School District and 76.39% is within the Cape Henlopen School District. Appropriate shares have been determined based on these percentages

A deposit from US Dept of Interior for \$38,898 was deposited to the general fund on 06/29/2018

COUNTY COUNCIL

MICHAEL H. VINCENT, PRESIDENT
GEORGE B. COLE, VICE PRESIDENT
ROBERT B. ARLETT
IRWIN G. BURTON III
SAMUEL R. WILSON JR.



Sussex County

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REPORT TO GOVERNOR'S ADVISORY COUNCIL ON PLANNING

SUSSEX COUNTY

2017-2018

JULY 1, 2018

INTRODUCTION

This is the final annual Report regarding Sussex County's current Comprehensive Land Use Plan that was adopted on June 24, 2008 (the "Plan"). This is the Seventh Annual Report to the Cabinet Committee on State Planning Issues and the Office of State Planning Coordination covering the one-year period between July 1, 2017 and June 30, 2018. This Report is intended to comply with Title 9, Section 6958 of the Delaware Code.

As described in the 2016-2017 Report, Sussex County has been preparing its 2018 Comprehensive Development Plan (the "Plan"). Sussex County, with its consultant, McCormick Taylor, handed over the draft Plan from the Planning and Zoning Commission to County Council. Public workshops have again been conducted by the Council on the draft Elements of the Plan with ample opportunity for public comment at each workshop. As of the date of this Report the Plan has been completed in draft form for submission to PLUS for review and



comment. The current draft of the Plan can also be reviewed on the dedicated Plan website: www.sussexplan.com.

LAND USE

In this reporting year, the number of land use applications has increased again over prior years. Sussex County (through its Planning and Zoning and Engineering Departments) also continues to monitor and inspect a great deal of activity in the ongoing development and construction of previously approved residential projects.

Since July 1, 2017, Sussex County has received 263 applications filed for all types of land use approvals. This includes commercial and residential development in the form of subdivision applications, rezoning applications, and conditional use applications and site plan applications.

Sussex County has processed 22 new major subdivision applications during this reporting year for a total of 1964 new lots. Sussex County also processed 22 rezoning applications, 42 applications for Conditional Use Permits and 177 Site Plans during the time covered by this Report.

During this reporting year, Sussex County has seen residential growth in the area between Robinsonville Rd. and Mulberry Knoll Rd. from Beaver Dam Rd. to Rt. 24. There have been at least five major subdivisions in the area (2017-19 – Headwater Cove, 2017-20 - Fieldstone, 2018-1 – Acadia, 2018-2 – Outer Banks, and 2018-4 – Beach Tree Preserve). These five subdivisions account for 848 new single- family parcels. The County reheard the TD Rehoboth Change of Zone application. The case was referred back to County Council by the Court for a new public hearing. The application was for a change of zone for 114 ac. of land along

Rt. 1 from AR-1 (Agricultural Residential District) to CR-1 (Commercial Residential District). Council held the public hearing on April 10, 2018. On May 1, 2018 County Council denied the Change of Zone Request.

Sussex County also completed a total rewrite of its commercial code. Previously, the Zoning Code contained only two zoning districts: B-1 Neighborhood Business and CR-1 (formerly C-1) Commercial zoning. Council and the Commission have been noting that these two districts are overly broad, and once rezoned to either one land could thereafter be used for a wide variety of uses. This led to concerns from the public, the development community and the County about creating more predictability in future commercial rezonings. Likewise, the County also looked for ways to have large-scale planned commercial districts, much like the existing Residential Planned Community District, where specific users with site plans could be considered by the County in its approval process. Finally, the County recognized that its current Code is deficient with regard to the development and reasonable regulation of mixed uses (i.e. commercial and residential, such as apartments over retail). All of this was addressed through the drafting, introduction, hearings and ultimate adoption of new commercial zoning districts. As a result, the existing B-1, C-1 and CR-1 Districts are now closed (i.e. new land cannot be rezoned to them, but land correctly zoned as B-1, C-1 and CR-1 will remain zoned as such) and new, more specific zoning districts were established: B-2 "Business Community" District, B-3 "Business Research" District, C-2 "Medium Commercial" District, C-3 "Heavy Commercial" District", C-4 "Planned Commercial" District, C-5 "Service/Limited Manufacturing" District, and I-1 "Institutional District.

WASTEWATER

The Angola Neck Sanitary Sewer Area continues to expand and eliminate existing individual on-site septic systems along the Inland Bays, with construction underway in the Route 24/Peddler's Village/Love Creek area.

Following the initiation of the County Engineering Department, County Council completely rewrote Chapter 110 of the County Code regarding the creation, construction, expansion, operation and financing of County water and sewer systems. As part of this rewritten chapter, the County adopted a Tier System governing sewer planning and coordination, including the placement of private central wastewater systems.

In addition, Sussex County, in partnership with the State, is transforming parts of the Wolfe Neck Treatment Plant's irrigation acreage served by center pivot irrigation systems through reforestation served by fixed head irrigation systems. This will enable these areas to become part of a trail system integrated into the Breakwater Junction Trail between Lewes and Rehoboth Beach.

Finally, in this reporting year, approximately 1521 new EDUs were added to County sewer.

HOUSING

Sussex County continues to promote affordable housing through the Office of Planning and Zoning and the Community Development and Housing Department. Because there have not been any new applications during this past year for affordable housing under the County's Moderately Priced Housing Unit or Rental Programs, the County is looking for ways to improve both programs through discussions with developers, state officials and others. Affordable

housing is also an ongoing sub-topic throughout the discussions and drafting of the 2018 Plan—particularly in the Housing, Community Design and Future Land Use Elements.

During this reporting year, and fiscal year ending June 30, 2018, Sussex County has assisted 250 households with owner-occupied rehabilitations and emergency repairs, water and sewer hookups, and demolitions within the County with more than \$1.5 million in funding. The County coordinated public/private partnerships with local CRA representatives and Housing Alliance Delaware to leverage dollars for community development efforts in impacted communities.

As one example of affirmatively furthering fair housing, the County partnered with the Delaware Financial Literacy Institute to offer a three-part financial education series to the residents of the Mt. Joy community in Millsboro. The series' curriculum was designed to meet the needs of the community's demographics and therefore catered to elderly individuals on a fixed income.

ECONOMIC DEVELOPMENT

Sussex County previously purchased the 74-acre King Farm along Park Avenue east of Georgetown to expand upon the existing Sussex County Industrial Park under the name of the "Delaware Coastal Business Park". The first tenant, Atlantic Industries, became operational in 2017. In April of 2018, Sussex County Council approved a lease with DGS Properties, LLC, operating as "Creative Floors South" to supply flooring materials.

In April of this year, Proximity Malt began production. This is an adaptive re-use of the old Laurel Grain facility near Laurel to produce hops for use in the

growing craft beer industry. This plant will also assist local agriculture by providing local farmers with an alternative crop and a convenient local market for that crop.

Sussex County also created new Economic Development Zones (Broadkill, Indian River and Nanticoke). This joint program with Discover Bank and the National Development Council provides \$4 million in lower interest loans that are ready and available to expand existing businesses or help new businesses relocate to Sussex County. This new loan program is targeted to central and western Sussex County, where corporate downsizing and economic downturns during the last decade have had the most negative impact on business growth and job creation.

Through another partnership with Discover Bank, Sussex County has established the “ExciteSussex Fund”. This fund provides longer loan terms and below-market rates for existing businesses with 10 to 500 employees. This loan program is intended to foster the retention and creation of permanent full-time jobs.

RECREATION AND OPEN SPACE

In addition to ongoing open space requirements set forth in the Zoning and Subdivision Codes, Sussex County has recently partnered with the Sussex County Sports Foundation to establish a recreational area within the Town of Georgetown. This recreational area will include several multi-sport grass playing fields for soccer, lacrosse and similar sports. It also preserves a large wooded area that will include a cross-country running course. Sussex County’s primary contribution to this initiation came in the form of a loan.

In this reporting year, Sussex County also renewed its contribution to farmland preservation. The County has agreed to contribute more than \$536,000.00 as its share of the \$1,300,000.00 cost of preserving 10 farms and 780 acres in Sussex County.

CONCLUSION

2018 has been a year of ongoing work on Sussex County's new Comprehensive Plan. The County looks forward to adoption of that Plan and the implementation of new ordinances and practices as part of the Plan.

JANELLE M. CORNWELL, AICP
PLANNING & ZONING DIRECTOR
(302) 855-7878 T
(302) 854-5079 F
janelle.cornwell@sussexcountyde.gov



Sussex County

DELAWARE
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Memorandum

To: Sussex County Council

The Honorable Michael H. Vincent, President
The Honorable George B. Cole, Vice President
The Honorable Robert B. Arlett
The Honorable Irwin G. Burton III
The Honorable Samuel R. Wilson Jr

From: Janelle Cornwell, AICP, Planning & Zoning Director

CC: Everett Moore, County Attorney

Date: July 13, 2018

RE: County Council Memo for Review of Comprehensive Plan

During Tuesday's meeting I will be present to answer questions during Council's discussion of the 2018 Comprehensive Plan. A copy of the plan was submitted to Council for your review. The draft plan provided includes items discussed throughout the workshop process. Since the plan was provided to Council there has been two changes to the draft plan. The first is an addition to Chapter 3 - Planning Process on page 7 that addresses implementation of the plan. The second change is in Chapter 9 - Economic Development on page 25 to update the State programs. The updated chapters have been provided to Council. The plan can be found on the Comp Plan website www.sussexplan.com.

The next step in the process is to submit the draft plan to PLUS.

Please let me know if you have any questions.



COUNTY ADMINISTRATIVE OFFICES
2 THE CIRCLE | PO BOX 417
GEORGETOWN, DELAWARE

ENGINEERING DEPARTMENT

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Sussex County

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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable George B. Cole, Vice President
The Honorable Samuel R. Wilson, Jr.
The Honorable I.G. Burton, III
The Honorable Robert B. Arlett

FROM: Hans Medlarz, P.E., County Engineer

RE: ***CONSTRUCTION of PARALLEL TAXIWAY D, PHASE 2,
PROJECT 18-03, Project Bid Action***

DATE: July 17, 2018

Construction of Taxiway D would allow for the development of numerous corporate size hangars and a large acreage of apron for aircraft parking. The taxiway would also support the development of GPS based instrument approaches to both ends of the crosswind Runway 10-28. The project has been presented at the FY19 Budget workshop and the County's cost share is included in the list of approved capital improvements.

On April 11, 2017, County Council approved the submission of a grant request to the FAA in the amount of \$430,196 for design of the Taxiway D Project by the previously selected airport consultant, Delta Airport Consultants. The construction documents were completed and invitations to bid were advertised in two (2) newspapers, viewable on the Sussex County website and directly sent to several contractors. Nine (9) contractors were plan holders and eight (8) attended the pre-bid meeting.

On June 27, 2018, two (2) bids were received and a copy of the bid results and the bid analysis by Delta Airport Consultants are attached. Both bids were significantly above the engineer's estimate. In addition, the "low" bidder was non-responsive for submittal of an incorrect bid form. Prior to re-advertising, the Engineering Department and Delta Airport Consultants will review bid items to determine the disparity of costs and restructure the documents as necessary. Therefore, the Engineering Department recommends rejection of all bids and authorization to re-bid the project immediately to meet FAA grant application deadlines.





July 6, 2018

Email Only

Mr. James A. Hickin, A.A.E.
Airport Manager
Delaware Coastal Airport
21553 Rudder Lane
P.O. Box 589
Georgetown, Delaware 19947

Subject: Bid Review
Construct Parallel Taxiway D, Phase 2
Delaware Coastal Airport
Georgetown, Delaware
AIP Project No. 3-10-0007-033-2017 (Design)

Dear Mr. Hickin:

As requested, Delta has completed a review of the bid prices submitted by George & Lynch. Because the second bidder (Highway and Safety Services) utilized the incorrect Proposal, their bid is non-responsive and was not evaluated.

George & Lynch was the single responsive bidder with a total bid approximately 70% above Delta's Opinion of Probable Construction Cost for both Alternates.

	Delta	George & Lynch	Difference
Alternate 1	\$3,909,415.00	\$6,664,856.00	+\$2,755,441.00 (70.5%)
Alternate 2	\$3,696,755.00	\$6,281,861.00	+\$2,585,106.00 (70.0%)

A review of the bid did not find significant unit pricing deviations between the two Alternates, therefore this assessment deals with Alternate 1 only, and the differences can generally be applied to Alternate 2 as well.

The trend in bid prices has been a steady rise over the past three years. This comes after years of stagnation. The 2018 bidding season is showing this trend continuing, although perhaps at an even faster rate. A general assessment of recent large-scale airfield construction projects administered by Delta shows low bids ranging from 10% to 20% above estimates developed prior to the bidding season, with a single high bid of 40% over estimate on a \$5 million major airfield project, with a scope similar to that proposed at GED.

Bids exceeding estimates are not limited to Delta projects, as they are apparent across the industry, and not only in the mid-Atlantic region. Some increase should not be surprising, as construction material costs have risen substantially this year, with contractors indicating costs for materials as basic as conduit and wiring doubling just in the past 6 months. Oil prices last year at this time were below \$50/barrel, and had been in that range for the preceding 2 years; today they are near \$75/barrel. Inflation has also increased to 2.8% for the 12-month period ending in May (US Labor Department), significantly above preceding

periods, and unemployment is at near-historic lows of 3.8% in May 2018 (US Bureau of Labor Statistics), creating a shortage of workers in many industries, with construction being no exception. Anecdotal tales of workers being much harder to find in construction abound as far back as 2015, creating upward pressure on wages, coupled with downward pressure on productivity as experienced workers become harder to find.

All of these factors contribute to rising bid prices. However, when reviewing the bid submitted by George & Lynch, several items stand out as significantly higher than would be expected. Of the 59 bid items, 12 were between 50% and 100% more than the estimate, and 13 were over 100% of the estimated costs. Four of these items alone contributed to \$1.91 million of \$2.75 million the bid exceeded the estimate:

- Item 1 – Mobilization. This item came in at \$800,000 versus \$250,000 estimated. For a 170 day contract, this appears high, at \$4,705/day. Multiple other airfield construction projects typically show mobilization at a much lower rate. Consider these recent examples for projects in the mid-Atlantic:
 - \$708/CD for 120 days at \$2.2 million bid
 - \$950/CD for 240 days and \$3.7 million bid
 - \$1,890/CD for 90 days at \$2.2 million bid
 - \$1,910/CD for 90 days at \$1.7 million bid
 - \$1,970/CD for 180 days and \$7.1 million bid
 - \$4,600/CD for 40 days at \$3.9 million bid (expedited runway closure with LD's of \$500/minute)

Contractors may vary the types of items they include in Mobilization. It is a lump sum item and therefore “guarantees” payment of this amount even if quantities change, and different strategies for what to include may vary. As such, this cannot be solely relied upon as a standalone assessment. Other items and prices must be assessed. However, their order of magnitude is still 2 to 4 times what is ordinarily incurred. George & Lynch is located only 40 miles from the Airport, and so logistically this project would not seem to pose a challenge for them.

- Item 9 – Miscellaneous Demolition. This item came in at \$553,500 versus \$50,000 estimated. As a lump sum item, it does ensure payment despite quantities encountered. This item includes primarily the removal items not associated with the items already indicated on the plan, of which all known items are already accounted for (bid items 3 through 8). Given that this runway was constructed within the past 20 years and the vast majority of existing features are known, there is very little uncertainty in the scope of this item, and a bid price exceeding half a million dollars appears significantly high and there is no apparent justification for the magnitude of this cost.
- Item 14 – Erosion & Sediment Control. This item came in at \$553,500 versus \$50,000 estimated. Numerous items related to E&S and SWM control are already standalone bid items (silt fence, rip rap, E&S matting, pilot channel, most piping, and much of the grading). Thus, the main items related to E&S control include construction entrances, dust control, temporary seeding, a few check dams, and SWM facilities A, B, and C, which at a total volume of 2,500 CY are relatively small. E&S costs can be challenging to estimate given that much of it is dependent on contractor sequencing and housekeeping. However, a value of over half a million dollars for these relatively small items does appear much higher than would be anticipated.

- Item 21 – Bituminous Surface Course. This item came in at \$1,016,400 versus \$660,000 estimated. The tonnage unit price was estimated at \$100/TN, which is possibly on the low side, especially considering recent bids this year. George & Lynch bid this at \$154/TN.

On the high-risk runway closure project cited above under the Mobilization discussion, which includes 12 days of 24-hour work to pave the runway with very high liquidated damages (at a single-runway reliever airport in the Philadelphia suburbs), the bid price was \$120/TN for 5,500 TN for a supplier 45 minutes distant from the airport. A project with 2,800 TN in northeast Pennsylvania recently bid at \$130/TN. However, a project with 11,000 TN in western Maryland recently opened at \$148/TN. There can be variability in this cost based on the bidder's past history with the work, availability of suppliers, and phasing of the work. However, this project allows for long-pull placement of the material on areas which may be closed for the full project duration, plus a few smaller areas within a more constrained time window, and so the work should not be classified as high-risk as far as P-401 projects go. Thus, while Delta believes the estimated cost may have been low, the bid price does appear high, with a more market-correct price perhaps midway between the two.

Beyond these items mentioned, there are numerous other line items where the bid price is from 50% to 100% more than estimated, which add \$10,000, \$50,000, or \$100,000 to each line item. This escalation of costs seems to exceed those associated with current market trends, and especially when considering the high cost of the lump sum items for Mobilization, Miscellaneous Demolition, and E&S control. Contractors may often weight their bids towards these lump sum items to ensure payment, but this is normally coupled with a reduction in the unit prices of other items. That is not the case here, and the majority of prices appear higher than would be expected, even in the current market.

If the bidders have identified specific items which would make the project more constructible, Delta would be interested in their feedback. Liquidated damages at \$4,000/day are very close to daily costs associated with a full administration and field testing day and are typical of most FAA projects, particularly those with paving. The project phasing does allow full use of 95% of the project site, with a relatively unrestrictive 15 day window for work in the RSA. Finally, the contract time at 170 days was based on typical production rates, and adjusted for weather. However, given how the spring of 2017 developed, and with the spring of 2018 proving even wetter, perhaps a further assessment of the weather on construction could be in order to help alleviate contractor anxiety.

Regardless, these factors would not appear to lend themselves to reduction in prices of nearly 40% which would be needed to match the engineer's opinion of probable construction cost. As noted, bid prices as a whole do appear to be outpacing project cost projections developed in late 2017 and early 2018, but this project appears to defy even the largest of increases seen elsewhere by a considerable margin. Given the absence of a second responsive bidder with which to compare bids, this assessment is made with a very much incomplete data set, and thus is made based only on the information and resources readily available.

Delta is open to discussing the project further with the County or the bidder as needed in an attempt to glean additional insight into the project cost.

If you should have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Adam D. Switzer".

Adam D. Switzer, P.E.
Project Manager

ADS:ads

Enclosures: Assessment Spreadsheet

Reference: Delta Project No. 17010

BID TABULATION ASSESSMENT

**CONSTRUCT PARALLEL TAXIWAY D, PHASE 2
ALTERNATE 1**

DELAWARE COASTAL AIRPORT
GEORGETOWN, DELAWARE

AIP PROJECT NO. 3-10-0007-PENDING (CONSTRUCTION)
SUSSEX COUNTY PROJECT NO. 18-03
DELTA PROJECT NO. 17010

July 3, 2018

ITEM NO.	SPEC NO.	DESCRIPTION	UNIT	BID QUANTITY	ENGINEER'S ESTIMATE		GEORGE & LYNCH, INC		ASSESSMENT		
					UNIT PRICE	TOTAL AMOUNT	UNIT PRICE	TOTAL AMOUNT	UNIT PRICE DIFFERENCE	TOTAL AMOUNT DIFFERENCE	% ABOVE/BELOW EOPC
1	P-100	MOBILIZATION	LS	1	\$250,000.00	\$250,000.00	\$800,000.00	\$800,000.00	\$550,000.00	\$550,000.00	220%
2	P-140	BITUMINOUS PAVEMENT REMOVAL	SY	220	\$9.00	\$1,980.00	\$42.50	\$9,350.00	\$33.50	\$7,370.00	372%
3	P-150	REMOVE BASE MOUNTED MITL	EA	19	\$350.00	\$6,650.00	\$462.00	\$8,778.00	\$112.00	\$2,128.00	32%
4	P-150	REMOVE PULLCAN/JUNCTION STRUCTURE	EA	1	\$350.00	\$350.00	\$935.00	\$935.00	\$585.00	\$585.00	167%
5	P-150	REMOVE AIRFIELD GUIDANCE SIGN	EA	1	\$500.00	\$500.00	\$2,860.00	\$2,860.00	\$2,360.00	\$2,360.00	472%
6	P-150	REMOVE EXISTING SUPPLEMENTAL WIND CONE	EA	1	\$500.00	\$500.00	\$1,265.00	\$1,265.00	\$765.00	\$765.00	153%
7	P-150	REMOVE EXISTING DRAINAGE PIPE 12" CP	LF	1,140	\$50.00	\$57,000.00	\$40.00	\$45,600.00	(\$10.00)	(\$11,400.00)	-20%
8	P-150	REMOVE EXISTING DRAINAGE PIPE 18" CP	LF	540	\$50.00	\$27,000.00	\$42.00	\$22,680.00	(\$8.00)	(\$4,320.00)	-16%
9	P-150	MISCELLANEOUS DEMOLITION	LS	1	\$50,000.00	\$50,000.00	\$553,500.00	\$553,500.00	\$503,500.00	\$503,500.00	1007%
10	P-152	MUCK EXCAVATION	CY	2,200	\$25.00	\$55,000.00	\$36.00	\$79,200.00	\$11.00	\$24,200.00	44%
11	P-152	EMBANKMENT IN PLACE	CY	19,000	\$15.00	\$285,000.00	\$12.00	\$228,000.00	(\$3.00)	(\$57,000.00)	-20%
12	P-152	EMBANKMENT IN PLACE (OFF-SITE BORROW)	CY	16,000	\$20.00	\$320,000.00	\$23.50	\$376,000.00	\$3.50	\$56,000.00	18%
13	P-154	SUBBASE COURSE	CY	7,300	\$50.00	\$365,000.00	\$77.00	\$562,100.00	\$27.00	\$197,100.00	54%
14	P-156	EROSION AND SEDIMENT CONTROL	LS	1	\$50,000.00	\$50,000.00	\$553,500.00	\$553,500.00	\$503,500.00	\$503,500.00	1007%
15	P-156	SILT FENCE	LF	8,000	\$3.00	\$24,000.00	\$1.65	\$13,200.00	(\$1.35)	(\$10,800.00)	-45%
16	P-157	CEMENT KILN DUST TREATED SUBGRADE (12")	SY	26,100	\$2.00	\$52,200.00	\$5.00	\$130,500.00	\$3.00	\$78,300.00	150%
17	P-157	CEMENT KILN DUST	TN	2,400	\$90.00	\$216,000.00	\$111.00	\$266,400.00	\$21.00	\$50,400.00	23%
18	P-160	ASPHALTIC PAVEMENT SURFACE MILLING (0.5" NOMINAL)	SY	900	\$3.00	\$2,700.00	\$8.00	\$7,200.00	\$5.00	\$4,500.00	167%
19	P-160	ASPHALTIC PAVEMENT SURFACE MILLING (VARIABLE TRANSITIONAL)	SY	1,800	\$6.00	\$10,800.00	\$11.50	\$20,700.00	\$5.50	\$9,900.00	92%
20	P-209	CRUSHED AGGREGATE BASE COURSE	CY	4,000	\$65.00	\$260,000.00	\$95.00	\$380,000.00	\$30.00	\$120,000.00	46%
21	P-401	BITUMINOUS SURFACE COURSE	TN	6,600	\$100.00	\$660,000.00	\$154.00	\$1,016,400.00	\$54.00	\$356,400.00	54%
22	P-405	GROUND STABILIZATION FABRIC	EA	5,500	\$3.00	\$16,500.00	\$3.20	\$17,600.00	\$0.20	\$1,100.00	7%
23	M-103	PORTABLE LIGHTED CLOSED RUNWAY MARKER	SY	2	\$5,000.00	\$10,000.00	\$8,500.00	\$17,000.00	\$3,500.00	\$7,000.00	70%
24	M-103	CLOSED TAXIWAY MARKER	EA	5	\$1,500.00	\$7,500.00	\$2,600.00	\$13,000.00	\$1,100.00	\$5,500.00	73%
25	M-107	AVIATION BARRICADES	LF	350	\$50.00	\$17,500.00	\$46.00	\$16,100.00	(\$4.00)	(\$1,400.00)	-8%
26	M-134	CARRIER PIPE INSTALLATION	LF	182	\$15.00	\$2,730.00	\$313.00	\$56,966.00	\$298.00	\$54,236.00	1987%
27	M-401	PILOT CHANNEL	LF	2,600	\$32.00	\$83,200.00	\$50.00	\$130,000.00	\$18.00	\$46,800.00	56%
28	P-619	PAINT REMOVAL (95-100% LEVEL)	SF	1,600	\$6.00	\$9,600.00	\$2.20	\$3,520.00	(\$3.80)	(\$6,080.00)	-63%
29	P-620	INITIAL TAXIWAY MARKING (YELLOW, NO BEADS)	SF	5,800	\$2.00	\$11,600.00	\$2.35	\$13,630.00	\$0.35	\$2,030.00	18%
30	P-620	PERMANENT TAXIWAY MARKING (YELLOW, WITH BEADS)	SF	5,800	\$3.00	\$17,400.00	\$3.35	\$19,430.00	\$0.35	\$2,030.00	12%
31	P-620	OUTLINE MARKING (BLACK, NO BEADS)	SF	9,500	\$2.00	\$19,000.00	\$0.85	\$8,075.00	(\$1.15)	(\$10,925.00)	-58%
32	D-701	15" RCP, CLASS V	LF	129	\$85.00	\$10,965.00	\$109.00	\$14,061.00	\$24.00	\$3,096.00	28%
33	D-701	18" RCP, CLASS V	LF	394	\$85.00	\$33,490.00	\$124.00	\$48,856.00	\$39.00	\$15,366.00	46%
34	D-705	6" UNDERDRAIN PIPE	LF	5,500	\$25.00	\$137,500.00	\$45.00	\$247,500.00	\$20.00	\$110,000.00	80%
35	D-752	6" UNDERDRAIN ENDWALL	EA	17	\$400.00	\$6,800.00	\$325.00	\$5,525.00	(\$75.00)	(\$1,275.00)	-19%
36	D-752	15" END SECTION	EA	1	\$5,000.00	\$5,000.00	\$1,300.00	\$1,300.00	(\$3,700.00)	(\$3,700.00)	-74%
37	D-752	18" END SECTION	EA	1	\$5,500.00	\$5,500.00	\$1,430.00	\$1,430.00	(\$4,070.00)	(\$4,070.00)	-74%
38	T-901	PERMANENT SEEDING	AC	20	\$2,500.00	\$50,000.00	\$5,060.00	\$101,200.00	\$2,560.00	\$51,200.00	102%
39	T-901	WINTER SEEDING	AC	20	\$1,000.00	\$20,000.00	\$1,065.00	\$21,300.00	\$65.00	\$1,300.00	7%
40	T-908	MULCHING	AC	20	\$1,500.00	\$30,000.00	\$1,600.00	\$32,000.00	\$100.00	\$2,000.00	7%
41	L-107	RELOCATED SUPPLEMENTAL WIND CONE ON NEW BASE	EA	1	\$5,000.00	\$5,000.00	\$4,125.00	\$4,125.00	(\$875.00)	(\$875.00)	-18%
42	L-108	NO. 8 AWG L-824C CABLE, 5KV	LF	18,200	\$5.00	\$91,000.00	\$2.40	\$43,680.00	(\$2.60)	(\$47,320.00)	-52%
43	L-108	NO. 6 AWG SOLID BARE COPPER COUNTERPOISE WIRE	LF	8,000	\$2.00	\$16,000.00	\$2.90	\$23,200.00	\$0.90	\$7,200.00	45%
44	L-110	CONCRETE ENCASED ELECTRICAL DUCT BANK, 1 WAY - 2" PVC CONDUIT	LF	310	\$30.00	\$9,300.00	\$36.00	\$11,160.00	\$6.00	\$1,860.00	20%
45	L-110	CONCRETE ENCASED ELECTRICAL DUCT BANK, 2 WAY - 2" PVC CONDUIT	LF	810	\$50.00	\$40,500.00	\$49.00	\$39,690.00	(\$1.00)	(\$810.00)	-2%
46	L-110	NON-ENCASED ELECTRICAL CONDUIT, 1 WAY - 2" PVC CONDUIT	LF	10,700	\$15.00	\$160,500.00	\$5.15	\$55,105.00	(\$9.85)	(\$105,395.00)	-66%
47	L-110	ELECTRICAL CONDUIT - BORED UNDER PAVEMENT, 2 WAY - 2" HDPE	LF	230	\$35.00	\$8,050.00	\$58.00	\$13,340.00	\$23.00	\$5,290.00	66%
48	L-115	ELECTRICAL JUNCTION STRUCTURE, L-867 PULLCAN	EA	5	\$2,000.00	\$10,000.00	\$2,240.00	\$11,200.00	\$240.00	\$1,200.00	12%

ENGINEERING DEPARTMENT

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Sussex County

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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable George B. Cole, Vice President
The Honorable Samuel R. Wilson Jr.
The Honorable I.G. Burton III
The Honorable Robert B. Arlett

FROM: Hans Medlarz, P.E., County Engineer

RE: ***Milton Library, Bulkhead Replacement & Foundation Repair
Change Order No. 2***

DATE: July 17, 2018

At the Milton Public Library, portions of the southerly exterior wall show both vertical settlement and lateral displacement. The Engineering Department authorized a report by Davis, Bowen & Friedel, Inc. Conclusion #7 of this report states, "The stability of the block wall is not an immediate concern, but further deterioration of the bulkhead may jeopardize the wall foundation." The cause of the problem is a compromised bulkhead losing soil during high tides.

A contract defining the necessary work to stabilize the building was advertised, and two bids were received on April 19, 2018. On May 22, 2018, Council awarded the contract and a subsequent material substitution credit change order 1 to JJID, Inc. in the net amount of \$340,000.00.

As part of the change order reduction of the original bid costs, the County agreed to assume the permitting and implementation of two 1-day detours of Union Street to mobilize and demobilize the necessary barge. The detour required Town Council concurrence since it utilizes municipal streets and ultimately a DelDOT permit. Originally, the Engineering Department proposed one message board but DelDOT ultimately required four boards, which significantly increased the cost. In addition, the Town required the staging area, located in the municipal parking lot, to be enclosed with temporary fencing during the time of construction.

With DelDOT's and the Town's approvals in place and scheduling critical, the Engineering Department issued an administrative notice to proceed for the detour portion of the change order, i.e. \$5,628.15. We are now requesting Council's concurrence of change order 2 in the overall amount of **\$7,801.75**. Partial funding for this project is included in the FY 18 budget with the remaining funds included in the FY 19 proposed Budget.



(301) 350-2400

MHIC # 9615



LongGuard™ Portapanel
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www.longfence.com

C 25379

This lease is executed between LONG® FENCE COMPANY, INC., Lessor, and

JJID

, Lessee

Contact Name: Mr. Jim Julian; E-mail: _____; Cell No. _____
Billing Address: _____, City _____, State _____, Zip _____
Project Name/Location: _____, City Milton, State DE, Zip _____
Lessee Phone: (O): _____, (Fax): _____, (Project) Milton Staging Area

This lease is established for a period of 0-3 months, commencing on 1/1/2008. No credit will be due for early return of the leased materials. Extension of the lease is computed at the unit costs listed below divided by the base lease durations period. The minimum lease extension period is three months.

Description	Quantity	Rate	Extension
Panel with block and clamp <input checked="" type="checkbox"/> 6' H <input type="checkbox"/> 8' H <u>6' x 12'</u> <u>(30)</u>	<u>360</u>	<u>5</u>	<u>1,976-</u>
In-ground chain link <input type="checkbox"/> 6' H <input type="checkbox"/> 8' H			
Windscreen			
Single gates _____ Truck gates _____			
Braces: <u>1 @ every 5th panel</u>	<u>(6)</u>	Included	<u>Yes</u>
Extra braces _____			
Pedestrian barricades <input type="checkbox"/> Water Barriers <input type="checkbox"/>			
Sub-total			
Tax			
Total Due upon receipt of materials. NO RETENTION SHALL BE WITHHELD UNDER THIS AGREEMENT.			<u>1,976-</u>
Delivery included <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Installation included <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Extra Mobilizations @ <u>\$175.00</u>			

LEASE CONDITIONS

- Lessor leases to Lessee the above-described property (hereinafter "leased materials") upon terms and conditions on this page.
- Delivery or installation is based on one mobilization at the beginning of the lease and one additional mobilization when notification is provided by the lessee that the materials are ready to be returned. Additional mobilizations during the lease duration period for extra materials or for partial pick ups will be invoiced as noted above. The lease duration for additional materials will coincide with and not extend the initial lease duration period.
- Lease will automatically be extended incrementally, beyond the initial lease duration period, in minimum intervals of three months, unless specifically noted otherwise herein. Lessee will provide ten days written notice to Lessor when the materials are available for pick up. Terms and conditions of this Agreement will govern for the duration of the initial lease and for any extensions of the initial lease period.
- Disclaimer of Warranties: Lessor makes no warranties, express or implied, as to the leased materials' merchantability or fitness for any particular purpose. Lessor shall not be responsible to Lessee or to any other party for any loss, damage, or injury of any and every nature whatsoever, caused by, resulting from, or in any way connected with, the leased materials, or any defect in, or failure of, leased materials. Lessee acknowledges that the panels may not be stable under high wind conditions or if they are not installed on a level surface. Lessee acknowledges that windscreen added to any temporary panel or in-ground fence will magnify the wind effect. Any additional reinforcement or adjustments are the sole responsibility of the Lessee. Lessor is indemnified and held harmless from liability from injury or damages resultant from panels that may become unstable for any reason including but not limited to wind conditions with or without windscreen.
- Liability for Damage to Leased Materials, Other Property, and Personal Injuries: Lessee is liable for all damages or loss arising from any accident or act of any and every nature whatsoever related to the leased materials. Lessee promises to indemnify and hold Lessor harmless and free from any and all liability of any and every nature whatsoever arising out of the use, construction, maintenance or transporting of leased materials. Lessee shall indemnify and hold Lessor harmless from all damages to third persons of their property caused in possessing or using leased materials, including legal fees and costs incurred as a result of any claims. Additionally, Lessee agrees that no signs, notices, advertisements, or any other materials are to be affixed in any manner or fashion, including storing materials against the leased materials. The foregoing indemnification and hold harmless obligation of Lessee shall apply whether or not Lessor contributed to or participated in the alleged damage or injury; provided, however, that no indemnification shall be required where Lessor is both solely responsible and grossly negligent.
- Title: Title to all leased material shall remain with Lessor. Lessee has no right to ownership or equity in Leased Material.
- Default: Should Lessee in any way fail to perform, observe or keep any provision of this agreement, Lessor may exercise unilaterally any one or more of the following remedies:
 - terminate the agreement;
 - declare the entire rental monies immediately due and payable in full;
 - retake possession of leased material. Lessor has Lessee's expressed permission to right of entry onto its premises to repossess leased materials. Lessee waives for itself, agents, and employees, all claims for damages and losses caused by repossession.
- Payment Schedules: All rentals of leased materials are due and payable in full immediately upon receipt of the leased materials. Failure to pay rentals within thirty (30) days of the due date will be considered a breach of this Agreement. In the event that Lessee defaults in its performance of this Agreement, and to collect any portion of the amount payable under this Agreement, Lessor is required to employ counsel, Lessee agrees to pay attorney's fees in the amount of 30% of the balance owed. **NO RETENTION SHALL BE WITHHELD UNDER THIS AGREEMENT.**
- Subletting and Location: Lessee understands and agrees that the leased materials shall not be sublet or assigned or removed from the location at which Lessee represented it was intended to be used, except by prior written consent of Lessor.
- Notice of Non-Waiver: Any failure of Lessor to insist upon strict performance by Lessee of the conditions and terms of this Agreement shall not be construed as a waiver of Lessor's right to demand strict compliance.
- Additional Exclusions: Permits / Licenses, Survey / Stakeout, Restoration of finish grades, Asphalt / Concrete patching, Clearing, and Traffic Control. Location of underground utilities or obstructions that are not identified through the local One-Call services are to be marked by the lessee.
- Materials Pickup: Panels erected by Lessee must be stacked and placed in an area easily accessible for pickup by Lessor in one mobilization. Any additional pickups required will incur additional charges. Upon arrival for pickup, if the Lessee has failed to dismantle leased materials, Lessor will dismantle leased materials and charge Lessee at the rate of \$15.00 per panel (\$150.00 minimum). The Lessee bears sole responsibility to verify Lessor's material count. If Lessee fails to verify on site quantities, Lessee agrees to accept and be bound by Lessor's quantities.
- Damaged Leased Materials: In the event that the leased materials are damaged upon return to the Lessor, Lessor may repair it at the Lessor's discretion, and Lessee shall reimburse Lessor for the costs of repair or replacement.

Damaged Material Rates: LongGuard™ Panels / Long Barricades.... \$70.00 ea. LongGuard™ Blocks / Base Plates.... \$40.00 ea.
 Lost/Destroyed Material Rates: Panels / Barricades.... \$165.00 ea. Blocks / Barricade Base Plates.... \$40.00 ea. Clamps.... \$5.00 ea.
 Damaged In-Ground Fence.... \$4.00 per linear foot Damaged Pedestrian Gates....\$175.00 ea. or Vehicular Gate.... \$290.00.
 In-ground fence relocation \$2.20 per foot Additional Trip/Deliveries and/or Pick Ups.... \$175.00.
 Additional Braces \$15.00 ea. Relocation of Panels/Barricades \$1.65 per linear foot; Stand Up Fallen Panels / Barricades \$1.10 per linear foot.
- Minimum installed charge or delivery only shall be \$450.00.

Lessor: Long® Fence Co., Inc

Lessee: JJID Inc.

By: Sam M. Julian Dated 7-10-18

Company Name

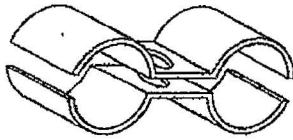
By: _____ Dated 7-10-18

Title: P.M.

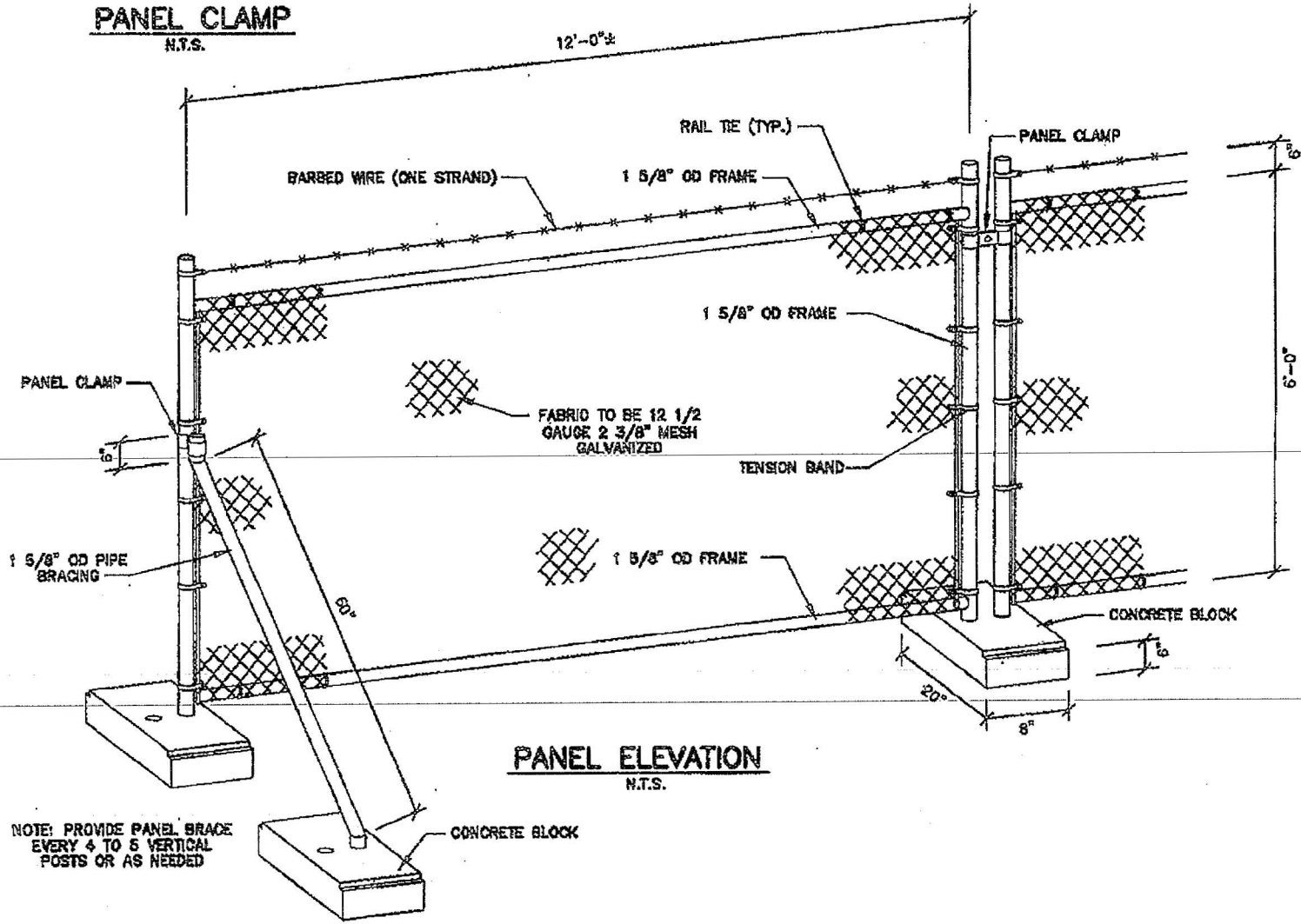
Title: President

Print Name: Sam M.

Print Name: James S. Julian



PANEL CLAMP
N.T.S.



PANEL ELEVATION
N.T.S.

NOTE: PROVIDE PANEL BRACE
EVERY 4 TO 5 VERTICAL
POSTS OR AS NEEDED

CAD #	DATE	1/1
	DESIGN BY: LMP	
PROJECT NO.	DATE	1/1
	SALES/PERSON	
LONG FENCE		
www.longfence.com 8545 EDGEWORTH DRIVE CAPITOL HEIGHTS, MD. 20743 (301) 560-2400 1997		
LONGGUARD PANEL FENCING WITH BRACING		
CLIENT	PHONE	

LONG FENCE

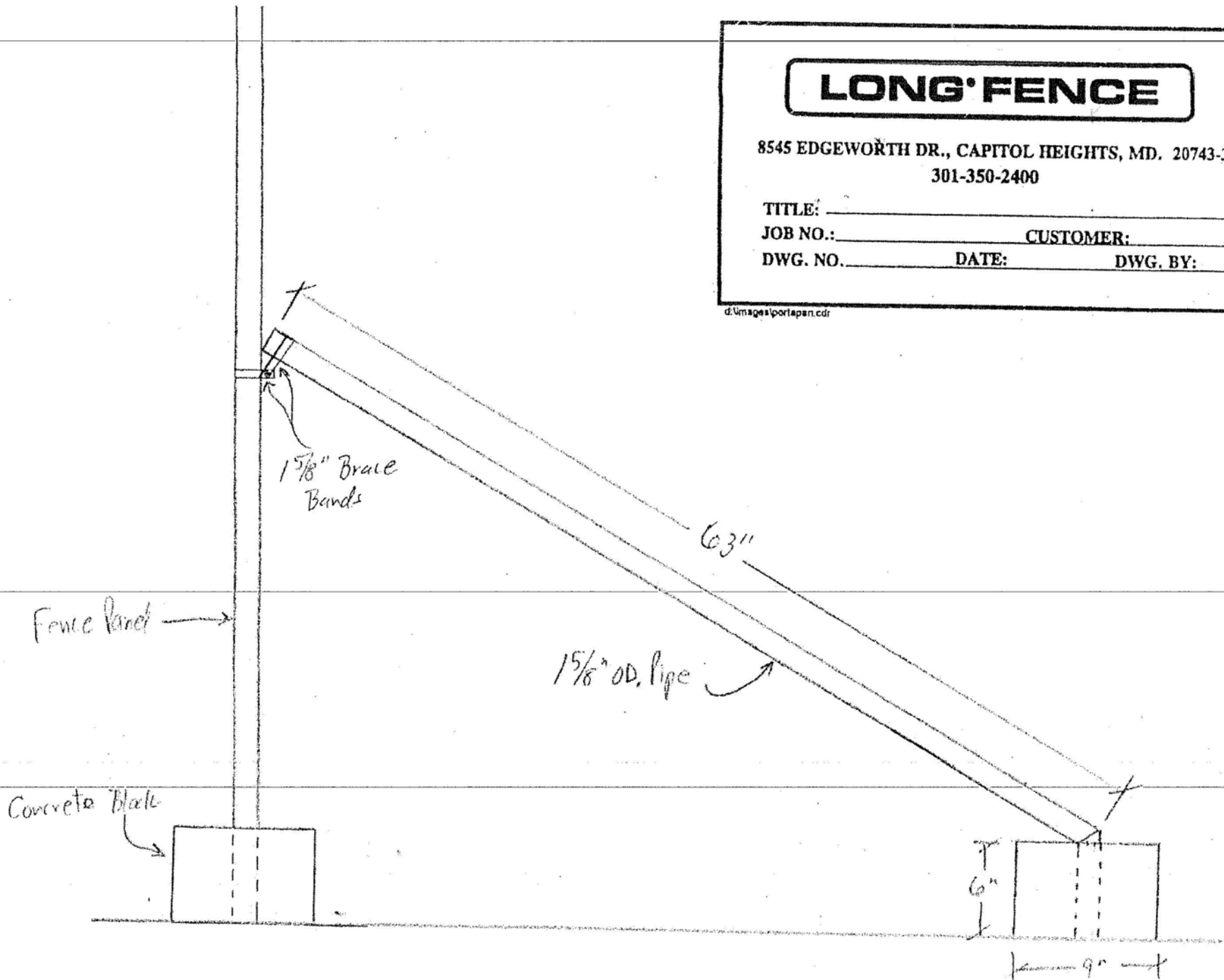
8545 EDGEWORTH DR., CAPITOL HEIGHTS, MD. 20743-3790
301-350-2400

TITLE: _____

JOB NO.: _____ CUSTOMER: _____

DWG. NO. _____ DATE: _____ DWG. BY: _____

d:\images\portapan.cdr





PO Box 1013
Camden, DE 19934

302-698-5229 Phone
302-698-4044 Fax
rwf@rwf.comcastbiz.net

QUOTATION		
SalesRep	Date	Transaction #
RES	07/02/2018	01-2764-5
Rental Period:		07/17/2018 TO 07/18/2018
Rental Period Invoiced:		1 Day 0 Hour

Customer	3028360414	Term:	30 Day
JJID, Inc 100 Julian Lane Bear, DE, 19701			
Tel:	302-836-0414	Fax:	302-836-4275

Delivery	
Union Street Milton, DE, 19968	
1349	
Contact:	Dave Loudon
Ctr. #	0
Tel:	302-332-1705

Contract	Job	P.O.	Description
			Milton Library

Item	Description	Qty	Day/ea	Price	Total
2050	Detour Ahead	1	3.50	3.50	3.50
2051	Detour 1000 ft	3	3.50	3.50	10.50
2053	Detour 500 ft	3	3.50	3.50	10.50
2019	Road Closed Ahead	3	3.50	3.50	10.50
2016	Detour Trailblazzer Straight	3	2.00	2.00	6.00
2014	Detour Trailblazzer Left	2	2.00	2.00	4.00
2362	Detour Trailblazzer Right	1	2.00	2.00	2.00
2012	End Detour Trailblazzer	1	2.00	2.00	2.00
1003	Windmaster	17	3.50	3.50	59.50
2022	Road Closed 30	2	2.00	2.00	4.00
2164	Road Closed to Thru Traffic - Cora	1	3.50	3.50	3.50
2293	Bridge Out 1/2 Mile Ahead - Cora	1	3.50	3.50	3.50
2147	Detour (inside arrow) Left - Cora	2	2.00	2.00	4.00
2148	Detour (inside arrow) Right - Cora	1	2.00	2.00	2.00
1009	Temporary Barricade, Type III 6ft.	8	5.00	5.00	40.00
1008	Temporary Barricade, Type III 8ft.	3	5.00	5.00	15.00
9004	Delivery, Setup, & Takedown of Detour	1		300.00	300.00 \$300
9500	Flagger - Per Hr For Pedestrian Detour	2	16 hrs	23.00	73.00



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Tel:	302-836-0414	Fax:	302-836-4275

Delivery	
Union Street Milton, DE, 19968	
Contact:	Dave Loudon
Tel:	302-332-1705
Ctr. #	0

Contract	Job	P.O.	Description
			Milton Library

Item	Description	Qty	Day/ea	Price	Total
1013	Message Board - Portable Changeable	44	75.00	75.00	3,300.00
9002	Delivery & Setup of Message Board	4		75.00	300.00
9030	Pickup of Message Board	4		75.00	300.00

Total = 5,116.50

Delivery Notes

THIS EQUIPMENT ACCEPTED ON THE FOLLOWING TERMS: Receipt of the above equipment, in good operating condition and without warranty as to its suitability for any intended purpose, is hereby acknowledge by Lessee and Lessee agrees to return said equipment in the same condition as received. Lessee agrees to indemnify and hold Lessor harmless against all loss or damage arising from defects or malfunctions of equipment or from the use, misuse or abuse of said property or equipment including all claims for person injury or property damage sustained by third persons or by lessee or Lessees agents, servants, assigns or any persons claiming under Lessee. Please refer to the new customer information package for complete rental terms.

Sales	.00
Rental	
Shipping	0.00
Cleaning	0.00
Labor	0.00
Subtotal	
	0.00
	0.00
Total	
Deposit	
Payment	
Amount Due	
Delivery driver	Pickup driver

From: Jim J. Julian [mailto:jjjulian@JJID.com]

Sent: Tuesday, July 10, 2018 11:01 AM

To: Drew Welch <aew@dbfinc.com>; Hans Medlarz <hans.medlarz@sussexcountyde.gov>

Cc: Dave Loudon <dloudon@JJID.com>; Project <Project@JJID.com>

Subject: 1349 LONG FENCE(Stage area) AND ROW(detours) extra pricing for change order combined

Drew/Hans

Attached is pricing from JJID subs for the following extras;

Lot temporary fence(Long) (3 month rental of fence on pedestals)	\$1976.00
------------------------------------------------------------------------	-----------

Detour(ROW) (second detour price based on DELDOT approved detour forwarded on 7/9)	\$5116.50
---------------------------------------------------------------------------------------------	-----------

Cost of subs without JJID Markup 10%	\$7092.50
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JJID 10% markup price	\$7801.75
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Please review and provide change order if approved

I directed ROW to install the message boards based on change order from last week

Thanks

Jim Julian/JJID

ENGINEERING DEPARTMENT

ADMINISTRATION	(302) 855-7718
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RECORDS MANAGEMENT	(302) 854-5033
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UTILITY PERMITS	(302) 855-7719
UTILITY PLANNING	(302) 855-1299
FAX	(302) 855-7799



Sussex County

DELAWARE
sussexcountyde.gov

HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable George Cole, Vice President
The Honorable Samuel R. Wilson, Jr
The Honorable I.G. Burton, III
The Honorable Robert B. Arlett

FROM: Hans Medlarz, P.E., County Engineer

RE: *EMS Department - Architectural Consulting Services
Recommendation to Award Professional Services Contract*

DATE: July 17, 2018

The Emergency Medical Services Department has several capital projects requiring architectural/engineering services during the five (5) year planning period. The associated scope of services and the selection committee appointed to evaluate consultant applications was approved by the County Administrator. Messrs. Joseph Thomas, Director of Emergency Operations, Bobby Schoonover, Manager of Logistics of the EMS Department and Rick Gardner, Facilities Engineer were on the selection committee together with the County Engineer designated as the person in responsible charge.

A Request for Proposals (RFP) was publicly advertised on May 1, 2018, for services including but not limited to, architectural design and construction administration services with supporting civil, mechanical as well as electrical engineering services. Six (6) firms responded to the Request for Proposals by the deadline of May 23, 2018.

The selection committee met on June 1, 2018, and discussed the required criteria by County policy and Delaware Code. Based on the Experience and Reputation, Expertise with Scope of Services, Capacity to meet Requirements, Location, Demonstrated Ability, Familiarity with EMS type work and Distribution of work to individuals and firms. George, Miles and Buhr, Inc. and Manns Woodward Studios were shortlisted for formal presentations. The firms not shortlisted include Becker Morgan Group, Davis, Bowen & Friedel, Inc., Moonlight Architecture, Inc. & Solutions IPEM, LLC.

On June 27, 2018, the selection committee met again to conduct the formal interviews of the shortlisted firms. After the presentation each committee member individually e-mailed his ranking to the County Engineer. All members ranked George, Miles and Buhr, Inc. first based

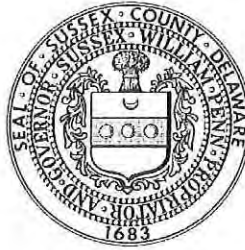


on the team cohesiveness and targeted local experience. The recommendation of the committee is to offer an hourly architectural base consultant contract to the George, Miles and Buhr, Inc. for a five (5) year term and to award two initial task orders for A/E professional services, including survey, full service design, acquisition of site approvals/permits and bid phase assistance for the North Seaford Paramedic – NTE \$150,000 and the EMS Support Building – NTE \$300,000.

The not to exceed fee estimates were developed using percentages of estimated construction costs in combination with recent comparable firm projects, to be billed in accordance with GMB's audited standard hourly rates dated 3/28/2018.

ENGINEERING DEPARTMENT

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Sussex County

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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

JOSEPH WRIGHT, P.E.
ASSISTANT COUNTY ENGINEER

MEMORANDUM

To: Todd F. Lawson
County Administrator

From: Hans Medlarz, P.E.
County Engineer 

Ref: Sussex County EOC Architectural Consultant Selection

Date: April 19, 2018



In conformance with the Sussex County Consultant Selection Procedure, the Engineering Department hereby requests permission to procure a consultant to perform architectural services for the programming and design of the EOC Annex.

The consultant selection procedure shall be performed in accordance with Title 29, Chapter 69, Subchapter II of the Delaware Code, "Professional Services". The code requires the following actions of the County Administrator:

1. Approve the referenced scope of services.
2. Appoint a committee to evaluate the consultant applications, and designate one member as the person of responsible charge.

In our preliminary meeting to discuss the project, the following names were suggested as committee members:

Mr. Hans Medlarz, P.E.*
Mr. Rick Garner, P.E.
Mr. Joseph Thomas
Mr. Robert Schoonover

*Person responsible.

We respectfully request your approval of the committee.

APPROVED:


Todd F. Lawson, Sussex County Administrator



ENGINEERING DEPARTMENT

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Sussex County

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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable George Cole, Vice President
The Honorable Samuel R. Wilson, Jr
The Honorable I.G. Burton, III
The Honorable Robert B. Arlett

FROM: Hans Medlarz, P.E., County Engineer

RE: ***BALANCING CHANGE ORDER FENCING CONTRACT # 17-14
FENCING AT SUSSEX COUNTY LANDFILL # 3-ANGOLA***

DATE: July 17, 2018

Sussex County owns and maintains a number of properties with security fencing needs. The Engineering Department competitively bid out a general, unit price based fencing contract for the completion of the fencing project backlog.

On March 7, 2017, Council awarded the first one (1) year fencing base contract to Seagull Fence and Concrete, LLC in the amount of \$51,391.80, with a possible annual renewal for up to five (5) years based on performance at the Engineering Departments' discretion. The Engineering Department recently approved the first annual renewal of the agreement effective through December 31, 2018.

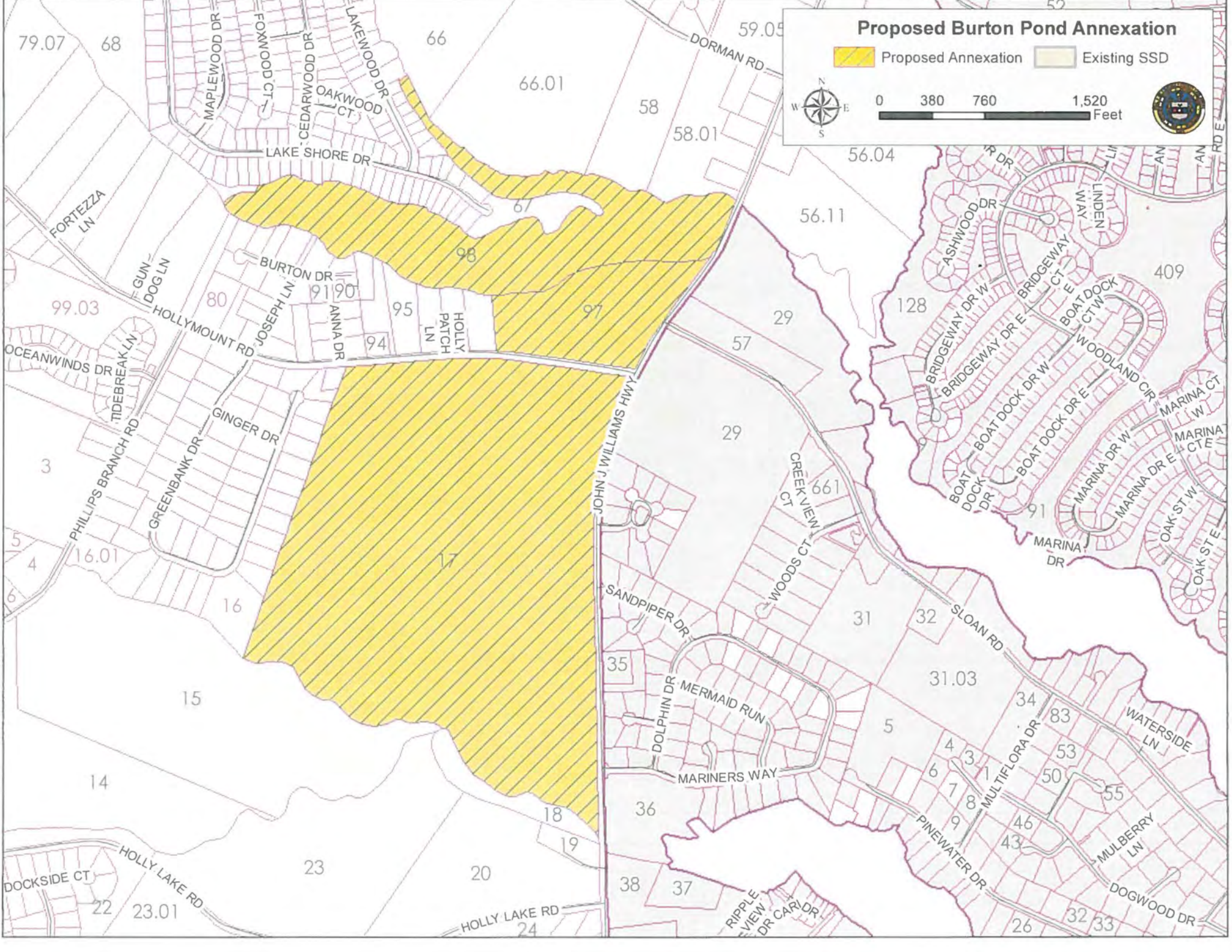
On April 17, 2018, Council approved Change Order No. 1 to the first-year base contract to cover all expanded fencing at the Angola Landfill in the amount of \$18,319.50. The fencing was recently completed, with an additional 120 feet beyond the original scope and one gate size modification, resulting in an additional cost of \$1,056.00. These modifications were necessary to fulfill the original objective of securing the Angola Landfill property.

The Engineering Department requests Council's approval of the balancing change order in the amount of \$1,056.00, for a final FY 18 contract cost of \$70,767.30.



Burton Pond Expansion Facts

- Request for Permission to Prepare and Post Notices for the Expansion of the Sussex County Unified Sanitary Sewer District (Herring Creek Area).
- The annexation request was submitted by Davis Bowen & Friedel for their customers Burton Pond LLC for parcels 234-11.00-97.00 & 98.00 (Burton Pond) and 234-17.00-17.00
- The expansion will consist of 211.00 acres more or less.
- The property owner(s) will be responsible for System Connection Charges of \$6,360.00 per EDU based on current rates.
- A Use of Existing Infrastructure Agreement will be required for the sewer connection.
- A tentative Public Hearing is scheduled for August 14, 2018 at the regular County Council meeting.



Proposed Burton Pond Annexation

 Proposed Annexation  Existing SSD



0 380 760 1,520 Feet



79.07 68

66

66.01

58

58.01

59.05

56.04

56.11

67

98

97

BURTON DR

JOSEPH LN

HOLLYMOUNT RD

GINGER DR

ANNA DR

HOLLY PATCH LN

GREENBANK DR

PHILLIPS BRANCH RD

TIDEBREAK LN

OCEANWINDS DR

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22

23.01

DOCKSIDE CT

HOLLY LAKE RD

JOHN J WILLIAMS HWY

29

29

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32

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WOODS CT

CREEKVIEW

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DOLPHIN DR

MERMAID RUN

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WOODS CT

CREEKVIEW

SANDPIPER DR

DOLPHIN DR

MERMAID RUN

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ENGINEERING DEPARTMENT

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Sussex County

DELAWARE


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HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

JOSEPH WRIGHT, P.E.
ASSISTANT COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable George B. Cole, Vice President
The Honorable Samuel R. Wilson, Jr.
The Honorable Robert B. Arlett
The Honorable Irwin G. Burton III

FROM: John Ashman 
Director of Utility Planning

RE: ***Use of Existing Infrastructure Agreement***
Truitt Senior Living, LLC
File: OM 9.04-71

DATE: July 2, 2018

On July 19, 2016, the Engineering Department gave a presentation on Sussex County's proactive wastewater infrastructure planning in the North Coastal Planning Area. The planning effort identified infrastructure needs and matched them to transmission and treatment capacity upgrades respectively. This arrangement collects financial contributions based on development built out flows for available capacity in the existing wastewater transmission infrastructure previously funded by the County while at the same time eliminating the granting of "oversizing" credits.

The Department requests approval of an agreement for the Use of Existing Infrastructure with **Truitt Senior Living, LLC** for **The Lodge at Truitt Homestead** project in the West Rehoboth Area. Such an arrangement does not modify the underlying land use decision in any form. However, it allows the wastewater originating from the approved project as well as off-site equivalent dwelling units to be conveyed through the existing transmission system previously constructed by the County.

Under the proposed arrangement, **The Lodge at Truitt Homestead** will connect to the existing gravity collection system that will connect to existing regional infrastructure. In return for utilization of said infrastructure **Truitt Senior Living, LLC** will contribute **\$21,126.00** for the perpetual use of these transmission facilities to serve **96.53** Equivalent Dwelling Units.



USE OF EXISTING INFRASTRUCTURE AGREEMENT

THE LODGE AT TRUITT HOMESTEAD

THIS AGREEMENT (“Agreement”), made this _____ day of _____ 2018, by and between:

SUSSEX COUNTY, a political subdivision of the State of Delaware, hereinafter called the “County,” and;

TRUITT SENIOR LIVING, LLC, a Delaware Limited Liability Company and developer of a project known as Truitt Homestead, hereinafter called the “Developer.”

WITNESSETH:

WHEREAS, Developer is developing a tract of land identified as Tax Map parcel 334-19.00-3.00 to be known as The Lodge at Truitt Homestead (“Project”) and;

WHEREAS, the Project is within the boundary of the Sussex County Unified Sanitary Sewer District (West Rehoboth Area) and;

WHEREAS, the Project will utilize available capacity in existing wastewater infrastructure previously funded by Sussex County.

NOW THEREFORE, in consideration of the mutual covenants and conditions contained herein, which is hereby acknowledged by both parties as sufficient consideration, the parties hereby agree as follows:

- (1) Developer is proposing to utilize County’s existing collection and transmission capacity by connecting to existing regional infrastructure used by multiple pump stations.
- (2) In exchange for permission to connect up to **96.53 additional** equivalent dwelling units to County’s existing infrastructure system and to utilize the capacity in said system, Developer agrees to contribute **\$21,126.00** for the perpetual use of said transmission facilities.
- (3) The contribution amount in the case of multiple pump stations using an existing collection and transmission system is based on the ratio of average flow capacity utilization of said transmission facilities.
- (4) **Payment of the contribution must be submitted prior to receiving a connection permit for the facility.**
- (5) If the Project (as currently submitted) is amended and County determines in its sole discretion that such amendments materially affect this Agreement, this Agreement may be declared by County to be null and void, and any unused payments made

pursuant to this Agreement shall be returned to Developer, unless the parties otherwise agree. Nothing herein shall prevent the parties from the negotiation of a new agreement with respect to the amended Project, as the parties may deem appropriate.

- (6) The contribution is to be placed in County's sewer capital fund and expended at such time when any transmission infrastructure in County's Unified Sanitary Sewer District requires upgrades or replacement.
- (7) Developer shall be responsible for payment of any and all undiscounted system connection charges in accordance with and pursuant to the requirements of the *Sussex County Code* for all lots, due at such time the Developer receives the sewer connection permit.
- (8) Developer shall comply in all aspects with the *Sussex County Code* and any other local, state, county, or federal laws, regulations, or policies that may be applicable and as such may be hereinafter amended.
- (9) Prior to the commencement of construction of any sanitary sewer facilities for the Project, Developer shall obtain a project construction permit from the County in accordance with and pursuant to the requirements of the *Sussex County Code*.
- (10) In order to allow the opportunity for a County representative to be present as the County so chooses, Developer shall send written notice to County of the date upon which connection to the County regional transmission system will be made. Developer shall follow County's written or verbal instructions in making said connection to the County sanitary sewer system.
- (11) Developer may assign this Agreement in whole or in part to any entity controlled directly or indirectly by Developer or to any third party who purchases, leases or otherwise controls any portion of Developer's property without the consent of County. Developer, and any subsequent assignees or successors shall provide County at least ten (10) days' written notice of any such assignment. Any other assignments, transfers, or conveyances with respect to this Agreement are prohibited without prior written consent of County.
- (12) To the extent permitted by law, Developer shall indemnify and hold harmless County, and its appointed and elected officials, employees, licensees, and agents for any claims, losses, liabilities, suits, or damages, including but not limited to reasonable attorneys' fees, professional engineering fees, and any other costs of litigation, arising out of Developer's negligence in connection with its performance of this Agreement, including but not limited to damage to the County's infrastructure in making connection to County's regional transmission system. The obligations of this Paragraph shall survive the termination of this Agreement.

- (13) All the terms, covenants, and conditions of this Agreement shall in all respects be governed and construed under and pursuant to the Laws of the State of Delaware without respect to its conflict of law provisions. This Agreement may only be amended, supplemented or modified by a subsequent written agreement executed by all the parties hereto.
- (14) This Agreement and exhibits constitute the final, entire and exclusive agreement between the parties with respect to the subject matter of all matters discussed in it and supersedes all prior or contemporaneous discussions, statements, representations, warranties or agreements, whether written or oral, made in connection with the Agreement described herein.
- (15) It is mutually agreed between the parties that no review, approval, acceptance, and/or payment made under this Agreement shall be conclusive evidence of the performance of the Agreement, either wholly or in part, and that no review, approval, acceptance, and/or payment shall be construed as acceptance of defective work by County, nor in any way relieve Developer of its responsibility for the adequacy of its work.
- (16) The waiver by any party hereto of a breach of any provision of this Agreement shall not operate or be construed as a waiver of any subsequent breach. Neither party shall be deemed to have waived any rights under this Agreement unless such waiver is expressly given in writing and signed by the waiving party. No delay or omission on the part of either party in exercising any right shall operate as a waiver of such right or any other right.
- (17) This Agreement shall be executed in duplicate, any copy of which shall be considered and construed as and for the original.
- (18) If any provision of this Agreement shall be deemed invalid or unenforceable for any reason whatsoever, then such invalidity or unenforceability shall not render invalid or unenforceable any of the other provisions of this Agreement which may be given effect without such invalid or unenforceable provision, and to this end, the provisions of this Agreement are hereby deemed to be severable.
- (19) Any notice required to be delivered to or by either party under this Agreement shall be sent by U.S. first class mail. For purposes of this provision, the address of the County is 2 The Circle, P.O. Box 589, Georgetown, Delaware, 19947, and the address of the Developer is **18949 Coastal Highway, Suite 301, Rehoboth Beach DE 19971**

IN WITNESS, WHEREOF, the respective parties hereto have affixed their hands and seals the day and year aforesaid.

FOR THE COUNTY:


{Seal}

By: _____
(President - Sussex County Council)
_____ (DATE)

ATTEST:

Robin A. Griffith
Clerk of the County Council

FOR TRUITT SENIOR LIVING, LLC

By:  _____ (Seal)
Preston Schell, Managing Member
6/25/18 (DATE)

WITNESS: JM Brutor



SUSSEX COUNTY GOVERNMENT

GRANT APPLICATION

SECTION 1 APPLICANT INFORMATION

ORGANIZATION NAME: *ELLENDALE Community Civic Improvement Assoc.*

PROJECT NAME: *19th ANNUAL BANQUET*

FEDERAL TAX ID: *51-038330*

NON-PROFIT: YES NO

DOES YOUR ORGANIZATION OR ITS PARENT ORGANIZATION HAVE A RELIGIOUS AFFILIATION?

YES NO

*IF YES, FILL OUT SECTION 3B.

ORGANIZATION'S MISSION:

The mission of ECCIA is to increase the sense of community and the quality of life for all the people living within its service area.

ADDRESS: *P.O. Box 327*

ELLENDALE
(CITY)

DE
(STATE)

19941
(ZIP)

CONTACT PERSON: *DELORES PRICE*

TITLE: *PRESIDENT*

PHONE: *302.422.7388*

EMAIL: *DEPRICE1931@AOL.COM*

TOTAL FUNDING REQUEST: *\$1500.00*

Has your organization received other grant funds from Sussex County Government in the last year? YES NO

If YES, how much was received in the last 12 months?

If you are asking for funding for building or building improvements, do you own the building in which the funding will be used for? YES NO

Are you seeking other sources of funding other than Sussex County Council? YES NO

If YES, approximately what percentage of the project's funding does the Council grant represent? *50%*

SECTION 2: PROGRAM DESCRIPTION

PROGRAM CATEGORY (choose all that apply)

- | | | |
|-----------------------------------------------------------------|---------------------------------------------------------------|-------------------------------------------------|
| <input checked="" type="checkbox"/> Fair Housing | <input checked="" type="checkbox"/> Health and Human Services | <input checked="" type="checkbox"/> Cultural |
| <input checked="" type="checkbox"/> Infrastructure ¹ | <input type="checkbox"/> Other | <input checked="" type="checkbox"/> Educational |

BENEFICIARY CATEGORY

- | | | |
|-----------------------------------------------------|-------------------------------------------------------------------|-----------------------------------|
| <input type="checkbox"/> Disability & Special Needs | <input type="checkbox"/> Victims of Domestic Violence | <input type="checkbox"/> Homeless |
| <input type="checkbox"/> Elderly Persons | <input type="checkbox"/> Low to Moderate Income ² | <input type="checkbox"/> Youth |
| <input type="checkbox"/> M | <input checked="" type="checkbox"/> Other <i>All of the Above</i> | |

BENEFICIARY NUMBER

Approximately the total number of Sussex County Beneficiaries served annually by this program:

600

SECTION 3: PROGRAM SCOPE

- A. Briefly describe the program for which funds are being requested. The narrative should include the need or problem to be addressed in relation to the population to be served or the area to benefit.

The Ellendale Community Civic Improvement Association (ECCIA) has been working to improve the quality of life in Ellendale and surrounding areas for over thirty five years. Our current President, Mrs. Delores Price, was successful in getting public sewers for the town and unincorporated areas. Members are working now on our third attempt to get public water for the area. A new water district request was brought before County Council on June 26th.

Our grant request involves our Annual Banquet to be held at Mt. Zion AME Church on October 13, 2018.

This is an event when we celebrate the outstanding community work of individuals during the past year.

Awards will be given to seven adult and two child honorees. We recognize that community involved children are our future. Representative Lisa Blunt-Rochester has agreed to be our featured speaker.

At this Banquet we not only acknowledge our work for the community, but also raise awareness of the ongoing lack of clean water and affordable housing in the area. These are two of the problems that ECCIA members are dedicated to solve.

B. IF RELIGIOUS AFFILIATION WAS CONFIRMED ABOVE IN SECTION 1, PLEASE FILL OUT THE FOLLOWING SECTION. IF RELIGIOUS AFFILIATION WAS NOT CHECKED IN SECTION 1, THIS SECTION MAY BE LEFT BLANK.

A faith-based nonprofit organization is eligible to receive and apply for a grant on the same basis as other nonprofit organizations, with respect to programs which are eligible. In the selection of grantees, the County will not discriminate for or against an organization on the basis of the organization's religious characterization or affiliation. However, certain requests to utilize funding for programs with religious purposes may not be eligible due to constitutional principles of the United States and/or the State of Delaware.

Briefly describe the components of the program that involve religious purposes and the components that involve secular purposes, or non-religious purposes. If both non-religious and religious purposes are involved in the program, this narrative must include the specific actions that will be implemented in order to ensure that the funding is solely used for non-religious purposes and will not be used to advance or inhibit religious or faith-based activities.

After the awarded funds have been made, receipts of the non-religious purchases shall be submitted in accordance with Section 5 below before funds will be disbursed

SECTION 4: BUDGET

REVENUE	
Please enter the current support your organization receives for this project (not entire organization revenue if not applicable to request)	1 0
TOTAL REVENUES	0 0
EXPENDITURES	
Please enter the total projected budget for the project (not entire organization expense if not applicable to request). Example of expenditure items: PERSONNEL-one lump sum that would include benefits, OPERATING COSTS-supplies, equipment, rent/lease, insurance, printing telephone, CONSTRUCTION/ACQUISITION-acquisition, development, rehab hard cost, physical inspections, architectural engineering, permits and fees, insurance, appraisal. (Put amounts in as a negative)	
FOOD FOR 130	- 2078
RENT	- 250
PROGRAM	- 487
SPEAKER	- 500
TOTAL EXPENDITURES	- 3315 \$ 0.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION	- 3000 \$ 0.00

SECTION 5: STATEMENT OF ASSURANCES

If this grant application is awarded funding, the E.C.C.I.A. agrees that:
(Name of Organization)

- 1) For non-religious organizations, all expenditures must have adequate documentation and must be expended within one (1) year of receipt of award funds. The funding awarded to the organization must be used in substantial conformity with the anticipated expenditures set forth in the submitted application. All accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.
- 2) For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before the funding is released.
- 3) No person, on the basis of race, color, or national origin, should be excluded from participation in, be denied the benefit of, or be otherwise subjected to discrimination under the program or activity funded in whole or in part by these Grant funds.

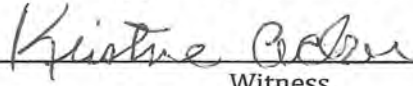
SECTION 5: STATEMENT OF ASSURANCES (continued)

- 4) All information and statements in this application are accurate and complete to the best of my information and belief.
- 5) All funding will benefit only Sussex County residents.
- 6) All documents submitted by the applicant are defined as public documents and available for review under the Freedom of Information Act of the State of Delaware.
- 7) All funding will be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious purposes.
- 8) **In the event that the awarded funding is used in violation of the requirements of this grant, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.**



Applicant/Authorized Official

6/25/2018
Date



Witness

6/25/2018
Date

Completed application can be submitted by:

Email: gjennings@sussexcountyde.gov

Mail: Sussex County Government
Attention: Gina Jennings
PO Box 589
Georgetown, DE 19947

SUSSEX COUNTY COUNCIL NON-PROFIT GRANT PROGRAM
GUIDELINES FOR SUBMITTAL AND AFFIDAVIT OF UNDERSTANDING

The Sussex County Council makes available a limited amount of funding to non-profit organizations that serve the citizens of Sussex County. Each application for funding shall be evaluated by Sussex County administrative staff and shall be subject to final approval from Sussex County Council.

In the attached application, each organization must outline its intended uses for the awarded funding and provide a detailed breakdown of the expenses and costs for such uses. Any funding awarded to the organization must be used in substantial conformity with anticipated expenditures of the submitted application.

All expenditures must have adequate documentation and must be expended within one (1) year of award of funds.


For non-religious organizations, all accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.

For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before funding is released. Grant is relinquished if supporting documentation is not provided within one year of County Council award.

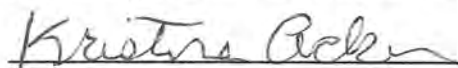
Certain programs are not eligible for funding pursuant to United States Constitution and State of Delaware Constitution. Those constitutional principles prohibit the use of funding to advance or inhibit religious activities. By signing below, the organization acknowledges that the funding shall be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious activities.

In the event that such funding is used in violation of the requirements and assurances contained in this grant application, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.

I acknowledge and represent on behalf of the applicant organization that I have read and understand the above statements.


Applicant/Authorized Official **DANIEL ACKER**

SECRETARY
Title


Witness

6/25/2018
Date

Burton
6-26-18



SUSSEX COUNTY GOVERNMENT

GRANT APPLICATION

SECTION 1 APPLICANT INFORMATION

ORGANIZATION NAME: **People's Place II, Inc**

PROJECT NAME: **Veterans Outreach**

FEDERAL TAX ID: **51-0113062** NON-PROFIT: YES NO

DOES YOUR ORGANIZATION OR ITS PARENT ORGANIZATION HAVE A RELIGIOUS AFFILIATION?

YES NO *IF YES, FILL OUT SECTION 3B.

ORGANIZATION'S MISSION: People's Place is dedicated to becoming the agency of choice to help people find their path to growth and independence. To this end, we identify the social and mental health needs of Delaware residents and facilitate the provision of services to address those needs. We assist the people of our communities by providing high-quality services that promote: Dignity, Empowerment, Independence, Safety, Self-esteem, and Self-sufficiency.

ADDRESS: **1129 Airport Road**

Milford **DE** **19963**
(CITY) (STATE) (ZIP)

CONTACT PERSON: **John D. Baker**

TITLE: **Associate Director**

PHONE: **302.422.803** EMAIL: **jbaker@peoplesplace2.com**

TOTAL FUNDING REQUEST: **\$2,000.00**

Has your organization received other grant funds from Sussex County Government in the last year? YES NO

If YES, how much was received in the last 12 months? **\$1,200.00**

If you are asking for funding for building or building improvements, do you own the building in which the funding will be used for? YES NO

Are you seeking other sources of funding other than Sussex County Council? YES NO

If YES, approximately what percentage of the project's funding does the Council grant represent? **4%**

SECTION 2: PROGRAM DESCRIPTION

PROGRAM CATEGORY (choose all that apply)

- | | | |
|------------------------------------------------------|---------------------------------------------------------------|--------------------------------------|
| <input type="checkbox"/> Fair Housing | <input checked="" type="checkbox"/> Health and Human Services | <input type="checkbox"/> Cultural |
| <input type="checkbox"/> Infrastructure ¹ | <input type="checkbox"/> Other _____ | <input type="checkbox"/> Educational |

BENEFICIARY CATEGORY

- | | | |
|-----------------------------------------------------|--------------------------------------------------------------|-----------------------------------|
| <input type="checkbox"/> Disability & Special Needs | <input type="checkbox"/> Victims of Domestic Violence | <input type="checkbox"/> Homeless |
| <input type="checkbox"/> Elderly Persons | <input type="checkbox"/> Low to Moderate Income ² | <input type="checkbox"/> Youth |
| <input type="checkbox"/> Minority | <input type="checkbox"/> Other Veterans In Sussex County | |

BENEFICIARY NUMBER

Approximately the total number of Sussex County Beneficiaries served annually by this program:

100

SECTION 3: PROGRAM SCOPE

- A. Briefly describe the program for which funds are being requested. The narrative should include the need or problem to be addressed in relation to the population to be served or the area to benefit.

Our People's Place Veterans Outreach Program serves veterans with services that include: transportation for medical appointments to VA medical centers and clinics. The State of Delaware's Commission of Veterans Affairs provides for the Outreach Worker's salary and benefits and the Longwood Foundation provided a van, but funds are needed weekly for gasoline. Other services provided including helping veterans access benefits and locating and furnishing housing and securing employment. Even helping veterans get their discharges upgraded when appropriate. Our program regularly works with house holds that consist of three generation of veterans, and locates veterans living in the woods and is successful in moving them into secure housing.

B. IF RELIGIOUS AFFILIATION WAS CONFIRMED ABOVE IN SECTION 1, PLEASE FILL OUT THE FOLLOWING SECTION. IF RELIGIOUS AFFILIATION WAS NOT CHECKED IN SECTION 1, THIS SECTION MAY BE LEFT BLANK.

A faith-based nonprofit organization is eligible to receive and apply for a grant on the same basis as other nonprofit organizations, with respect to programs which are eligible. In the selection of grantees, the County will not discriminate for or against an organization on the basis of the organization's religious characterization or affiliation. However, certain requests to utilize funding for programs with religious purposes may not be eligible due to constitutional principles of the United States and/or the State of Delaware.

Briefly describe the components of the program that involve religious purposes and the components that involve secular purposes, or non-religious purposes. If both non-religious and religious purposes are involved in the program, this narrative must include the specific actions that will be implemented in order to ensure that the funding is solely used for non-religious purposes and will not be used to advance or inhibit religious or faith-based activities.

After the awarded funds have been made, receipts of the non-religious purchases shall be submitted in accordance with Section 5 below before funds will be disbursed.

SECTION 4: BUDGET

REVENUE	
Please enter the current support your organization receives for this project (not entire organization revenue if not applicable to request)	
TOTAL REVENUES	49,400
EXPENDITURES	
Please enter the total projected budget for the project (not entire organization expense if not applicable to request). Example of expenditure items: PERSONNEL-one lump sum that would include benefits, OPERATING COSTS-supplies, equipment, rent/lease, insurance, printing telephone, CONSTRUCTION/ACQUISITION-acquisition, development, rehab hard cost, physical inspections, architectural engineering, permits and fees, insurance, appraisal. (Put amounts in as a negative)	
Personnel - Salary & Benefits	\$39,392
Office rent	\$3,564
Gasoline	\$5,000
Indirect Admin.	\$6,444
	\$54,400
TOTAL EXPENDITURES	\$ 0.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION	\$ 0.00

SECTION 5: STATEMENT OF ASSURANCES

If this grant application is awarded funding, the People's Place II, Inc. agrees that:
(Name of Organization)

- 1) For non-religious organizations, all expenditures must have adequate documentation and must be expended within one (1) year of receipt of award funds. The funding awarded to the organization must be used in substantial conformity with the anticipated expenditures set forth in the submitted application. All accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.
- 2) For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before the funding is released.
- 3) No person, on the basis of race, color, or national origin, should be excluded from participation in, be denied the benefit of, or be otherwise subjected to discrimination under the program or activity funded in whole or in part by these Grant funds.

SECTION 5: STATEMENT OF ASSURANCES (continued)

- 4) All information and statements in this application are accurate and complete to the best of my information and belief.
- 5) All funding will benefit only Sussex County residents.
- 6) All documents submitted by the applicant are defined as public documents and available for review under the Freedom of Information Act of the State of Delaware.
- 7) All funding will be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious purposes.
- 8) **In the event that the awarded funding is used in violation of the requirements of this grant, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.**

Marnie Charest
Applicant/Authorized Official

6/20/18
Date

John B. Blevins
Witness

6/20/18
Date

Completed application can be submitted by:

Email: gjennings@sussexcountyde.gov

Mail: Sussex County Government
Attention: Gina Jennings
PO Box 589
Georgetown, DE 19947

SUSSEX COUNTY COUNCIL NON-PROFIT GRANT PROGRAM
GUIDELINES FOR SUBMITTAL AND AFFIDAVIT OF UNDERSTANDING

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In the attached application, each organization must outline its intended uses for the awarded funding and provide a detailed breakdown of the expenses and costs for such uses. Any funding awarded to the organization must be used in substantial conformity with anticipated expenditures of the submitted application.

All expenditures must have adequate documentation and must be expended within one (1) year of award of funds.

For non-religious organizations, all accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.

For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before funding is released. Grant is relinquished if supporting documentation is not provided within one year of County Council award.

Certain programs are not eligible for funding pursuant to United States Constitution and State of Delaware Constitution. Those constitutional principles prohibit the use of funding to advance or inhibit religious activities. By signing below, the organization acknowledges that the funding shall be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious activities.

In the event that such funding is used in violation of the requirements and assurances contained in this grant application, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.

I acknowledge and represent on behalf of the applicant organization that I have read and understand the above statements.

Mamie Thurst
Applicant/Authorized Official

Executive Director
Title

John R. [Signature]
Witness

6/20/18
Date

Burton
6/20/18



SUSSEX COUNTY GOVERNMENT

GRANT APPLICATION

SECTION 1 APPLICANT INFORMATION

ORGANIZATION NAME: Town Of Blades

PROJECT NAME: Blades Night Out Against Crime

FEDERAL TAX ID: 51-6001393 NON-PROFIT: YES NO

DOES YOUR ORGANIZATION OR ITS PARENT ORGANIZATION HAVE A RELIGIOUS AFFILIATION?

YES NO *IF YES, FILL OUT SECTION 3B.

ORGANIZATION'S MISSION: To provide a community night out in the park. It's primarily for the kids and is a family event to promote community togetherness and enhance trust between the community and the police department. It is a well attended event and has had great success in the past.

ADDRESS: 20 West Fourth St.

Blades, De. 19973
(CITY) (STATE) (ZIP)

CONTACT PERSON: Paul Anthony

TITLE: Chief of Police

PHONE: 302-629-7329 EMAIL: paul.anthony@cj.state.de.us

TOTAL FUNDING REQUEST: \$500.00

Has your organization received other grant funds from Sussex County Government in the last year? YES NO

If YES, how much was received in the last 12 months? \$3300.00

If you are asking for funding for building or building improvements, do you own the building in which the funding will be used for? YES NO

Are you seeking other sources of funding other than Sussex County Council? YES NO

If YES, approximately what percentage of the project's funding does the Council grant represent? 15%

SECTION 2: PROGRAM DESCRIPTION

PROGRAM CATEGORY (choose all that apply)

- Fair Housing
 Infrastructure¹

- Health and Human Services
 Other Community Event

- Cultural
 Educational

BENEFICIARY CATEGORY

- Disability & Special Needs
 Elderly Persons
 Minority

- Victims of Domestic Violence
 Low to Moderate Income²
 Other

- Homeless
 Youth

BENEFICIARY NUMBER

Approximately the total number of Sussex County Beneficiaries served annually by this program:
800-900

SECTION 3: PROGRAM SCOPE

- A. Briefly describe the program for which funds are being requested. The narrative should include the need or problem to be addressed in relation to the population to be served or the area to benefit.

The event feeds and entertains between 800 to 900 people who live in and near the community. Our community attends this event well and we have a large and diverse turn-out. We provide activities for the kids, tee shirts, food and drinks, there is a DJ and there are static police demonstrations, (IE: DSP Helicopter).

B. IF RELIGIOUS AFFILIATION WAS CONFIRMED ABOVE IN SECTION 1, PLEASE FILL OUT THE FOLLOWING SECTION. IF RELIGIOUS AFFILIATION WAS NOT CHECKED IN SECTION 1, THIS SECTION MAY BE LEFT BLANK.

A faith-based nonprofit organization is eligible to receive and apply for a grant on the same basis as other nonprofit organizations, with respect to programs which are eligible. In the selection of grantees, the County will not discriminate for or against an organization on the basis of the organization's religious characterization or affiliation. However, certain requests to utilize funding for programs with religious purposes may not be eligible due to constitutional principles of the United States and/or the State of Delaware.

Briefly describe the components of the program that involve religious purposes and the components that involve secular purposes, or non-religious purposes. If both non-religious and religious purposes are involved in the program, this narrative must include the specific actions that will be implemented in order to ensure that the funding is solely used for non-religious purposes and will not be used to advance or inhibit religious or faith-based activities.

After the awarded funds have been made, receipts of the non-religious purchases shall be submitted in accordance with Section 5 below before funds will be disbursed.

n/a

SECTION 4: BUDGET

REVENUE	
Please enter the current support your organization receives for this project (not entire organization revenue if not applicable to request)	
TOTAL REVENUES	3,000.00
EXPENDITURES	
Please enter the total projected budget for the project (not entire organization expense if not applicable to request). Example of expenditure items: PERSONNEL-one lump sum that would include benefits, OPERATING COSTS-supplies, equipment, rent/lease, insurance, printing telephone, CONSTRUCTION/ACQUISITION-acquisition, development, rehab hard cost, physical inspections, architectural engineering, permits and fees, insurance, appraisal. (Put amounts in as a negative)	
Grill rental	-\$ 345.00
Tee shirts	-\$ 2,145.00
Food Cost	-\$ 1,000.00
DJ	-\$ 200.00
Clean up	-\$ 200.00
TOTAL EXPENDITURES	-\$ 3,890.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION	-\$ 890.00


SECTION 5: STATEMENT OF ASSURANCES

If this grant application is awarded funding, the Town of Blades agrees that:
(Name of Organization)

- 1) For non-religious organizations, all expenditures must have adequate documentation and must be expended within one (1) year of receipt of award funds. The funding awarded to the organization must be used in substantial conformity with the anticipated expenditures set forth in the submitted application. All accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.
- 2) For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before the funding is released.
- 3) No person, on the basis of race, color, or national origin, should be excluded from participation in, be denied the benefit of, or be otherwise subjected to discrimination under the program or activity funded in whole or in part by these Grant funds.

SECTION 5: STATEMENT OF ASSURANCES (continued)

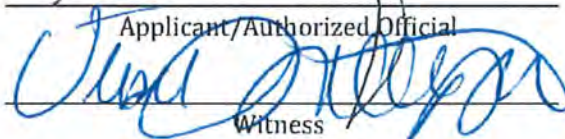
- 4) All information and statements in this application are accurate and complete to the best of my information and belief.
- 5) All funding will benefit only Sussex County residents.
- 6) All documents submitted by the applicant are defined as public documents and available for review under the Freedom of Information Act of the State of Delaware.
- 7) All funding will be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious purposes.
- 8) **In the event that the awarded funding is used in violation of the requirements of this grant, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.**



Applicant/Authorized Official

06/25/2018

Date



Witness

06/25/2018

Date

Completed application can be submitted by:

Email: gjennings@sussexcountyde.gov

Mail: Sussex County Government
Attention: Gina Jennings
PO Box 589
Georgetown, DE 19947

SUSSEX COUNTY COUNCIL NON-PROFIT GRANT PROGRAM
GUIDELINES FOR SUBMITTAL AND AFFIDAVIT OF UNDERSTANDING

The Sussex County Council makes available a limited amount of funding to non-profit organizations that serve the citizens of Sussex County. Each application for funding shall be evaluated by Sussex County administrative staff and shall be subject to final approval from Sussex County Council.

In the attached application, each organization must outline its intended uses for the awarded funding and provide a detailed breakdown of the expenses and costs for such uses. Any funding awarded to the organization must be used in substantial conformity with anticipated expenditures of the submitted application.

All expenditures must have adequate documentation and must be expended within one (1) year of award of funds.

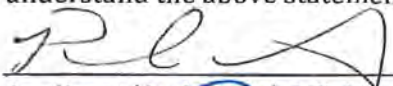
For non-religious organizations, all accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.

For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before funding is released. Grant is relinquished if supporting documentation is not provided within one year of County Council award.

Certain programs are not eligible for funding pursuant to United States Constitution and State of Delaware Constitution. Those constitutional principles prohibit the use of funding to advance or inhibit religious activities. By signing below, the organization acknowledges that the funding shall be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious activities.

In the event that such funding is used in violation of the requirements and assurances contained in this grant application, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.

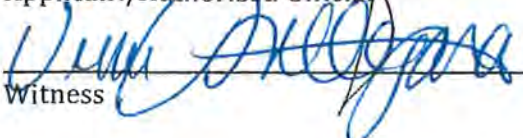
I acknowledge and represent on behalf of the applicant organization that I have read and understand the above statements.



Applicant/Authorized Official

CHIEF of POLICE

Title



Witness

6/25/2018

Date

Vincent
6-25-18



SUSSEX COUNTY GOVERNMENT
GRANT APPLICATION

SECTION 1 APPLICANT INFORMATION

ORGANIZATION NAME: **The Christian Storehouse Inc.**

PROJECT NAME: **Emergency Food Pantry and Human Services Assistance Program**

FEDERAL TAX ID: **51-0340553** NON-PROFIT: YES NO

DOES YOUR ORGANIZATION OR ITS PARENT ORGANIZATION HAVE A RELIGIOUS AFFILIATION?
 YES NO *IF YES, FILL OUT SECTION 3B.

ORGANIZATION'S MISSION: **The mission of The Christian Storehouse is to impact the lives of the less fortunate citizens in Sussex County of Delaware. We have served this area as a registered nonprofit since 1995. Our organization generates majority of its financial support via private donations and sales in our local Thrift Store. We also work in partnership with local farmers, grocery stores, soup kitchens and the Delaware Food bank to stock our food pantry.**

ADDRESS: **149 Mitchell Street**
PO Box 239
Millsboro DE 19966
(CITY) (STATE) (ZIP)

CONTACT PERSON: **Michelle Dawson**
TITLE: **Grant Administrator**
PHONE: **302-275-5158** EMAIL: **Michelle_dawson2@aol.com**

TOTAL FUNDING REQUEST:

Has your organization received other grant funds from Sussex County Government in the last year? YES NO

If YES, how much was received in the last 12 months?

If you are asking for funding for building or building improvements, do you own the building in which the funding will be used for? YES NO

Are you seeking other sources of funding other than Sussex County Council? YES NO

If YES, approximately what percentage of the project's funding does the Council grant represent? **14%**

SECTION 2: PROGRAM DESCRIPTION

PROGRAM CATEGORY (choose all that apply)

- | | | |
|-----------------------------------------------------------------|---------------------------------------------------------------|--------------------------------------|
| <input type="checkbox"/> Fair Housing | <input checked="" type="checkbox"/> Health and Human Services | <input type="checkbox"/> Cultural |
| <input checked="" type="checkbox"/> Infrastructure ¹ | <input type="checkbox"/> Other | <input type="checkbox"/> Educational |

BENEFICIARY CATEGORY

- | | | |
|----------------------------------------------------------------|-------------------------------------------------------------------------|----------------------------------------------|
| <input checked="" type="checkbox"/> Disability & Special Needs | <input checked="" type="checkbox"/> Victims of Domestic Violence | <input checked="" type="checkbox"/> Homeless |
| <input checked="" type="checkbox"/> Elderly Persons | <input checked="" type="checkbox"/> Low to Moderate Income ² | <input checked="" type="checkbox"/> Youth |
| <input checked="" type="checkbox"/> Minority | <input type="checkbox"/> Other | |

BENEFICIARY NUMBER

Approximately the total number of Sussex County Beneficiaries served annually by this program:
1500

SECTION 3: PROGRAM SCOPE

- A. Briefly describe the program for which funds are being requested. The narrative should include the need or problem to be addressed in relation to the population to be served or the area to benefit.

The mission of The Christian Storehouse is to impact the lives of the less fortunate citizens in Sussex County of Delaware. We have served this area as a registered nonprofit since 1995. Our organization generates majority of its financial support via private donations and sales in our local Thrift Store. We also work in partnership with local farmers, grocery stores, soup kitchens and the Delaware Food bank to stock our food pantry. Finances generated are used not only to stock our large food pantry but also to assist with energy cut-off notices, prescriptions, and other unforeseen emergencies experienced by members of our local community. Our outreach efforts are available to all Sussex County citizens, but particularly for those who live in the 19966 zip code area. Our program include the following services: Groceries to families which include canned goods, meats, fresh fruits and fresh vegetables Rent, electric and fuel assistance Blankets and clothing for the homeless community Prescription assistance for uninsured and underinsured who are unable to pay the out of pocket costs GAP program: assistance to families dealing with catastrophic home loss while awaiting insurance companies to provide settlements Currently, we serve 350-400 family units (34% children and 66% adults) each month. Each family received three paper grocery bags of canned, dry and frozen products. In addition to receiving three bags of groceries, we also provide each family fresh fruits and vegetables. Currently we distribute the fruits and vegetable in an area at our facility that contains a covered porch area that is about 40 feet long. Although the porch is covered to prevent the perishable items from being damaged due to weather issues, puddling occurs whenever we receive rain or snow making it difficult for our volunteers and clients to serve without getting their feet wet or in the winter time icy conditions. This makes this area very unsafe for our staff and those we desire to serve. Our goal is to construct a ground level area of decking to eliminate the combination of danger and inconvenience for our staff and clients. This will allow us to provide more fresh fruits and vegetables to those in our community who otherwise may not be financially able to add these items to their daily diet. We are also looking to replace our current handicap ramp. Our current ramp is made of wood and decaying so our goal is to replace ramp with composite materials allowing for a much longer period of usage.

B. IF RELIGIOUS AFFILIATION WAS CONFIRMED ABOVE IN SECTION 1, PLEASE FILL OUT THE FOLLOWING SECTION. IF RELIGIOUS AFFILIATION WAS NOT CHECKED IN SECTION 1, THIS SECTION MAY BE LEFT BLANK.

A faith-based nonprofit organization is eligible to receive and apply for a grant on the same basis as other nonprofit organizations, with respect to programs which are eligible. In the selection of grantees, the County will not discriminate for or against an organization on the basis of the organization's religious characterization or affiliation. However, certain requests to utilize funding for programs with religious purposes may not be eligible due to constitutional principles of the United States and/or the State of Delaware.

Briefly describe the components of the program that involve religious purposes and the components that involve secular purposes, or non-religious purposes. If both non-religious and religious purposes are involved in the program, this narrative must include the specific actions that will be implemented in order to ensure that the funding is solely used for non-religious purposes and will not be used to advance or inhibit religious or faith-based activities.

After the awarded funds have been made, receipts of the non-religious purchases shall be submitted in accordance with Section 5 below before funds will be disbursed.

Our organization does work in partnership with local churches in the area as a referral source to their congregations. However, our program is not limited to providing services solely to churches. We provide services to the community at large regardless of religious affiliation, race, gender or sexual orientation. Our purpose is to meet the human needs of those we serve and not to advance or inhibit religious activities.

SECTION 4: BUDGET

REVENUE	
Please enter the current support your organization receives for this project (not entire organization revenue if not applicable to request)	
TOTAL REVENUES	250,000.00
EXPENDITURES	
Please enter the total projected budget for the project (not entire organization expense if not applicable to request). Example of expenditure items: PERSONNEL-one lump sum that would include benefits, OPERATING COSTS-supplies, equipment, rent/lease, insurance, printing telephone, CONSTRUCTION/ACQUISITION-acquisition, development, rehab hard cost, physical inspections, architectural engineering, permits and fees, insurance, appraisal. (Put amounts in as a negative)	
PERSONNEL	-\$ 7,000.00
Operating Cost (commercial refrigerator and freezer replacement)	-\$ 12,000.00
Construction (ground level deck and handicap ramp replacement by licensed and insured contractor)	-\$ 15,500.00
TOTAL EXPENDITURES	-\$ 34,500.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION	\$ 215,500.00

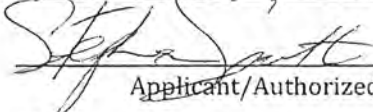
SECTION 5: STATEMENT OF ASSURANCES

If this grant application is awarded funding, the The Christian Storehouse Inc. agrees that:
(Name of Organization)

- 1) For non-religious organizations, all expenditures must have adequate documentation and must be expended within one (1) year of receipt of award funds. The funding awarded to the organization must be used in substantial conformity with the anticipated expenditures set forth in the submitted application. All accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.
- 2) For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before the funding is released.
- 3) No person, on the basis of race, color, or national origin, should be excluded from participation in, be denied the benefit of, or be otherwise subjected to discrimination under the program or activity funded in whole or in part by these Grant funds.


SECTION 5: STATEMENT OF ASSURANCES (continued)

- 4) All information and statements in this application are accurate and complete to the best of my information and belief.
- 5) All funding will benefit only Sussex County residents.
- 6) All documents submitted by the applicant are defined as public documents and available for review under the Freedom of Information Act of the State of Delaware.
- 7) All funding will be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious purposes.
- 8) **In the event that the awarded funding is used in violation of the requirements of this grant, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.**



Applicant/Authorized Official

6/20/2018
Date



Witness

6/20/18
Date

Completed application can be submitted by:

Email: gjennings@sussexcountyde.gov

Mail: Sussex County Government
Attention: Gina Jennings
PO Box 589
Georgetown, DE 19947

[Handwritten initials]

SUSSEX COUNTY COUNCIL NON-PROFIT GRANT PROGRAM
GUIDELINES FOR SUBMITTAL AND AFFIDAVIT OF UNDERSTANDING

The Sussex County Council makes available a limited amount of funding to non-profit organizations that serve the citizens of Sussex County. Each application for funding shall be evaluated by Sussex County administrative staff and shall be subject to final approval from Sussex County Council.

In the attached application, each organization must outline its intended uses for the awarded funding and provide a detailed breakdown of the expenses and costs for such uses. Any funding awarded to the organization must be used in substantial conformity with anticipated expenditures of the submitted application.

All expenditures must have adequate documentation and must be expended within one (1) year of award of funds.

For non-religious organizations, all accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.

For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before funding is released. Grant is relinquished if supporting documentation is not provided within one year of County Council award.

Certain programs are not eligible for funding pursuant to United States Constitution and State of Delaware Constitution. Those constitutional principles prohibit the use of funding to advance or inhibit religious activities. By signing below, the organization acknowledges that the funding shall be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious activities.

In the event that such funding is used in violation of the requirements and assurances contained in this grant application, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.

I acknowledge and represent on behalf of the applicant organization that I have read and understand the above statements.

[Signature]
Applicant/Authorized Official

Executive Director
Title

[Signature]
Witness

6/30/18
Date

*Arlett
6/22/18*

To Be Introduced 07/17/18

Council District No. 3 – Burton

Tax I.D. No. 334-1.00-15.00 (portion of) and 334-1.00-15.03

911 Address: N/A

ORDINANCE NO. ____

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR MULTI-FAMILY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 12.50 ACRES, MORE OR LESS

WHEREAS, on the 18th day of May 2018, a conditional use application, denominated Conditional Use No. 2147, was filed on behalf of Nassau DE Acquisition Co., LLC; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Conditional Use No. 2147 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County determined, based on the findings of facts, that said conditional use is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County, and that the conditional use is for the general convenience and welfare of the inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article V, Subsection 115-31, Code of Sussex County, be amended by adding the designation of Conditional Use No. 2147 as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Coastal Highway (Route 1) approximately 150 feet north of Old Mill Road, and on the north side of Old Mill Road approximately 708 feet east of Coastal Highway (Route 1), and being more particularly described in the attached legal description prepared by Hillcrest Associates, said parcel containing 12.50 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

To Be Introduced 07/17/18

Council District No. 4 – Cole

Tax I.D. No. 334-19.00-1.00

911 Address: 20873 Old Landing Road, Rehoboth Beach

ORDINANCE NO. ____

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR MULTI-FAMILY (22 DUPLEXES) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 5.59 ACRES, MORE OR LESS

WHEREAS, on the 22nd day of June 2018, a conditional use application, denominated Conditional Use No. 2151, was filed on behalf of Francis C. Warrington III; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Conditional Use No. 2151 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County determined, based on the findings of facts, that said conditional use is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County, and that the conditional use is for the general convenience and welfare of the inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article V, Subsection 115-31, Code of Sussex County, be amended by adding the designation of Conditional Use No. 2151 as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Old Landing Road approximately 155 feet north of Marina Drive, and on the north side of Marina Drive approximately 450 feet east of Old Landing Road, and being more particularly described in the attached deed prepared by David W. Baker, Esq., P.A., said parcel containing 5.59 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

To Be Introduced 07/17/18

Council District No. 3 – Burton

Tax I.D. No. 334-1.00-15.00 (portion of) and 334-1.00-15.03

911 Address: N/A

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 12.50 ACRES, MORE OR LESS

WHEREAS, on the 20th day of June 2018, a zoning application, denominated Change of Zone No. 1860, was filed on behalf of Nassau DE Acquisition Co., LLC; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1860 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of [AR-1 Agricultural Residential District] and adding in lieu thereof the designation of MR Medium Density Residential District as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Coastal Highway (Route 1) approximately 150 feet north of Old Mill Road, and on the north side of Old Mill Road approximately 708 feet east of Coastal Highway (Route 1), and being more particularly described in the attached legal description prepared by Hillcrest Associates, said parcel containing 12.50 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

TO BE INTRODUCED

To Be Introduced 07/17/18

**Council District No. 3 – Burton
Tax I.D. No. 334-1.00-15.00 (portion of)
911 Address: N/A**

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-2 MEDIUM COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 2.662 ACRES, MORE OR LESS

WHEREAS, on the 20th day of June 2018, a zoning application, denominated Change of Zone No. 1861, was filed on behalf of Nassau DE Acquisition Co., LLC; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1861 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of [AR-1 Agricultural Residential District] and adding in lieu thereof the designation of C-2 Medium Commercial District as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Coastal Highway (Route 1), approximately 150 feet north of Old Mill Road, and being more particularly described in the attached legal description prepared by Hillcrest Associates, said parcel containing 2.662 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

To Be Introduced 07/17/18

Council District No. 4 – Cole

Tax I.D. No. 334-19.00-1.00

911 Address: 20873 Old Landing Road, Rehoboth Beach

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A MR MEDIUM DENSITY RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 5.59 ACRES, MORE OR LESS

WHEREAS, on the 22nd day of June 2018, a zoning application, denominated Change of Zone No. 1865, was filed on behalf of Francis C. Warrington III; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1865 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of [AR-1 Agricultural Residential District] and adding in lieu thereof the designation of MR Medium Density Residential District as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Old Landing Road approximately 155 feet north of Marina Drive, and on the north side of Marina Drive approximately 450 feet east of Old Landing Road, and being more particularly described in the attached deed prepared by David W. Baker, Esq., P.A., said parcel containing 5.59 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

TO BE INTRODUCED

To Be Introduced 07/17/18

**Council District No. 5 – Arlett
Tax I.D. No. 134-16.00-39.00
911 Address: 34365 Central Avenue, Frankford**

ORDINANCE NO. ____

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR MULTI-FAMILY UNITS (135 TOWNHOUSES) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 47.7177 ACRES, MORE OR LESS

WHEREAS, on the 2nd day of May 2018, a conditional use application, denominated Conditional Use No. 2142, was filed on behalf of RH Orr, LLC, c/o Ribera Development, LLC; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Conditional Use No. 2142 be _____; and

WHEREAS, on the ____ day of _____ 2018, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County determined, based on the findings of facts, that said conditional use is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County, and that the conditional use is for the general convenience and welfare of the inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article VI, Subsection 115-39, Code of Sussex County, be amended by adding the designation of Conditional Use No. 2142 as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Baltimore Hundred, Sussex County, Delaware, and lying on the east side of Central Avenue, approximately 0.22 mile north of Old Church Cemetery Road, and being more particularly described in the attached legal description prepared by Cypress Surveys, LLC, said parcel containing 47.7177 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.