



Sussex County Council Public/Media Packet

**MEETING:
APRIL 30, 2013**

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**Sussex County Council
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MICHAEL H. VINCENT, PRESIDENT
SAMUEL R. WILSON JR., VICE PRESIDENT
GEORGE B. COLE
JOAN R. DEEVER
VANCE PHILLIPS



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Sussex County Council

A G E N D A

April 30, 2013

10:00 A.M.

Call to Order

Approval of Agenda

Approval of Minutes

Reading of Correspondence

Todd Lawson, County Administrator

1. Administrator's Report

Susan Webb, Finance Director

1. Economic Development Grant Applications

A. Atlantis Industries Corporation

B. ILC Dover/Grayling Industries

Michael Izzo, County Engineer

A. Greenwood Library Project Update

Brad Hawkes, Director of Utility Engineering

1. West Complex Renovation Project

A. Change Order No. 1



Grant Requests

1. Trap Pond Partners for “Healthy Kids Day” expenses.
2. Sussex Technical High School for Fall Sports Poster.
3. Town of Georgetown for “Spring into Spring” Festival expenses.
4. Georgetown Boys & Girls Club for fundraiser expenses.
5. American Legion Auxiliary Unit 28 to benefit veterans.
6. Delaware Ducks Unlimited for Annual Greenwing Event expenses.
7. Gator’s Softball Team for tournament expenses.
8. CHEER for “Wheels for Meals” Classic Car Show fundraiser expenses.
9. Sussex Cyclists for Bike Safety Program

Introduction of Proposed Zoning Ordinances

Any Additional Business Brought Before Council

Executive Session – Job Applicants’ Qualifications, Personnel, Pending/Potential Litigation, and Land Acquisition pursuant to 29 Del. C. §10004(b)

Possible Action on Executive Session Items

12:15 P.M. – Sussex Conservation District Luncheon at Sussex County West Complex

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

In accordance with 29 Del. C. §10004(e)(2), this Agenda was posted on April 23, 2013 at 4:50 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, APRIL 23, 2013

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, April 23, 2013, at 10:00 a.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Michael H. Vincent	President
Samuel R. Wilson, Jr.	Vice President
George B. Cole	Councilman
Joan R. Deaver	Councilwoman
Vance Phillips	Councilman
Todd F. Lawson	County Administrator
Susan M. Webb	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 195 13
Amend
and
Approve
Agenda**

A Motion was made by Mr. Wilson, seconded by Mr. Phillips, to amend the Agenda by deleting “Job Applicants’ Qualifications” and “Personnel” under “Executive Session” and to approve the Agenda, as amended.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**Approval
of Minutes**

The Council considered the approval of the minutes of the April 16, 2013 meeting. Mrs. Deaver questioned why there was nothing in the minutes regarding comments made by Mr. Wilson regarding marriage equality and children. Mr. Moore stated that the purpose of minutes is to reflect official actions taken; that minutes are not a verbatim report of everything said; and that the meetings are recorded and the audio of the meetings are available, which is a verbatim report.

The minutes of April 16, 2013 were approved by consent.

**Corre-
spondence**

Mr. Moore read the following correspondence:

**DELAWARE SENIOR OLYMPICS BOARD OF DIRECTORS.
RE: Letter in appreciation of the Council’s grant.**

**Rehoboth
Beach
Jazz
Festival
Presentation**

Dennis Santangini and Leon Galitzin, representatives from the Rehoboth Beach Jazz Festival, and Scott Thomas of Southern Delaware Tourism gave a presentation and an update on the upcoming jazz festival. They reported that, over the past 23 years, the festival has grown to become a premier “top ten event” in the United States, featuring world class Grammy winning performers; the event’s growth has come from an expanded television promotional outreach to major metropolitan areas. Mr. Santangini and Mr. Galiltzin asked the Council for funding in the amount of \$10,000 to assist them with expanding the frequency and outreach of their television promotional commercials, thereby promoting Sussex County and the businesses/hotels that support the festival. They noted that the festival is very impactful in Rehoboth and the whole Cape region; that it helps put Sussex County on the map; and that it is a major event considered the “greatest jazz festival in the world”.

The Council discussed and considered the request and it was noted that the funding request would be considered during the Fiscal Year 2014 Budget process.

**Procla-
mation/
Conserva-
tion District**

The Council presented a Proclamation entitled “PROCLAIMING APRIL 28 THROUGH MAY 5, 2013 AS *SOIL & WATER STEWARDSHIP WEEK*” to David Baird, District Coordinator, and Debbie Absher, Director of Ag Programs, representing the Sussex Conservation District.

**Public
Hearing/
Amend
MPHU
Ordinance**

A Public Hearing was held on the Proposed Ordinance entitled “AN ORDINANCE TO AMEND CHAPTER 72, ARTICLE I, OF THE CODE OF SUSSEX COUNTY BY AMENDING THE DEFINITION AND APPLICATION OF “MODERATE INCOME” USED TO DETERMINE ELIGIBILITY FOR MODERATELY PRICED HOUSING UNITS”.

Brandy Nauman, Fair Housing Compliance Officer, reported that HUD has asked the County to amend its Moderately Priced Housing Unit (MPHU) Ordinance to expand the income guidelines. Currently, the program is available to persons that are between 80 and 125 percent of the area median income. The proposed amendment, which was previously distributed to the Council, would expand the program to include persons that are between 50 and 125 percent of area median income. This proposed change is a requirement of both the HUD Voluntary Consent Agreement and the DOJ Consent Decree.

In regards to the Moderately Priced Housing Units Program, Mrs. Nauman stated that the County needs to make this a more marketable program; that when the program was first started, a density bonus and expedited review were great incentives; however, the County needs to look at it again.

Mr. Moore read a letter dated April 23, 2013 into the record from the Delaware Housing Coalition in support of the proposed lowering of the income threshold for the Moderately Priced Housing Program so that Sussex County households earning 50 percent of the area’s median income (roughly

**Public
Hearing/
Amend
MPHU
Ordinance
(continued)**

\$30,000 a year for a family of four) would be able to afford homes.

Public comments were heard.

Dan Kramer questioned if developers will be required to build a certain number of moderately priced housing units and he stated that developers should not be required to do so. He also stated that there is housing available for people who need affordable housing.

In response to questions, Mrs. Nauman stated that families that would be eligible for housing under this program would be able to purchase a home through several mortgage products, i.e. USDA Rural Development mortgage subsidy program.

Mrs. Nauman stated that the program is voluntary and a developer can select from three different income tiers; however, higher density bonuses are associated with the lower income bracket. It was noted that this program is a mechanism to provide affordable housing that allows people to live where they work.

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

**M 196 13
Adopt
Ordinance
No. 2302**

A Motion was made by Mr. Phillips, seconded by Mrs. Deaver, to Adopt Ordinance No. 2302 entitled “AN ORDINANCE TO AMEND CHAPTER 72, ARTICLE I, OF THE CODE OF SUSSEX COUNTY BY AMENDING THE DEFINITION AND APPLICATION OF “MODERATE INCOME” USED TO DETERMINE ELIGIBILITY FOR MODERATELY PRICED HOUSING UNITS”.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**Public
Hearing/
C/Z
No. 1727**

A Public Hearing was held on the Proposed Ordinance entitled “AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR CERTAIN PARCELS OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, INVOLVING TWO (2) PARCELS; CONTAINING 1.10 ACRE, MORE OR LESS” (Change of Zone No. 1727) filed on behalf of Louis D. O’Neal.

The Planning and Zoning Commission held a Public Hearing on this application on March 21, 2013 at which time the Commission recommended that the application be approved.

**Public Hearing/
C/Z
No. 1727
(continued)** (See the minutes of the Planning and Zoning Commission dated March 21, 2013.)

Lawrence Lank, Director of Planning and Zoning, presented a summary of the Commission's Public Hearing.

The Council found that Louis O'Neal was present on behalf of his application. Mr. O'Neal stated that he has owned the property for 10 or more years; that he has an antique store on the existing C-1 commercial parcel and he is requesting approval to expand the size of the commercial space; that there are other commercial activities in close proximity; and that he would like to have the property zoned commercial to conform with the adjacent property.

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

**M 197 13
Adopt
Ordinance
No. 2303/
C/Z
No. 1727** A Motion was made by Mr. Cole, seconded by Mr. Phillips, to Adopt Ordinance No. 2303 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR CERTAIN PARCELS OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, INVOLVING TWO (2) PARCELS; CONTAINING 1.10 ACRE, MORE OR LESS" (Change of Zone No. 1727) filed on behalf of Louis D. O'Neal.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea

**Old Business/
C/U
No. 1950** Under Old Business, the Council considered Conditional Use No. 1950 filed on behalf of Erlin I. Rivera.

The Council found that the Planning and Zoning Commission held a Public Hearing on January 10, 2013 at which time action was deferred. On January 24, 2013, the Commission deferred action again. On February 14, 2013, the Commission recommended that the application be approved with the following conditions:

- A. There shall be no more than 10 trucks and/or trailers on the site at any one time.
- B. All trucks and trailers on the site must be operable and have valid registrations.
- C. No service, repairs or other types of maintenance shall occur on the site.
- D. The parking areas and spaces shall be clearly designated on the Final Site Plan. The parking areas shall also be clearly marked on the actual

**Old
Business/
C/U
No. 1950
(continued)**

- site.
- E. There shall be a 100 foot setback from the entire perimeter boundary of the Conditional Use. No parking of trucks or trailers shall be allowed in this setback area. The setback area shall be shown on the Final Site Plan and also clearly marked on the site with post and rail fencing or a similar barrier. If this setback area eliminates the Applicant's ability to reasonably park the trucks and trailers, the Applicant may apply for an expansion of the Conditional Use onto the remaining property owned by him. If such an application is required, but only in the event that it is necessary due to this setback requirement, it should be considered on an expedited basis without an additional application fee. Any such expansion shall only include the minimal area needed to comply with this setback requirement.**
 - F. Any security lighting shall be downward screened so that it does not shine on neighboring properties or roadways.**
 - G. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.**

The County Council held a Public Hearing on this application on February 5, 2013 at which time action was deferred and the record was left open for two weeks for the Applicant to submit proposed conditions, after which the record remained open for an additional two weeks for responses and comments to the submitted proposed conditions. The Council deferred action again on April 16, 2013.

At the April 16th Council meeting, Mr. Lank distributed and reported on the proposed conditions received from the Applicant on February 13, 2013. There were no responses or comments submitted in reference to the submitted proposed conditions.

The proposed conditions submitted by the Applicant are as follows:

- 1. At no time will refrigeration units on any trailer stored on site be started, running or operating.**
- 2. At no time will trucks be left to idle for an extended period and/or an unreasonable amount of time. Reasonable time will be considered that time needed to sensibly allow the trucks engine and operating systems to warm to allow the truck to be driven in a safe and reasonable manner. This shall include the time needed to hook and/or unhook from trailers.**
- 3. At no time will any general maintenance be performed on any truck, trailer or vehicle except for emergency repairs needed for the safe and reasonable operation of said truck, trailer or vehicle.**
- 4. At no time should radios, CB's or the like be at a volume so as to be heard from outside the truck or vehicle.**
- 5. Entry and exit into trucks or personal vehicles shall be kept to a minimum, especially between the hours of 7:00 p.m. to 8:00 a.m., so as to avoid the slamming of doors and trunks.**
- 6. At no time shall trash, debris, tires or parts from trucks or trailers be**

Old Business/C/U No. 1950 (continued) stored or left on site.
7. If personal automobiles are driven to or from the site, they shall be parked on the southerly side of the site.

Mr. Vincent referenced the Commission's proposed condition (E) relating to the setback of 100 feet from the entire perimeter boundary of the Conditional Use and he stated that he does not believe 10 tractor trailers would fit in the remaining area.

M 198 13 Amend Condition/C/U No. 1950 A Motion was made by Mr. Cole, seconded by Mr. Phillips, to amend Condition E recommended by the Planning and Zoning Commission, to read as follows:

There shall be a 50 foot setback from any perimeter boundary with a third party owner. No parking of trucks or trailers shall be allowed in this setback area. The setback area shall be shown on the Final Site Plan and also clearly marked on the site with post and rail fencing or a similar barrier. If this setback area eliminates the Applicant's ability to reasonably park the trucks and trailers, the Applicant may apply for an expansion of the Conditional Use onto the remaining property owned by him. If such an application is required, but only in the event that it is necessary due to this setback requirement, it should be considered on an expedited basis without an additional application fee. Any such expansion shall only include the minimal area needed to comply with this setback requirement.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea

M 199 13 Amend Conditions/C/U No. 1950 A Motion was made by Mr. Cole, seconded by Mr. Phillips, to incorporate the Applicant's suggested Conditions 1 through 3 and to incorporate the Commission's recommended conditions A through G with the deletion of Condition C and the amendment to Condition E (Motion M 198 13), as follows:

- A. There shall be no more than 10 trucks and/or trailers on the site at any one time.
- B. All trucks and trailers on the site must be operable and have valid registrations.
- C. At no time will refrigeration units on any trailer stored on site be started, running or operating.
- D. At no time will trucks be left to idle for an extended period and/or an unreasonable amount of time. Reasonable time will be considered that time needed to sensibly allow the trucks engine and operating systems to warm to allow the truck to be driven in a safe and reasonable manner. This shall include the time needed to hook

**M 199 13
Amend
Conditions/
C/U
No. 1950
(continued)**

and/or unhook from trailers.

- E. At no time will any general maintenance be performed on any truck, trailer or vehicle except for emergency repairs needed for the safe and reasonable operation of said truck, trailer or vehicle.**
- F. The parking areas and spaces shall be clearly designated on the Final Site Plan. The parking areas shall also be clearly marked on the actual site.**
- G. There shall be a 50 foot setback from any perimeter boundary with a third party owner. No parking of trucks or trailers shall be allowed in this setback area. The setback area shall be shown on the Final Site Plan and also clearly marked on the site with post and rail fencing or a similar barrier. If this setback area eliminates the Applicant's ability to reasonably park the trucks and trailers, the Applicant may apply for an expansion of the Conditional Use onto the remaining property owned by him. If such an application is required, but only in the event that it is necessary due to this setback requirement, it should be considered on an expedited basis without an additional application fee. Any such expansion shall only include the minimal area needed to comply with this setback requirement.**
- H. Any security lighting shall be downward screened so that it does not shine on neighboring properties or roadways.**
- I. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.**

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**M 200 13
Adopt
Ordinance
No. 2304/
C/U
No. 1950**

A Motion was made by Mr. Cole, seconded by Mrs. Deaver, to Adopt Ordinance No. 2304 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND A GR GENERAL RESIDENTIAL DISTRICT FOR PARKING COMMERCIAL TRACTOR TRAILERS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NANTICOKE HUNDRED, SUSSEX COUNTY, CONTAINING 9.59 ACRES, MORE OR LESS" (Conditional Use No. 1950) filed on behalf of Erlin I. Rivera, with the following conditions:

- A. There shall be no more than 10 trucks and/or trailers on the site at any one time.**
- B. All trucks and trailers on the site must be operable and have valid registrations.**
- C. At no time will refrigeration units on any trailer stored on site be started, running or operating.**
- D. At no time will trucks be left to idle for an extended period and/or an unreasonable amount of time. Reasonable time will be considered that time needed to sensibly allow the trucks engine and operating**

**M 200 13
Adopt
Ordinance
No. 2304/
C/U
No. 1950
(continued)**

systems to warm to allow the truck to be driven in a safe and reasonable manner. This shall include the time needed to hook and/or unhook from trailers.

- E.** At no time will any general maintenance be performed on any truck, trailer or vehicle except for emergency repairs needed for the safe and reasonable operation of said truck, trailer or vehicle.
- F.** The parking areas and spaces shall be clearly designated on the Final Site Plan. The parking areas shall also be clearly marked on the actual site.
- G.** There shall be a 50 foot setback from any perimeter boundary with a third party owner. No parking of trucks or trailers shall be allowed in this setback area. The setback area shall be shown on the Final Site Plan and also clearly marked on the site with post and rail fencing or a similar barrier. If this setback area eliminates the Applicant's ability to reasonably park the trucks and trailers, the Applicant may apply for an expansion of the Conditional Use onto the remaining property owned by him. If such an application is required, but only in the event that it is necessary due to this setback requirement, it should be considered on an expedited basis without an additional application fee. Any such expansion shall only include the minimal area needed to comply with this setback requirement.
- H.** Any security lighting shall be downward screened so that it does not shine on neighboring properties or roadways.
- I.** The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea

**Legislative
Update**

Hal Godwin, Deputy County Administrator, presented the following legislative update:

House Bill No. 74 – “AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE”.

Mr. Godwin handed out revised legislation which shows that the legislation was assigned to a different Committee. The legislation was assigned to the House Health & Human Development Committee. Mr. Godwin distributed information on the names and contact information of the Committee members.

The Bill has not yet been scheduled for a Committee hearing.

Mr. Godwin stated that Council members can review the Bill and make comments directly to the Committee members.

**Legislative
Update
(continued)**

Mrs. Deaver questioned how the State can prevail over the federal government's plan. Mr. Phillips asked Mr. Godwin to find an answer to this question.

In regards to this health insurance legislation, Mr. Vincent asked Gina Jennings, Finance Director Appointee, to (1) put together the County's information for submission to the Committee and (2) be prepared to testify.

House Bill No. 44 - "AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO PROPERTY".

This Bill was passed in the House.

Un-numbered Senate Bill – This Bill would allow Delaware residents 65 years of age and older to continue to qualify for the "Senior School Property Tax Credit Program" even if they are delinquent provided they have entered into a payment plan for taxes due.

This Bill has not yet been introduced. The County is currently compliant with this proposed Bill.

Un-numbered Senate Bill – This Bill provides for a property tax exemption for the dwellings of military veterans who are disabled and for their spouses, if the veteran is deceased.

This Bill has not yet been introduced and the County has been asked for comments.

Some of the Council members expressed hesitancy to support this Bill and suggested that the County should have its own ordinance to give this exemption to disabled veterans and their spouses.

Mr. Vincent directed the County Administrator to have an ordinance drafted to provide a property tax exemption for disabled veterans.

Animal Welfare Task Force Comments

Mr. Godwin referenced the draft report from the Animal Welfare Task Force, which was previously distributed to the Council; the deadline for comments was April 22nd and Mr. Godwin sent in comments: (1) a correction to the minutes regarding cat licensing and (2) a statement that Sussex County government wants the State of Delaware to take dog licensing and control back because it is an unfunded mandate.

Mr. Godwin noted that the final report will be released by the end of April.

House Bill No. 63 – "AN ACT PROPOSING AN AMENDMENT TO ARTICLE 1 OF THE CONSTITUTION RELATING TO AGRICULTURE".

**Legislative
Update
(continued)**

This Bill is the first leg of a constitutional amendment that forever guarantees the right of farmers to engage in modern farming and ranching practices.

This Bill is on the House Ready List.

Several Council members expressed confusion over what the Bill does.

Mr. Phillips asked Mr. Godwin to talk with Representative Atkins and ask him if there is a specific incident that is driving this legislation.

**Adminis-
trator's
Report**

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

1. County Libraries Closing – Thursday, May 9, 2013

Please be advised, in two weeks, the County Libraries will close on Thursday, May 9, 2013 to allow staff to attend the annual Delaware Library - Maryland Library Association Conference in Ocean City, Maryland.

The conference provides library staff the opportunity to receive a multi-state perspective and an expanded view of collaboration and partnering in addition to subject-specific learning.

County libraries will reopen at the regular time on Friday, May 10, 2013.

**Delaware
Solid
Waste
Authority
(DSWA)/
Lease
of Premises**

Michael Izzo, County Engineer, presented a Proposed Lease Agreement between the County and the Delaware Solid Waste Authority for the lease of premises of an existing solid waste transfer site (Long Neck Collection Station) at the Inland Bays Regional Wastewater Facility. This site has been operational since 1993 without incident; however, the Lease executed in 1993 did not contain any provisions for extending the lease. For this reason, a new Lease was created which is proposed to be in place for another 20 years with a provision for an additional 20 year extension.

**M 201 13
Approve
Lease
Agreement/
DSWA**

A Motion was made by Mr. Cole, seconded by Mr. Phillips, based upon the recommendation of the Sussex County Engineering Department, that the Sussex County Council approves the Lease Agreement with the Delaware Solid Waste Authority to continue operation at the solid waste collection station at the site of the Inland Bays Regional Wastewater Facility.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**Bid
Results for
Angola
Beach
Grinder
Pump
System &
Villages
of Herring
Creek
Improve-
ments
Project**

Michael Izzo, County Engineer, presented the bid results for the Angola Beach Road Grinder Pump Station and Villages of Herring Creek Improvements, Angola Neck Sanitary Sewer District. Mr. Izzo explained that this is the final contract for the Angola Neck Sanitary Sewer District; there were 5 or 6 homes that could not be served via a conventional gravity system and a grinder pump system was set up to serve the homes. In addition, during the construction of the Angola Neck Sanitary Sewer District, the County took over a private sewer system and the system needs some upgrades. Mr. Izzo reported that there were four bidders on the project and that the low bidder was Harry Caswell, Inc. of Millsboro, Delaware, for the Base Bid amount of \$137,706.00. The Engineer's estimate for the project was \$173,460.00.

Mr. Cole suggested a different billing calculation for homeowners with grinder pumps. Mr. Izzo stated that the Engineering Department would look into this.

**M 202 13
Award Bid/
Angola
Beach
Grinder
Pump
System &
Villages
of Herring
Creek
Improve-
ments
Project**

A Motion was made by Mr. Phillips, seconded by Mr. Cole, based upon the recommendation of the Sussex County Engineering Department, that Sussex County Project No. 11-11, Angola Neck Sanitary Sewer District: Angola Beach Road Grinder Pump System and Villages of Herring Creek Improvements, be awarded to Harry Caswell, Inc. of Millsboro, Delaware, at the bid amount of \$137,706.00 contingent upon the receipt of approval from the Delaware Department of Natural Resources and Environmental Control and/or Rural Utility Service.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea

**Grant
Requests**

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

**M 203 13
Council-
manic
Grant**

A Motion was made by Mr. Cole, seconded by Mrs. Deaver, to give \$800.00 (\$200.00 from Mr. Cole's, Mrs. Deaver's, Mr. Phillips', and Mr. Vincent's Councilmanic Grant Accounts) to Prevent Child Abuse Delaware for the Stewards of Children Initiative expenses.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea

**M 204 13
Council-
manic
Grant**

A Motion was made by Mr. Cole, seconded by Mrs. Deaver, to give \$200.00 (\$100.00 each from Mrs. Deaver's and Mr. Cole's Councilmanic Grant Accounts) to the National Active and Retired Federal Employees Association (NARFE) for a golf tournament fundraiser benefitting

**M 204 13
(continued)**

Alzheimer's Research.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**M 205 13
Council-
manic
Grant**

A Motion was made by Mr. Cole, seconded by Mr. Phillips, to give \$500.00 from Mr. Cole's Councilmanic Grant Account to the Rehoboth Summer Children's Theatre for camp expenses.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**Request
for Funds**

Mary Rio, Founder of Clothing Our Kids, was in attendance to present a request for funding and to explain how the funds would be used. She stated that the program began in January 2012 and currently supports 14 elementary schools; her plans are to reach out to all schools in the County during the next school year. Ms. Rio stated that there are no administrative costs, with the exception of a \$400.00 fee for the organization's non-profit status application and for business cards.

**M 206 13
Council-
manic
Grant**

A Motion was made by Mr. Phillips, seconded by Mr. Cole, to give \$2,000.00 (\$1,000 from Mr. Phillips' Councilmanic Grant Account, \$500.00 from Mr. Vincent's Councilmanic Grant Account, and \$500.00 from Mr. Cole's Councilmanic Grant Account) to Clothing Our Kids for operating expenses.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**M 207 13
Council-
manic
Grant**

A Motion was made by Mr. Phillips, seconded by Mr. Cole, to give \$700.00 (\$500.00 from Mr. Vincent's Councilmanic Grant Account, \$100.00 from Mrs. Deaver's Councilmanic Grant Account and \$100.00 from Mr. Phillips' Councilmanic Grant Account) to the Eastern Shore AFRAM Festival for event expenses.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

There was no additional business.

**M 208 13
Go Into
Executive
Session**

At 12:11 p.m., a Motion was made by Mrs. Deaver, seconded by Mr. Phillips, to recess the Regular Session and to go into Executive Session for the purpose of discussing issues relating to pending/potential litigation and land acquisition.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

**Executive
Session**

At 12:12 p.m., an Executive Session of the Sussex County Council was held in the Caucus Room of the Chambers for the purpose of discussing issues relating to pending/potential litigation and land acquisition. The Executive Session concluded at 12:31 p.m.

**M 209 13
Reconvene
Regular
Session**

At 12:32 p.m., a Motion was made by Mr. Phillips, seconded by Mr. Wilson, to come out of Executive Session and to reconvene the Regular Session.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

There was no action on Executive Session items.

**M 210 13
Adjourn**

A Motion was made by Mr. Cole, seconded by Mr. Phillips, to adjourn at 12:33 p.m.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mrs. Deaver, Yea; Mr. Cole, Yea;
Mr. Phillips, Yea; Mr. Wilson, Yea;
Mr. Vincent, Yea**

Respectfully submitted,

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

SUSAN M. WEBB, CPA
FINANCE DIRECTOR




Sussex County

ADMINISTRATIVE OFFICE BUILDING
2 THE CIRCLE
P.O. BOX 589
GEORGETOWN, DELAWARE 19947
TEL: 302-855-7741
FAX: 302-855-7749
E-MAIL: smwebb@sussexcountyde.gov

MEMORANDUM:

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

FROM: Susan M. Webb, CPA 
Finance Director

RE: **ECONOMIC DEVELOPMENT COMMITTEE
RECOMMENDATIONS**

DATE: April 24, 2013

The Sussex County Economic Development Committee met on March 15, 2013 to hear two applicants for consideration of a Sussex County Economic Development Grant. Those applicants are Atlantis Industries Corporation and Grayling Industries (part of New ILC Dover, Inc.). On Tuesday, April 30, the Council will hear presentations from both applicants, and the Economic Development Committee will have recommendations for Council to consider.

Attached you will find the following:

- summary information letter regarding both applicants
- Economic Development Committee agenda
- minutes from the March 15, 2013 Committee meeting
- applications from both applicants

The recommendation from the Economic Development Committee will be to grant \$800 per job from the Economic Development Fund to both applicants as follows:

- Atlantis Industries – 56 jobs, \$44,800
- Grayling Industries (ILC) – 115 jobs, \$92,000

The \$800 per job is an amount that was approved by County Council on November 29, 2011, the time our Economic Development Incentives Program was passed. The County Economic Development Fund was created in 2004 and has been very successful.

The grant documents will contain specific language as to how the grants are paid out in relation to jobs added. We will also include claw back provisions if the job levels are not met. We will regularly review (anticipate every six months) the corporations' employment records to verify and account for the jobs tied to this grant.

Both applicants have partnered with the State of Delaware for use of the State's Strategic Fund Capital Expenditures Grant, as well as the match grant applied to capital expenditures. The State's press release for ILC is attached as is the email from DEDO concerning the State's participation with both applicants.

SMW/nc

Attachments


SUSAN M. WEBB, CPA
FINANCE DIRECTOR
(302) 855-7741 T
(302) 855-7749 F
swebb@sussexcountyde.gov



Sussex County
DELAWARE
sussexcountyde.gov

Memorandum

TO: Economic Development Committee Members

FROM: Susan M. Webb, C.P.A. 

RE: ***Economic Development Committee Meeting – March 15, 2013***

DATE: March 8, 2013

The next Economic Development Committee meeting is on Friday, March 15, 2013. The agenda for the meeting is attached along with the applications for each applicant.

Both Atlantis Industries Corporation and Grayling Industries (part of New ILC Dover, Inc.) are applying for an Economic Development grant from our Economic Development Fund. To become familiar with our Economic Development Policy I have attached our guidelines and our grant policy. The guidelines establish our practices, procedures and options for the applicants. Our grant policy establishes what is considered an eligible use of grant funds.

In this case both applicants are expanding and bringing employment to Sussex County. Please note, both companies are privately held and some of our topics for discussion could be sensitive and limited. I have reviewed both applicant's financial statements and tax returns and their financial information is acceptable. It is preferable to equate the grant requests with jobs added to Sussex County. Within our incentive guidelines we may value each job at \$800.00, however keep in mind that the committee and/or Sussex County Council may make modifications to this, as per policy.

This meeting will be the first for addressing a grant request so keep in mind that a precedent may be set. We will have an opportunity to discuss both applicants and their grants after the presentations.

SMW/kac

Attachments

SUSAN M. WEBB, CPA
FINANCE DIRECTOR
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Sussex County
DELAWARE
sussexcountype.gov

ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

March 15, 2013 – 10 A.M.

SUSSEX COUNTY COUNCIL CHAMBERS

Call to Order

Approval of Agenda

Atlantis Industries Corporation

Applicant: Atlantis Industries Corporation

Amount: Grant request

Application: Atlantis Industries Corporation is a 50 year old high quality custom injection molder and tool maker with full service custom injection molding and tool making capabilities from concept through full production. Over the next 24 months, Atlantis is expected to grow by 100%. This growth plan will generate at least an additional 20 jobs by the end of 2016 and keep 36 existing full time employees. The present facility, located in Milton, DE, is not equipped to handle this growth in its current state. Atlantis would need to relocate, to another county, or modify the present facility to accommodate future plans.

Grayling Industries (part of New ILC Dover, Inc.)

Applicant: Grayling Industries (part of New ILC Dover, Inc.)

Amount: Grant request

Application: Grayling Industries designs and manufactures a variety of products using engineered materials for numerous businesses. In addition,

the Company designs and produces plastic containment systems. New ILC Dover, Inc. – based in Frederica, DE has acquired Grayling Industries, Inc. Grayling has facilities in Alpharetta, GA, El Paso, TX, and Juarez, Mexico. The Juarez operation will transfer to Seaford, DE over the next year. The Alpharetta warehouse operation will transfer to Seaford near the end of 2013. The El Paso warehouse will transfer to Seaford in 2014. The Company anticipates 115 full time jobs in one year, 125 full time jobs in two years, and 135 full time jobs three years and after.

Economic Development Committee meetings can be monitored on the internet at www.sussexcountype.gov.

In accordance with 29 Del. C. §10004(e)(2), this Agenda was posted on March 8, 2013, at 10:00 a.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 which arise at the time of the Meeting. There is no intent to hold an Executive Session.

Agenda items listed may be considered out of sequence.

ECONOMIC DEVELOPMENT COMMITTEE

Minutes of Meeting

March 15, 2013

The Sussex County Economic Development Committee met on March 15, 2013, at 10:00 a.m. in the County Council Chambers, Georgetown, Delaware, with the following members present:

Todd F. Lawson	County Administrator
Susan M. Webb, CPA	Finance Director
Julie Wheatley	Director of Economic Development
J. Everett Moore	County Attorney
Robert F. Rider, Jr.	Committee Member

Also in attendance was Gina A. Jennings, Finance Director Appointee.

The Agenda for today's meeting was posted on March 8, 2013 in the County's locked bulletin board (located in the lobby of the County's Administrative Office Building) as well on the Sussex County website.

Susan Webb, Finance Director called the meeting to order and welcomed everyone on behalf of the Economic Development Committee.

A Motion was made by Mr. Moore, second by Mrs. Webb to approve the agenda as posted. Motion Adopted by Voice Vote.

Mrs. Webb shared that there were two businesses present today that had made application for an Economic Development Grant, Atlantis Industries Corporation and ILC Dover/Grayling Industries.

Committee members were introduced and Mrs. Webb shared the Economic Development Grant Application review process.

During today's meeting, each Committee member was given the opportunity to ask questions. While individual questions are not specifically noted, the minutes do reflect the responses given and the overall discussion.

Dave Bunting and Doug McGarvey, Vice President, were present on behalf of Atlantis Industries Corporation; they stated that Atlantis Industries Corporation is a 50 year old, high quality, full service custom injection molder and tool maker located in Milton, Delaware. They are ITAR (International Traffic in Arms Regulations) registered and ISO 9001 and ISO/TS 16949 certified which is related to automotive.

Atlantis Industries Corporation are experts in taking a concept or idea and turning it into a production proven injection molded part; they are capable of manufacturing very particular engineering grade plastic materials that could be something a customer has engineered or run material out of basic polypropylene ABS, your typical everyday plastics; they expertise in supporting new product development as well as value added services for customers located throughout the United States; approximately 20% of their customers are located in Delaware; they are owned by a private investment group and by the senior management of the Murray Corporation, which acquired Atlantis in August of 2008 and is located in Hunt Valley, Maryland; several of the markets served by Atlantis (military, industrial) are areas that Murray also serves and the belief is that there will be synergies between the two companies.

The Atlantis facility has on-site fully equipped metrology lab; full service tool shop (to run molds/make plastic, build and test other molds & prototypes); sophisticated automation (servo driven robots on many of their machines as well as standalone automated equipment); portable class 100,000 clean room; and a production environment that is climate controlled for air condition and humidity.

Atlantis Industries Corporation serves a number of industries, which allows them to not concentrate on one particular industry and take a financial hit when that industry is not doing well economically. The industries that they serve are Consumer/Industrial, Automotive, Military, Healthcare/Medical and not anyone customer is more than 25% of their business with several of their top 50 customers located in Delaware.

In the plans for Atlantis Industries Corporations future, they are looking at tremendous sales growth of 100% by 2014 and another 100% by 2020; increase workforce by 20 full-time employees by 2016 (10 skilled/professional and 10 unskilled/semi-skilled) with their lowest paying part-time job starting at \$10.00 per hour; Capital Investments of over \$2.34 million by 2016 (\$2.1 million in equipment/machinery and \$245 thousand in existing building renovations to

expand professional office space to support growth as well as converting their existing warehouse space to production and assembly).

Atlantis offers health insurance to their employees (70% Atlantis contribution and 30% employee contribution), sick days (5 per year), vacation, holiday, dental, life insurance and a retirement plan with employee contribution.

Mrs. Webb questioned the terms of the current lease at the Milton facility.

Mr. Bunting shared that the current lease is for five (5) years, expiring in August 2013 then it becomes a year to year lease; they are currently in negotiations with the Landlord to obtain a ten (10) year lease.

Atlantis Industries Corporation is also in negotiations with the Landlord to build a 10,000 sq. ft. or larger warehouse on the property across the street from the current facility. The Landlord has been in contact with the appropriate officials from the Town of Milton (Planning & Zoning and Mayor), pre-zoning and entrance approval for this property has been granted; approval still needs to be obtained from the Town of Milton for the demolition of the home currently on the property. This new warehouse facility is not likely to be built in 2013, as Atlantis Industries Corporation does not have a commitment from the Landlord at this time.

Atlantis Industries Corporation has received grants from the State of Delaware, Delaware Economic Development Office (DEDO) for Funds Disbursement, as well as a Capitol Rebate to help with their Capital Expenditures.

In this application for funds, Atlantis Industries Corporation has applied for a Sussex County Economic Development Grant valuing an employee at a maximum of \$800 per employee for a fulltime job with benefits.

Atlantis plans to use a large portion of the County grant money to renovate the existing two warehouses on the property, which is estimated to cost around \$50,000-\$100,000 for each facility with any remaining grant money used for additional professional offices. The first project would be to renovate the large existing warehouse, converting it into a conditioned assembly area; then the second warehouse located on the property, that currently houses raw materials would be renovated to accommodate the purchase of three (3) additional Machine Presses (one which is twice as large as any they currently own).

Mr. Rider questioned if Atlantis had purchased any of the items on the 2013 Equipment List.

In response to Mr. Rider, Mr. Bunting stated that Atlantis Industries Corporation has purchased the following two pieces of equipment from the Equipment List provided in the grant application (VM2 & EDM); they have visited with a few different Machine Press manufactures in the last month and plan to have at least one Machine Press on-site by May 2013. The 800 ton large Machine Press has to be on-site no later than the end of 2013 as they have a signed contract with this commitment.

There was a brief discussion among the Committee Members.

Mr. Lawson recommended a funding level at \$800 per job from the Economic Development Grant Program to Atlantis Industries Corporation based on their projected and current employment levels of 36 current and 20 future employees which was provided in the application that was submitted to the Committee.

A Motion was made by Mr. Lawson, seconded by Mr. Moore, to fund Atlantis Industries Corporation from the Economic Development Grant Fund for \$800 per job pending Council approval.

Motion Adopted: 5 Yea

Voted by Roll Call: Mrs. Wheatley, Yea; Mr. Lawson, Yea;
Mr. Moore, Yea; Mr. Rider, Yea;
Mrs. Webb, Yea

Mrs. Webb introduced Mr. Brad Walters, Vice President of Operations for ILC Dover/Grayling Industries.

Grayling Industries manufactures' Industrial Bulk Containers that are used to transport in process powders, materials and liquids between operations at a manufacturing plant, this provides the bulk carrier (bag) which allows the manufacturing operation to transport the materials between their operations. Grayling Industries builds approximately 2 (two) million items a year compared to ILC Dover's Flexible Containment Operation of approximately 50,000 a year.

Grayling Industries initially started their company in the Asbestos Removal business working with other companies to manufacture chemicals, supplies and containers in order to remove asbestos efficiently and safely. The asbestos removal side of the business is expected to be flat with the bulk container business expected to grow. ILC of Dover/Grayling Industries is planning to grow the asbestos removal industry to a universal level as their pharmaceutical business is 60% European and Graylings Industries has no European business at this time.

Mr. Walters stated that ILC Dover/Graylings Industries will be spending approximately 5 (five) million dollars to move the current manufacturing facility in Juarez, Mexico to the new ILC facility in Seaford, Delaware. The new facility in Seaford will consist of 40,000 sq. ft. of production space and 50,000 sq. ft. of warehouse space.

When ILC Dover/Grayling Industries made the agreement to transfer the manufacturing facility from Mexico to United States, the transition to Delaware had to be completed within a year and a half. Grayling Industries' existing sales staff, consisting of 10-12 employees are based in Atlanta, Georgia and will continue to work from that location with the entire manufacturing operation based out of Seaford, Delaware with this transition to be complete sometime in early 2014.

ILC of Dover will be moving nine cells' (production lines) back to Delaware with approximately 11-12 employees working on each cell. The moving process for the equipment will be in 2 (two) stages:

- (1) Shipment of the equipment from Mexico to Delaware and reassembling it in a timely manner to be able to keep their current customers satisfied.

- (2) Working to make each cell run as efficiently as possible.

Mr. Walters shared the Project Roles and Responsibilities, Implementation Timeline and Production Line Move Sequence from ILC of Dover/Grayling Industries to make the transition from Mexico to Delaware as seamless as possible.

The equipment to be relocated to Delaware will be the 9 (nine) production lines as well as sub-assembly equipment totaling approximately 85 machines; 6 (six) machines are 20-35 feet long and must be taken apart in sections and reassembled after it is delivered to Seaford; 7 machines are 13 feet in diameter; additional

support items to be moved include; forklifts, pallet jacks, pallet racks, tables, carts, test equipment and furniture.

ILC of Dover/Grayling Industries plan to have the Seaford facility modifications completed, Certificate of Occupancy and start hiring first and second shift operators for Cell #1 by the end of May 2013. Set-up, validation and initiate production of Cell #1 should be complete by mid-June 2013. Administrative staff has currently been hired and they will begin to hire hourly employees starting in April and May.

Mr. Walters stated that by the end of the first quarter of 2014 they plan to employ approximately 115 employees and considers the growth of 10-15 employees a year a conservative number with the facility having 170-200 employees within 4-5 years. The Human Resource Department for ILC of Dover/Grayling Industries are planning job fairs and have been in discussions with Town of Seaford, Delaware Technical and Community College as well as Sussex Technical High School about assisting with the training needed to get the facility up and running by the stated benchmark.

ILC of Dover/Grayling Industries will offer medical and dental (ILC pays 75% of the medical/dental expenses) with employees picking up the remaining 25%, 401K program with company match (which is dictated by the state of the economy), life insurance, short term and long term disability, at this time there is no pension plan offered.

DEDO has approved a 3% rebate on the Capitol expenses incurred now and in the future up to \$6.6 million and they also approved a tax return based on the number of employees that are hired by reducing the state tax rate (approximately \$600,000 over a period of 5 (five) years).

Mr. Waters shared that currently the plan for the two plants (Texas and Georgia) that were purchased in the acquisition, are that the Atlanta, Georgia warehouse will close sometime this year and the El Paso, Texas warehouse which employees three employees has a lease that runs through 2015.

There was a brief discussion among the Committee Members.

A Motion was made by Mr. Lawson, seconded by Mr. Moore, to fund ILC Dover/Grayling Industries from the Economic Development Grant Fund at a rate of \$800 per job pending Council approval.

Motion Adopted: 5 Yea

Voted by Roll Call: Mrs. Wheatley, Yea; Mr. Lawson, Yea;
Mr. Moore, Yea; Mr. Rider, Yea;
Mrs. Webb, Yea

At 11:41, a Motion was made by Mr. Lawson to adjourn, Mrs. Webb accepted the motion.

Respectfully Submitted,

Kelly A. Collins
Administrative Secretary



Sussex County

Economic Development Office

Your Business Partner

Instructions: This application is designed to be completed electronically, then printed, signed and notarized. Please make all efforts to complete the application electronically. Return one original to Sussex County Economic Development Office. Contact the office directly with questions. This application is not a commitment for funds, nor does it obligate Sussex County, Delaware in any way.

General Information

Please provide a detailed description of the project. If more space is necessary, please attach additional information.

Over the next 24 months, Atlantis Industries Corporation is expected to grow by 100% and another 100% within the next 6 years. This growth plan will generate at least an additional 20 jobs by the end of 2016 and maintain the existing 36 full-time employees. Since our present facility located in Milton is not equipped to handle this amount of growth in its current state, we are faced with a decision. We can relocate to an available larger facility owned by a sister company in Hunt Valley, Maryland, relocate to another larger facility in Delaware, or negotiate with the current landlord to modify the present facility to accommodate our future plans. With enough financial assistance from Sussex County to help with current site modifications, the option to relocate outside of the county may be eliminated.

Legal Name of Applicant (Business) Atlantis Industries Corporation	Delaware Business License & Type 2008604118 Mfg. 2009101198 Whse	Tax I.D. or SS# for an Individual Request 26-2946879
D/B/A (if applicable)	Date Business Established (mm/yyyy) 8 / 2008	NAICS Code ¹ 32,199
<input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> S-Corp <input type="checkbox"/> C-Corp <input type="checkbox"/> LLC <input type="checkbox"/> Individual Business Request		
Applicant's Address 1 Park Street, Milton, DE 19968		Business Phone # (302) 684 - 8542
Applicant's Street Address (if different)		Applicant's Fax # (302) 684 - 3367
Business Description Custom Injection Molder		State of Incorporation Maryland
Primary Project Contact, Email & Phone Number David Buntling, dave@atlantiausa.com, 302-684-8542		Title Operations Manager

Number of Applicant's Permanent Sussex County-Based Full-time Jobs

Presently Employed	Employees To Be Maintained	New Employment	To Be Relocated to Sussex County	Total Employees
36	36	20	0	56 May

¹ A North American Industry Classification System (NAICS) Code is a 6 digit number assigned to your business by the Delaware Department of Labor. NAICS Codes replaced SIC codes. A NAICS code is also referred to as the Principal Business Activity or Principal Product or Service code on your federal income tax return.

Management & Ownership

(Show 100% ownership. If more space is necessary, ignore here and attach a complete list formatted like below as "Exhibit: Management & Ownership - 1")

Name	SS# or Tax ID #	% Ownership	Address (if different from applicants)	Guarantor?	Spouse Guarantor?
		%			
		%			
		%			
		%			
		%			
		%			
		%			
		%			

Has the applicant or any person listed above:

- ☐ Yes ☒ No Been the subject of, or a party to, any formal or informal inspection, inquiry, investigation, administrative proceeding, criminal prosecution or civil litigation by any federal or state agency administering, or private person seeking relief under, state or federal statutes, regulations or rules governing collective bargaining, hours of labor, working conditions, industrial hygiene and safety, minimum wage standards, discrimination in wages, child labor, unemployment insurance, workers' compensation or other labor law matters?
- ☐ Yes ☒ No Been the subject of or a party to any formal or informal inspection, inquiry, investigation, administrative proceedings, criminal prosecution or civil litigation by any federal or state agency administering, or private person seeking relief under, state or federal environmental statutes or regulations?
- ☐ Yes ☒ No Been the subject of, or a party to, any formal or informal inspection, inquiry, investigation, administrative proceeding, criminal prosecution or civil litigation by any state or federal law enforcement, regulatory or administrative agency for the criminal or civil violation of any federal or state statute, regulation, rule or the terms of any license or permit issued by a federal or state agency, including the failure to hold such a license or permit?
- ☐ Yes ☒ No Been the defendant in any civil litigation in which any type of fraud, misrepresentation, unfair or deceptive trade practices were alleged?
- ☐ Yes ☒ No Been debarred or suspended from contracting with any state or federal agency or from receiving financial assistance from any state or federal agency?
- ☐ Yes ☒ No Been denied any license or permit or had any license or permit revoked or suspended by any federal, state or local agency or governmental body?
- ☐ Yes ☒ No Been convicted of a crime?
- ☐ Yes ☒ No Filed a voluntary petition in bankruptcy or had an involuntary petition in bankruptcy filed against the Applicant, in any bankruptcy court, or been subject to any other state or federal insolvency or receivership proceedings?
- ☐ Yes ☒ No Been an owner or manager of a manufacturing facility that was designated as a chronic violator by the Delaware Department of Natural Resources & Environmental Control?
- ☐ Yes ☒ No Do you have a family member who is currently employed by Sussex County? Family member is defined as sibling, parent, aunt, uncle cousin or second cousin. If so, by what relationship?

If the answer to any question above is "yes," furnish details on a separate page and attach as: "Exhibit: Management & Ownership - 2"

Project Information

A. Location of Proposed Project

Street Address: **1 Park Street** Municipality: **Milton** Zip Code: **19968** County: **Sussex**

☒ Yes ☐ No If applicant is not the owner of the project site, does the applicant lease the project site or any buildings on the site?
 If "yes", when does the lease expire? **6 / 2020**

☐ Yes ☒ No Is there a relationship legally or by virtue of common control between the applicant or proposed occupant of the project, and the present owner of the property? If "yes", describe briefly here: **None**

B. Equipment

List each item of **new** equipment to be acquired in the project.

If more space is necessary, ignore here and attach a list formatted like below as "Exhibit: Equipment - 1"

Description	On Order?	Date Ordered	Price	Date To Be Received
See attached		/ /	\$	/ /
		/ /	\$	/ /
		/ /	\$	/ /
		/ /	\$	/ /
		/ /	\$	/ /

List each item of **used/existing** equipment to be acquired as part of the project.

If more space is necessary, ignore here and please attach a complete list formatted like below as "Exhibit: Equipment - 2"

Description	Date Purchased	Price	Location
See attached	/ /	\$	
	/ /	\$	
	/ /	\$	
	/ /	\$	
	/ /	\$	

Employment Impact

Indicate the number of Sussex County-based full-time people that will be employed by the applicant or its related affiliate at the end of the first, second, and third year period after the project has been funded. All projections should be accurate, conservative, and achievable since employment projections may become a part of the financing agreements with the Committee. Include existing, new, and relocated jobs.

Type of Employment	Number of Full-Time Employees One Year After Funding	Number of Full-Time Employees Two Years After Funding	Number of Full-Time Employees Three+ Years After Funding
Professional or Managerial	10	12	13
Engineering or Skilled Labor	8	11	13
Unskilled & Semi-Skilled	29	30	30
TOTALS	47	53	56

Provide job titles that correspond to the newly created or relocated jobs as a result in part, of the grant/incentives, together with estimated annual wages for each title. If more space is necessary, ignore here and please attach a complete list as "Exhibit: Employment Impact"

Will you be attaching a separate list: ☐ Yes ☒ No

Job Titles	Job Type	# of Jobs	Estimated Minimum Wages	Benefits Included
See attached			\$	
			\$	
			\$	
			\$	
			\$	

Certifications and Notarization to Applicants

CERTIFICATION -- Eligibility for financial assistance from Sussex County, Delaware is determined by the information presented in this application and in the required exhibits and attachments. Any change in the status of the proposed project from the facts presented herein could disqualify the project, including but not limited to, the commencement of construction or the acquisition of assets such as land or equipment. Please contact the Committee before taking any action which would change the status of the project as reported herein.

To the extent permitted by Delaware's Freedom of Information Act, all information contained in this application or obtained by the Committee in investigating or considering this application will be kept confidential, except for disclosure to the Sussex County Council, to the staff and attorneys of the Council, and except for disclosures made at the public hearing of the Council and in any published notice of such hearing.

I, the undersigned, being duly sworn upon my oath say:

1. The Applicant as listed is the recipient of the funds.
2. The Applicant hereby agrees, if this application is approved, to comply with all federal, state, and local laws affecting the grant to be issued and the operation of the proposed project. As part of this agreement, the Applicant agrees to use its best efforts in good faith to meet all employment projections set forth herein and to give the first opportunity of employment to qualified Sussex County residents for all unskilled and semi-skilled workers employed by the applicant. The Applicant agrees to report to the Authority, no later than August 31 of the year following the start of its operation of the project, the total number of its unskilled and semi-skilled employees and the number of its unskilled and semi-skilled employees who were residents of Sussex County at the time of their employment.
3. The Applicant hereby acknowledges and agrees that the Committee reserves the right to and may disclose any information contained in this application and its supporting documents to the Sussex County Council, to the staff and attorneys of the Council, at any public hearing held on this application by the Council, in any published notice of such hearing, and that this application is subject to the Delaware Freedom of Information Act.
4. The Applicant hereby agrees that any officers, employees, agents or attorneys of the Sussex County Council may have access to and copy any and all information in any form pertaining to Applicant, including, but not limited to, tax returns and information from tax returns as used in 30 Del. C. §368, in the custody of any State of Delaware, or other State, department, agency, instrumentality, division, office, board, bureau, council, commission, committee, panel or "public body," as that term is defined in the Delaware Freedom of Information Act, 29 Del. C. § 10002(a), including, but not limited to, the Departments of Finance, State, Labor, and Natural Resources and Environmental Control of the State of Delaware, the United States Environmental Protection Agency, the United States Department of Labor, the National Labor Relations Board or any other agency of the federal government having custody of information deemed pertinent by Sussex County Council, their staff or attorneys in evaluating Applicant's application for assistance.
5. This application, with all attachments & exhibits, is the product of diligent and reasonable investigation that I have either overseen or been personally involved.
6. I have carefully read this application, including all attachments and exhibits, and the information contained in this application, including all attachments and exhibits, is true, accurate and complete to the best of my information and belief.
7. I am a "high managerial agent" of the Applicant, as defined in Del. C. §284(b), and I am acting within the scope of my employment and in behalf of the Applicant.
8. I understand that if I have intentionally made a false statement in this application, or someone else has made a false statement herein that I know or believe to be false, I am subject to criminal prosecution. Further, the Authority, at its option, may terminate its financial assistance.
9. I understand the Authority may also request additional information from the applicant.

Name of Applicant (Business)
Atlantis Industries Corporation

Signature of Representative of the Applicant

Title

Operations Manager

Date Signed

1/22/13

David L. Bunting

Notary Information

State of

Delaware

County of

Sussex

Signed and sworn to (or affirmed) before me on:

1/22/2013

by

David L. Bunting

(Representative of Applicant, not Notary)

[SEAL]

BILLY H. MIDDLETON
Notary Public - State of Delaware
My Comm. Expires Feb. 23, 2015

(Name of Notary Public)

Billy H. Middleton

My Commission Expires:

2/23/2015

EXHIBITS REQUIRED

This application will not be considered complete unless the following items are submitted with the application form.

A. Certificate of Good Standing* and Business License:

- | | | |
|--|-------------------------------------|---|
| <input checked="" type="checkbox"/> Attached | <input type="checkbox"/> In Process | An original Certificate of Good Standing issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application |
| <input checked="" type="checkbox"/> Attached | <input type="checkbox"/> In Process | A copy of the business license issued by the Division of Revenue of the Delaware Department of Finance. |

* Certificate of Good Standing is not available for sole proprietorships or some general partnerships, but is for all other entities.

B. Financial information*:

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Attached | <input type="checkbox"/> NA | Three most recent years of financial statements and as much of the current year as is available, (but not more than three months old). Include as "Exhibit: Financial Statements" |
| <input checked="" type="checkbox"/> Attached | <input type="checkbox"/> NA | Three most recent years of tax returns. Include as "Exhibit: Tax Returns" |
| <input type="checkbox"/> Attached | <input checked="" type="checkbox"/> NA | Completed copy of "List of All Outstanding Obligations" form that follows |
| <input checked="" type="checkbox"/> Attached | <input type="checkbox"/> NA | Completed copy of "Project Source & Use of Funds" form that follows |

* All requested exhibits are required unless specifically told otherwise by the Committee. If the applicant is a new entity with less than two years of financial statements, provide personal financial statements and tax returns of each principal (or the parent company) for the past three years.

C. Certificate of Incorporation, Corporate Bylaws, Certificate of Formation and Limited Liability Operating Agreement*:

- | | | |
|-----------------------------------|-------------------------------------|---|
| <input type="checkbox"/> Attached | <input type="checkbox"/> In process | A copy of the original Certificate of Incorporation issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application. |
| <input type="checkbox"/> Attached | <input type="checkbox"/> In process | A copy of the corporation's bylaws, if applicable. |
| <input type="checkbox"/> Attached | <input type="checkbox"/> In process | A copy of the original Certificate of Formation issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application. |
| <input type="checkbox"/> Attached | <input type="checkbox"/> In process | A copy of the original signed and executed limited liability company operating agreement. |

*Certificate of Incorporation and Corporate Bylaws apply to Delaware corporations; Certificate of Formation and Limited Liability Operating Agreement apply to Delaware limited liability companies. Corporations are not required to have bylaws; in this event, please submit a copy of the Articles of Incorporation.

LIST OF ALL OUTSTANDING OBLIGATIONS

(Notes, Mortgages, and Accounts Payable)

Applicant: Atlantis Industries Corporation

Description of Note with Collateral/Security	Original Date	Original Amount	Present Balance	Current or Delinquent	Monthly Payment	Maturity Date	Creditor Name, Contact Person & Phone
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		

SIGNATURE _____ DATE: _____

The information contained in this schedule is a supplement to your balance sheet and should balance to the liabilities presented on that form.

PROJECT SOURCE & USE OF FUNDS

USE OF FUNDS		SOURCE OF FUNDS					
USE	AMOUNT	LENDER	TERM (MONTHS)	INTEREST RATE	COLLATERAL	AMOUNT	ANNUAL DEBT SERVICE
Land	\$			%		\$	\$
Acquisition of Existing Building	\$			%		\$	\$
Renovation of Existing Building	\$145,000	Atlantis		%		\$	\$
Construction of New Building	\$			%		\$	\$
Purchase of New Equipment and Machinery	\$1,051,000	Atlantis		%		\$	\$
Purchase of Used Equipment and Machinery	\$1,052,000	Atlantis		%		\$	\$
Renovation of Existing (Used) Equip. & Mach.	\$			%		\$	\$
Construction of Roads, Utilities, Etc.	\$			%		\$	\$
Engineering and Architectural Fees	\$			%		\$	\$
Debt Service Reserve Fund	\$			%		\$	\$
Interest During Construction	\$	Equity				\$	\$
Closing Costs	\$			%		\$	\$
Inventory	\$			%		\$	\$
Furniture and Fixtures	\$			%		\$	\$
Other (specify)	\$			%		\$	\$
	\$			%		\$	\$
	\$			%		\$	\$
	\$			%		\$	\$
TOTAL COST	\$2,348,000	TOTAL SOURCE				\$	\$

EXHIBIT: EQUIPMENT - 1

ATLANTIS INDUSTRIES CORPORATION

2013

2013														TOTAL
PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YEAR
200 TON PRESS	120,000			120,000										120,000
375 TON PRESS	145,000						145,000							145,000
A/C FOR WHSE 1	15,000				15,000									15,000
CLOSED LOOP GRINDER	20,000				20,000									20,000
MCGUIRE	10,000							10,000						10,000
MCGUIRE	10,000			10,000										10,000
ROBOT W/SERVOS	42,000					42,000								42,000
ULTRASONIC WELDER	20,000								20,000					20,000
UPGRADE TO COOLING TOWER	15,000					15,000								15,000
VIDEO/OPTICAL MEASURING SYSTEM	40,000									40,000				40,000
VM-3 CNC	105,000	105,000												105,000
TOTAL CAPITAL	542,000	105,000	-	130,000	35,000	57,000	145,000	10,000	20,000	40,000	-	-	-	542,000

2014														TOTAL
PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YEAR
150 TON PRESS	90,000							90,000						90,000
CLOSED LOOP GRINDER	20,000				20,000									20,000
MCGUIRE	10,000						10,000							10,000
NEW CMM (48" X 36" TABLE)	120,000											120,000		120,000
ROBOT FOR PRESS 28	30,000	30,000												30,000
TOTAL CAPITAL	270,000	30,000	-	-	20,000	-	10,000	90,000	-	-	-	120,000	-	270,000

2015														TOTAL
PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YEAR
CLOSED LOOP GRINDER	20,000					20,000								20,000
MCGUIRE	10,000								10,000					10,000
ROBOT W/SERVOS	42,000							42,000						42,000
TOTAL CAPITAL	72,000	-	-	-	-	20,000	-	42,000	10,000	-	-	-	-	72,000

2016														TOTAL
PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	YEAR
CLOSED LOOP GRINDER	20,000							20,000						20,000
MCGUIRE	10,000				10,000									10,000
NEW COOLING TOWER	95,000					95,000								95,000
ROBOT W/SERVOS	42,000				42,000									42,000
TOTAL CAPITAL	167,000	-	-	-	52,000	95,000	-	20,000	-	-	-	-	-	167,000

TOTAL CAPITAL BY YEAR	2,013	542,000		2,014	270,000		2,015	72,000		2,016	167,000	GRAND TOTAL	1,051,000
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EXHIBIT: EQUIPMENT - 2

ATLANTIS INDUSTRIES CORPORATION

2013

2013 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
6" CONVEYOR	4,000		4,000											4,000
DRYER/HOPPER	7,000		7,000											7,000
DRYER/HOPPER	7,000			7,000										7,000
EDM	25,000										25,000			25,000
PARTS SEPARATOR CONVEYOR	10,000				10,000									10,000
PROPANE FORKLIFT - 10K LB PNEUM TIRES	20,000	20,000												20,000
THERMOLATOR	3,000			3,000										3,000
VM-2 CNC	55,000						55,000							55,000
TOTAL CAPITAL	131,000	20,000	11,000	10,000	10,000	-	55,000	-	-	-	25,000	-	-	106,000

2014 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
700 TON PRESS	290,000			290,000										290,000
DRYER/HOPPER	7,000										7,000			7,000
DRYER/HOPPER	14,000					14,000								14,000
PARTS SEPARATOR CONVEYOR	10,000									10,000				10,000
THERMOLATOR	3,000						3,000							3,000
VM-2 CNC	55,000		55,000											55,000
TOTAL CAPITAL	379,000	-	55,000	290,000	-	14,000	3,000	-	-	10,000	7,000	-	-	379,000

2015 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
500 TON PRESS	190,000						190,000							190,000
6" CONVEYOR	4,000	4,000												4,000
DRYER/HOPPER	7,000			7,000										7,000
PARTS SEPARATOR CONVEYOR	10,000									10,000				10,000
ROBOT	20,000			20,000										20,000
THERMOLATOR	3,000										3,000			3,000
TOTAL CAPITAL	234,000	4,000	-	27,000	-	-	190,000	-	-	10,000	3,000	-	-	234,000

2016 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
14K TON FORKLIFT	20,000	20,000												20,000
375 TON PRESS	145,000			145,000										145,000
6" CONVEYOR	4,000						4,000							4,000
DRYER/HOPPER	7,000		7,000											7,000
DRYER/HOPPER	7,000									7,000				7,000
PARTS SEPARATOR CONVEYOR	10,000								10,000					10,000
THERMOLATOR	3,000													3,000
BRIDGEPORT	85,000											85,000		85,000
EDM	55,000										55,000			55,000
TOTAL CAPITAL	336,000	20,000	7,000	145,000	-	-	4,000	-	10,000	7,000	55,000	85,000	-	333,000

TOTAL CAPITAL BY YEAR	2,013	106,000		2,014	379,000		2,015	234,000		2,016	333,000		GRAND TOTAL	1,052,000
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EXHIBIT: OTHER CAPITAL IMPROVEMENTS

ATLANTIS INDUSTRIES CORPORATION

2013

2013 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
CAPITAL IMPROVEMENTS TO WHSE 1	30,000		30,000											30,000
CAPITAL IMPROVEMENTS TO WHSE 2	10,000					10,000								10,000
TOTAL CAPITAL	40,000	-	30,000	-	-	10,000	-	-	-	-	-	-	-	40,000

2014 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
OFFICE RENOVATIONS	25,000					25,000								25,000
TOTAL CAPITAL	25,000	-	-	-	-	25,000	-	-	-	-	-	-	-	25,000

2015 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
CAPITAL IMPROVEMENTS TO WHSE 1	150,000		150,000											150,000
CAPITAL IMPROVEMENTS TO WHSE 2	30,000				30,000									30,000
TOTAL CAPITAL	180,000	-	150,000	-	30,000	-	-	-	-	-	-	-	-	180,000

2016 PROJECT NAME	AMOUNT	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL YEAR
TOTAL CAPITAL	-	-	-	-	-	-	-	-	-	-	-	-	-	-

TOTAL CAPITAL BY YEAR	2,013	40,000		2,014	25,000		2,015	180,000		2,016	-		GRAND TOTAL	245,000
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EXHIBIT: Employment Impact

ATLANTIS INDUSTRIES CORPORATION

JOB TITLES	JOB TYPE	# OF JOBS	EST. MIN. ANNUAL WAGE	WAGES (BENEFITS INC.)
PRODUCTION SUPERVISOR	PROFESSIONAL	1	\$50,000	\$66,875
PROCESS TECHNICIAN	SKILLED	1	\$50,000	\$62,500
MACHINIST	SKILLED	2	\$50,000	\$62,500
PROCESS ENGINEER	ENGINEERING	1	\$50,000	\$62,500
HUMAN RESOURCES MANAGER	PROFESSIONAL	1	\$40,000	\$50,000
FIELD SALES REPRESENTATIVE	PROFESSIONAL	1	\$40,000	\$50,000
SHIPPING/RECEIVING ASSOCIATE	SKILLED	1	\$31,200	\$39,000
MAINTENANCE TECHNICIAN	SKILLED	1	\$30,000	\$37,500
CUSTOMER SERVICE SPECIALIST	SKILLED	1	\$25,000	\$31,200
MACHINE OPERATOR	UNSKILLED/SEMI SKILLED	10	\$21,320	\$26,650
	TOTAL	20		

# of Empl	Salary Range
21	\$20,000 - \$25,000
9	\$25,001 - \$30,000
5	\$30,001 - \$40,000
11	\$40,001 - \$50,000
10	\$50,000+
56	TOTAL

CORPORATE CHARTER APPROVAL SHEET

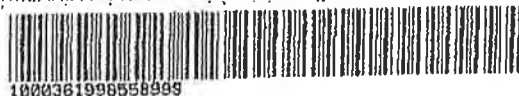
EXPEDITED SERVICE

*** KEEP WITH DOCUMENT ***

DOCUMENT CODE: 08

BUSINESS CODE: 03

Affix Barcode Label Here



1000361998558999

#

Close

Stock

Nonstock

P.A.

Religious

Merging (Transferor)

Affix Barcode Label Here

ID H 012582516 ACK H 1000361998558999

PAGES: 0003

ATLANTIS INDUSTRIES, INC.

MAIL
BACK

Surviving (Transferee)

06/16/2008 AT 03:44 P H0 H 0001508993

New Name

FEES REMITTED

Base Fee:

Org. & Cap. Fee:

Expedite Fee:

Penalty:

State Recordation Tax:

State Transfer Tax:

Certified Copies

Copy Fee:

Certificate

Certificate of Status Fee:

Personal Property Filings:

Mail Processing Fee:

Other:

TOTAL FEES:

Credit Card

Check

Cash

Documents on

Checks

Approved By:

Keyed By:

COMMENT(S):

Change of Name

Change of Principal Office

Change of Resident Agent

Change of Resident Agent Address

Resignation of Resident Agent

Designation of Resident Agent

and Resident Agent's Address

Change of Business Code

Adoption of Assumed Name

Other Change(s)

Code

Attention:

Mail: Name and Address

Wright Constable and Skeen, LLP
100 N. Charles St 16th Fl
Baltimore, MD 21201

Stamp Work Order and Customer Number HERE

CUST ID:0002145955
WORK ORDER:0001508993
DATE:06-16-2008 03:53 PM
AMT, PAID:\$175.00

ATLANTIS INDUSTRIES, INC.

ARTICLES OF INCORPORATION

FIRST: The undersigned, being over 18 years of age and duly authorized to execute and file these Articles, does hereby form a corporation under the laws of the State of Maryland.

SECOND: The name of the Corporation (which is hereinafter called the "Corporation") is:

Atlantis Industries, Inc.

THIRD: The purposes for which the Corporation is formed are as follows:

- (1) To manufacture, market, buy and sell products and;
- (2) To engage in any and all lawful activities.

FOURTH: The street address of the principal office of the Corporation in Maryland is: 260 Schilling Circle, Cockeysville, Maryland 21031.

FIFTH: The name and post office address of the resident agent of the Corporation in Maryland is James W. Constable, 100 N. Charles Street, 16th Floor, Baltimore, Maryland 21201.

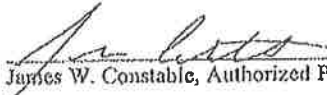
SIXTH: The total number of shares of stock, which the Corporation has authority to issue, is five thousand (5,000) shares of voting common stock with no par value.

SEVENTH: The number of directors shall be four (4), which number may be increased or decreased pursuant to the By-Laws of the Corporation. The name of the directors, who shall act until the first annual meeting or until their successors are duly elected and qualified, are Kingdon Gould, Jr., H. Thorne Gould, Frank J. Gould, and Thad Schippereit.

EIGHTH: To the fullest extent permitted under the Maryland General Corporation Law as in effect on the date hereof, or as thereafter from time to time amended, no director or officer shall be liable to the Corporation or to its stockholders for money damages for any breach of any duty owed by such director or officer to the Corporation or any of its stockholders. Neither the amendment or repeal of this Article, nor the adoption of any provision of these Articles of Incorporation inconsistent with this Article, shall eliminate or reduce the protection afforded by this Article to a director or officer of the Corporation with respect to any matter which occurred, or any cause of action, suit or claim which but for this Article would have accrued or arisen, prior to such amendment, repeal or adoption.

NINTH: The duration of the Corporation shall be perpetual.

IN WITNESS WHEREOF, I have signed these Articles of Incorporation on this 16th day of June 2008, and acknowledge the same to be my act.


James W. Constable, Authorized Person

I hereby consent to my designation as the Resident Agent for the above-named Corporation.


James W. Constable

Please Return To:

James W. Constable
Wright, Constable & Skeen, L.L.P.
100 N. Charles Street, 16th Floor
Baltimore, Maryland 21201

Delaware

PAGE 1

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT A CERTIFICATE EVIDENCING THE CORPORATE EXISTENCE OF "ATLANTIS INDUSTRIES CORPORATION", A CORPORATION DULY ORGANIZED UNDER THE LAWS OF THE STATE OF MARYLAND, WAS RECEIVED AND FILED IN THIS OFFICE AS A FOREIGN CORPORATION ON THE TWENTY-EIGHTH DAY OF NOVEMBER, A.D. 2011.


AND I DO HEREBY FURTHER CERTIFY THAT THE AFORESAID CORPORATION IS QUALIFIED TO DO BUSINESS UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE NOT HAVING BEEN WITHDRAWN OR REVOKED, SO FAR AS THE RECORDS OF THIS OFFICE SHOW AND IS DULY AUTHORIZED TO TRANSACT BUSINESS IN THE STATE OF DELAWARE.

5071336 8360

121236617

You may verify this certificate online
at corp.delaware.gov/authver.shtml.




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 9997460

DATE: 11-19-12

STATE OF MARYLAND
Department of Assessments and Taxation

I, PAUL B. ANDERSON OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION OF THE STATE OF MARYLAND, DO HEREBY CERTIFY THAT THE DEPARTMENT, BY LAWS OF THE STATE, IS THE CUSTODIAN OF THE RECORDS OF THIS STATE RELATING TO THE FORFEITURE OR SUSPENSION OF CORPORATIONS, OR THE RIGHTS OF CORPORATIONS TO TRANSACT BUSINESS IN THIS STATE, AND THAT I AM THE PROPER OFFICER TO EXECUTE THIS CERTIFICATE.

I FURTHER CERTIFY THAT ATLANTIS INDUSTRIES CORPORATION, INCORPORATED JUNE 16, 2008, IS A CORPORATION DULY INCORPORATED AND EXISTING UNDER AND BY VIRTUE OF THE LAWS OF MARYLAND AND THE CORPORATION HAS FILED ALL ANNUAL REPORTS REQUIRED, HAS NO OUTSTANDING LATE FILING PENALTIES ON THOSE REPORTS, AND HAS A RESIDENT AGENT. THEREFORE, THE CORPORATION IS AT THE TIME OF THIS CERTIFICATE IN GOOD STANDING WITH THIS DEPARTMENT AND DULY AUTHORIZED TO EXERCISE ALL THE POWERS RECITED IN ITS CHARTER OR CERTIFICATE OF INCORPORATION, AND TO TRANSACT BUSINESS IN MARYLAND.

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY SIGNATURE AND AFFIXED THE SEAL OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION OF MARYLAND AT BALTIMORE ON THIS NOVEMBER 05, 2012.



Paul B. Anderson
Charter Division



301 West Preston Street, Baltimore, Maryland 21201
Telephone Balto. Metro (410) 767-1340 / Outside Balto. Metro (888) 246-5941
MRS (Maryland Relay Service) (800) 735-2258 TT/Voice
Fax (410) 333-7097

LICENSE NO. 2008604118 DORL

POST CONSPICUOUSLY

STATE OF DELAWARE

DIVISION OF REVENUE

VALID

01/01/12 - 12/31/12
NOT TRANSFERABLE

DLN: 12 50039 41

BUSINESS CODE 345
GROUP CODE 356

LICENSED ACTIVITY MANUFACTURER-RUBBER/MISC PLASTIC PRODUCTS
MANUFACTURER-VARIOUS PRODUCTS

DATE ISSUED: 01/05/12

****VALIDATED****

2012

LICENSE FEE: \$ 75.00

MAILING ADDRESS

BUSINESS LICENSE

BUSINESS LOCATION

#BWNKHPS
#14CJ V3Z0 1LM1 XOM4#
ATLANTIS INDUSTRIES CORPORATION
1 PARK ST
MILTON DE 19968-1108



ATLANTIS INDUSTRIES CORPORATION
1 PARK ST
MILTON DE 19968-1108

IS HEREBY LICENSED TO PRACTICE, CONDUCT OR ENGAGE IN THE OCCUPATION
OR BUSINESS ACTIVITY INDICATED ABOVE, IN ACCORDANCE WITH THE LICENSE
APPLICATION DULY FILED PURSUANT TO TITLE 30, DEL CODE

PATRICK T. CARTER

DIRECTOR OF REVENUE

LICENSE NO. 2009101198 DORL

POST CONSPICUOUSLY

STATE OF DELAWARE

DIVISION OF REVENUE

VALID

01/01/12 - 12/31/12
NOT TRANSFERABLE

DLN: 12 50039 42

BUSINESS CODE 377
GROUP CODE

LICENSED ACTIVITY WHOLESALE-ANY PRODUCTS

DATE ISSUED: 01/05/12

****VALIDATED****

2012

LICENSE FEE: \$ 75.00

MAILING ADDRESS

BUSINESS LICENSE

BUSINESS LOCATION

#BWNKHPS
#14CJ V3Z0 2LM1 XOM2#
ATLANTIS INDUSTRIES CORPORATION
1 PARK ST
MILTON DE 19968-1108



ATLANTIS INDUSTRIES CORPORATION
1 PARK ST
MILTON DE 19968-1108

IS HEREBY LICENSED TO PRACTICE, CONDUCT OR ENGAGE IN THE OCCUPATION
OR BUSINESS ACTIVITY INDICATED ABOVE, IN ACCORDANCE WITH THE LICENSE
APPLICATION DULY FILED PURSUANT TO TITLE 30, DEL CODE

PATRICK T. CARTER

DIRECTOR OF REVENUE



Sussex County

Economic Development Office

Your Business Partner

Instructions: This application is designed to be completed electronically, then printed, signed and notarized. Please make all efforts to complete the application electronically. Return one original to Sussex County Economic Development Office. Contact the office directly with questions. This application is not a commitment for funds, nor does it obligate Sussex County, Delaware in any way.

General Information

Please provide a detailed description of the project. If more space is necessary, please attach additional information.

New ILC Dover, Inc (based in Frederica, DE) has acquired Grayling Industries, Inc. Grayling has facilities in Alpharetta (GA), El Paso (TX), and Juarez (Mexico). The Juarez operation will transfer to Seaford, DE over the next year. The Alpharetta warehouse operation will transfer to Seaford near the end of 2013. The El Paso warehouse will transfer to Seaford in 2014.

Legal Name of Applicant (Business) Grayling Industries, part of New ILC	Delaware Business License & Type In Process	Tax I.D. or SS# for an Individual Request 58-1730806
D/B/A (if applicable) D&B 14-759-2398	Date Business Established (mm/yyyy) 12 / 2012	NAICS Code ¹ 424,690
<input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input type="checkbox"/> S-Corp <input checked="" type="checkbox"/> C-Corp <input type="checkbox"/> LLC <input type="checkbox"/> Individual Business Request		
Applicant's Address 1008 Branch Drive, Alpharetta, GA 30004 & 1 Moonwalker Road, Frederica, DE 19946		Business Phone # (678) 808 - 3102
Applicant's Street Address (if different)		Applicant's Fax # () -
Business Description Advanced Industrial Packaging and Safety Products		State of Incorporation Georgia
Primary Project Contact, Email & Phone Number Brad Walters walteb@ilcdover.com 302 335-3911, ext 443		Title Vice President, Operations

Number of Applicant's Permanent Sussex County-Based Full-time Jobs

Presently Employed	Employees To Be Maintained	New Employment	To Be Relocated to Sussex County	Total Employees
0	0	0	115	115 max

¹ A North American Industry Classification System (NAICS) Code is a 6 digit number assigned to your business by the Delaware Department of Labor. NAICS Codes replaced SIC codes. A NAICS code is also referred to as the Principal Business Activity or Principal Product or Service code on your federal income tax return.

Management & Ownership

(Show 100% ownership. If more space is necessary, ignore here and attach a complete list formatted like below as "Exhibit: Management & Ownership - 1")

Name	SS# or Tax ID #	% Ownership	Address (if different from applicants)	Guarantor?	Spouse Guarantor?
New ILC Dover, Inc.	26-3166327	100 %	1 Moonwalker Road, Frederica, DE 19946		
		%			
		%			
		%			
		%			
		%			
		%			
		%			

Has the applicant or any person listed above:

- ☐ Yes ☒ No Been the subject of, or a party to, any formal or informal inspection, inquiry, investigation, administrative proceeding, criminal prosecution or civil litigation by any federal or state agency administering, or private person seeking relief under, state or federal statutes, regulations or rules governing collective bargaining, hours of labor, working conditions, industrial hygiene and safety, minimum wage standards, discrimination in wages, child labor, unemployment insurance, workers' compensation or other labor law matters?
- ☐ Yes ☒ No Been the subject of or a party to any formal or informal inspection, inquiry, investigation, administrative proceedings, criminal prosecution or civil litigation by any federal or state agency administering, or private person seeking relief under, state or federal environmental statutes or regulations?
- ☐ Yes ☒ No Been the subject of, or a party to, any formal or informal inspection, inquiry, investigation, administrative proceeding, criminal prosecution or civil litigation by any state or federal law enforcement, regulatory or administrative agency for the criminal or civil violation of any federal or state statute, regulation, rule or the terms of any license or permit issued by a federal or state agency, including the failure to hold such a license or permit?
- ☐ Yes ☒ No Been the defendant in any civil litigation in which any type of fraud, misrepresentation, unfair or deceptive trade practices were alleged?
- ☐ Yes ☒ No Been debarred or suspended from contracting with any state or federal agency or from receiving financial assistance from any state or federal agency?
- ☐ Yes ☒ No Been denied any license or permit or had any license or permit revoked or suspended by any federal, state or local agency or governmental body?
- ☐ Yes ☒ No Been convicted of a crime?
- ☐ Yes ☒ No Filed a voluntary petition in bankruptcy or had an involuntary petition in bankruptcy filed against the Applicant, in any bankruptcy court, or been subject to any other state or federal insolvency or receivership proceedings?
- ☐ Yes ☒ No Been an owner or manager of a manufacturing facility that was designated as a chronic violator by the Delaware Department of Natural Resources & Environmental Control?
- ☐ Yes ☒ No Do you have a family member who is currently employed by Sussex County? Family member is defined as sibling, parent, aunt, uncle cousin or second cousin. If so, by what relationship?

If the answer to any question above is "yes," furnish details on a separate page and attach as: "Exhibit: Management & Ownership - 2"

Project Information

A. Location of Proposed Project

Street Address **Whitehurst Drive, West Stein Highway** Municipality **Seaford** Zip Code **19973** County **Sussex**

☒ Yes ☐ No If applicant is not the owner of the project site, does the applicant lease the project site or any buildings on the site? If "yes", when does the lease expire? / **2023**

☐ Yes ☒ No Is there a relationship legally or by virtue of common control between the applicant or proposed occupant of the project, and the present owner of the property? If "yes", describe briefly here:

B. Equipment

List each item of **new** equipment to be acquired in the project.

If more space is necessary, ignore here and attach a list formatted like below as "Exhibit: Equipment - 1"

Description	On Order?	Date Ordered	Price	Date To Be Received
See Equipment Exhibit 2		/ /	\$	/ /
See Equipment Exhibit 3		/ /	\$	/ /
		/ /	\$	/ /
		/ /	\$	/ /
		/ /	\$	/ /

List each item of **used/existing** equipment to be acquired as part of the project.

If more space is necessary, ignore here and please attach a complete list formatted like below as "Exhibit: Equipment - 2"

Description	Date Purchased	Price	Location
See Equipment Exhibit 1	/ /	\$	
	/ /	\$	
	/ /	\$	
	/ /	\$	
	/ /	\$	

Employment Impact

Indicate the number of Sussex County-based full-time people that will be employed by the applicant or its related affiliate at the end of the first, second, and third year period after the project has been funded. All projections should be accurate, conservative, and achievable since employment projections may become a part of the financing agreements with the Committee. Include existing, new, and relocated jobs.

Type of Employment	Number of Full-Time Employees One Year After Funding	Number of Full-Time Employees Two Years After Funding	Number of Full-Time Employees Three+ Years After Funding
Professional or Managerial	4	4	4
Engineering or Skilled Labor	11	11	11
Unskilled & Semi-Skilled	100	110	120
TOTALS	115	125	135

Provide job titles that correspond to the newly created or relocated jobs as a result in part, of the grant/incentives, together with estimated annual wages for each title. If more space is necessary, ignore here and please attach a complete list as "Exhibit: Employment Impact"

Will you be attaching a separate list: ☒ Yes ☐ No

Job Titles	Job Type	# of Jobs	Estimated Minimum Wages	Benefits Included
See separate Employment Listing			\$	
			\$	
			\$	
			\$	
			\$	

Start 20 every 2 months
beginning April / May
one line at a time

1 yr. = 115

Certifications and Notarization to Applicants

CERTIFICATION – Eligibility for financial assistance from Sussex County, Delaware is determined by the information presented in this application and in the required exhibits and attachments. Any change in the status of the proposed project from the facts presented herein could disqualify the project, including but not limited to, the commencement of construction or the acquisition of assets such as land or equipment. Please contact the Committee before taking any action which would change the status of the project as reported herein.

To the extent permitted by Delaware's Freedom of Information Act, all information contained in this application or obtained by the Committee in investigating or considering this application will be kept confidential, except for disclosure to the Sussex County Council, to the staff and attorneys of the Council, and except for disclosures made at the public hearing of the Council and in any published notice of such hearing.

I, the undersigned, being duly sworn upon my oath say:

- 1 The Applicant as listed is the recipient of the funds.
- 2 The Applicant hereby agrees, if this application is approved, to comply with all federal, state, and local laws affecting the grant to be issued and the operation of the proposed project. As part of this agreement, the Applicant agrees to use its best efforts in good faith to meet all employment projections set forth herein and to give the first opportunity of employment to qualified Sussex County residents for all unskilled and semi-skilled workers employed by the applicant. The Applicant agrees to report to the Authority, no later than August 31 of the year following the start of its operation of the project, the total number of its unskilled and semi-skilled employees and the number of its unskilled and semi-skilled employees who were residents of Sussex County at the time of their employment.
- 3 The Applicant hereby acknowledges and agrees that the Committee reserves the right to and may disclose any information contained in this application and its supporting documents to the Sussex County Council, to the staff and attorneys of the Council, at any public hearing held on this application by the Council, in any published notice of such hearing, and that this application is subject to the Delaware Freedom of Information Act.
- 4 The Applicant hereby agrees that any officers, employees, agents or attorneys of the Sussex County Council may have access to and copy any and all information in any form pertaining to Applicant, including, but not limited to, tax returns and information from tax returns as used in 30 Del. C. § 368, in the custody of any State of Delaware, or other State, department, agency, instrumentality, division, office, board, bureau, council, commission, committee, panel or "public body," as that term is defined in the Delaware Freedom of Information Act, 29 Del. C. § 10002(a), including, but not limited to, the Departments of Finance, State, Labor, and Natural Resources and Environmental Control of the State of Delaware, the United States Environmental Protection Agency, the United States Department of Labor, the National Labor Relations Board or any other agency of the federal government having custody of information deemed pertinent by Sussex County Council, their staff or attorneys in evaluating Applicant's application for assistance.
- 5 This application, with all attachments & exhibits, is the product of diligent and reasonable investigation that I have either overseen or been personally involved.
- 6 I have carefully read this application, including all attachments and exhibits, and the information contained in this application, including all attachments and exhibits, is true, accurate and complete to the best of my information and belief.
- 7 I am a "high managerial agent" of the Applicant, as defined in Del. C. § 284(b), and I am acting within the scope of my employment and in behalf of the Applicant.
- 8 I understand that if I have intentionally made a false statement in this application, or someone else has made a false statement herein that I know or believe to be false, I am subject to criminal prosecution. Further, the Authority, at its option, may terminate its financial assistance.
- 9 I understand the Authority may also request additional information from the applicant.

Name of Applicant (Business)

Grayling Industries, Inc., division of New ILC Dover, Inc.

Signature of Representative of the Applicant

Title
Secretary

Date Signed
02/06/2013

Notary Information

State of Delaware

County of Kent

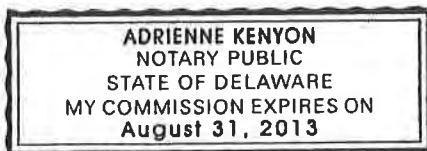
Signed and sworn to (or affirmed) before me on: 2 / 6 / 2013

by Edward D. Herring
(Representative of Applicant, not Notary)

[SEAL]

Adrienne Kenyon
(Name of Notary Public)

My Commission Expires: 8/31/13



EXHIBITS REQUIRED

This application will not be considered complete unless the following items are submitted with the application form.

A. Certificate of Good Standing* and Business License:

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In Process | An original Certificate of Good Standing issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In Process | A copy of the business license issued by the Division of Revenue of the Delaware Department of Finance. |

* Certificate of Good Standing is not available for sole proprietorships or some general partnerships, but is for all other entities.

B. Financial information*:

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> NA | Three most recent years of financial statements and as much of the current year as is available, (but not more than three months old). Include as "Exhibit: Financial Statements" |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> NA | Three most recent years of tax returns. Include as "Exhibit: Tax Returns" |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> NA | Completed copy of "List of All Outstanding Obligations" form that follows |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> NA | Completed copy of "Project Source & Use of Funds" form that follows |

* All requested exhibits are required unless specifically told otherwise by the Committee. If the applicant is a new entity with less than two years of financial statements, provide personal financial statements and tax returns of each principal (or the parent company) for the past three years.

C. Certificate of Incorporation, Corporate Bylaws, Certificate of Formation and Limited Liability Operating Agreement*:

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In process | A copy of the original Certificate of Incorporation issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application. |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In process | A copy of the corporation's bylaws, if applicable. |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In process | A copy of the original Certificate of Formation issued by the Division of Corporations of the Delaware Secretary of State's office within the thirty-day period before the date of the application. |
| <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> In process | A copy of the original signed and executed limited liability company operating agreement. |


*Certificate of Incorporation and Corporate Bylaws apply to Delaware corporations; Certificate of Formation and Limited Liability Operating Agreement apply to Delaware limited liability companies. Corporations are not required to have bylaws; in this event, please submit a copy of the Articles of Incorporation.

LIST OF ALL OUTSTANDING OBLIGATIONS

(Notes, Mortgages, and Accounts Payable)

Applicant: **Grayling Industries, Inc.**

Description of Note with Collateral/Security	Original Date	Original Amount	Present Balance	Current or Delinquent	Monthly Payment	Maturity Date	Creditor Name, Contact Person & Phone
Grayling, Inc General A/P		\$	\$1,100,000	Current	\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		
		\$	\$		\$		

SIGNATURE  DATE: 2/5/13

The information contained in this schedule is a supplement to your balance sheet and should balance to the liabilities presented on that form.

PROJECT SOURCE & USE OF FUNDS

USE OF FUNDS		SOURCE OF FUNDS					
USE	AMOUNT	LENDER	TERM (MONTHS)	INTEREST RATE	COLLATERAL	AMOUNT	ANNUAL DEBT SERVICE
Land	\$			%		\$	\$
Acquisition of Existing Building	\$			%		\$	\$
Renovation of Existing Building	\$			%		\$	\$
Construction of New Building	\$			%		\$	\$
Purchase of New Equipment and Machinery	\$			%		\$	\$
Purchase of Used Equipment and Machinery	\$			%		\$	\$
Renovation of Existing (Used) Equip. & Mach.	\$			%		\$	\$
Construction of Roads, Utilities, Etc.	\$			%		\$	\$
Engineering and Architectural Fees	\$			%		\$	\$
Debt Service Reserve Fund	\$			%		\$	\$
Interest During Construction	\$	Equity				\$	\$
Closing Costs	\$			%		\$	\$
Inventory	\$			%		\$	\$
Furniture and Fixtures	\$			%		\$	\$
Other (specify)	\$			%		\$	\$
	\$			%		\$	\$
	\$			%		\$	\$
	\$			%		\$	\$
TOTAL COST	\$	TOTAL SOURCE				\$	\$

Sussex County
Economic Development Office
Your Business Partner

Grayling Industries, Inc.

Exhibit on Employment

DEDO Grant - Exhibit on Employment

Job Titles	Job Type	# of Jobs	Estimated Wages	Benefits Included
				For all below
				Medical, Dental, 401(k), LTD/STD, Life Insurance
Facility/Production Manager	Management	1	\$ 120,000	
1st and 2nd Shift Production Supervisor	Management	2	\$ 65,000	
Quality/Process Engineer	Engineering/Skilled	1	\$ 85,000	
Mechanic Leader	Engineering/Skilled	1	\$ 70,000	
Mechanics	Engineering/Skilled	3	\$ 50,000	
Production Control/Planner	Management	1	\$ 85,000	
Planner / Expeditor	Engineering/Skilled	1	\$ 50,000	
Materials Handlers (1 per shift)	Semi-skilled	2	\$ 35,000	
Warehouse Leader	Engineering/Skilled	1	\$ 60,000	
Receiving / Shipping	Semi-skilled	1	\$ 40,000	
Forklift Operator	Semi-skilled	1	\$ 40,000	
Group Leaders	Semi-skilled	10	\$ 33,500	
Production Workers	Semi-skilled	80	\$ 25,000	
Inspectors	Semi-skilled	10	\$ 31,500	

Sussex County
Economic Development Office
Your Business Partner

Grayling Industries, Inc.

Exhibits on Equipment

#1, #2 and #3

Equipment Exhibit : #1

Equipment Description	Date Purchased	Price	Date Received
Cell 1			
40" Sheeter	Dec-12	\$ 13,787	March 13 - Jan 14
Guardian IV Machine	Dec-12	\$ 53,969	March 13 - Jan 14
96" Sheeter	Dec-12	\$ 15,535	March 13 - Jan 14
40" Sheeter	Dec-12	\$ 13,787	March 13 - Jan 14
Guardian IV machine	Dec-12	\$ 53,969	March 13 - Jan 14
Digital Heat Seal Controllers	Dec-12	\$ 5,820	March 13 - Jan 14
Press	Dec-12	\$ 2,930	March 13 - Jan 14
Cell 2 ,			
40" Sheeter with Seal	Dec-12	\$ 19,485	March 13 - Jan 14
Guardian IV Machine	Dec-12	\$ 53,969	March 13 - Jan 14
J Cut machine	Dec-12	\$ 9,323	March 13 - Jan 14
40" Sheeter	Dec-12	\$ 13,787	March 13 - Jan 14
Motorized Test Stand	Dec-12	\$ 3,575	March 13 - Jan 14
Motorized Test Stand	Dec-12	\$ 2,775	March 13 - Jan 14
D-Con Trim & Indentation Machine	Dec-12	\$ 36,500	March 13 - Jan 14
Cell 3			
Liquid Bottleneck Machine	Dec-12	\$ 15,378	March 13 - Jan 14
54 Inch Straight Bar Seal	Dec-12	\$ 10,723	March 13 - Jan 14
Top & Tube 1-6 Rebuild	Dec-12	\$ 45,367	March 13 - Jan 14
Guardian Safety & Speed Controls	Dec-12	\$ 9,999	March 13 - Jan 14
Guardian IV machine	Dec-12	\$ 53,969	March 13 - Jan 14
Cell 4			
Aline Straight Bar Sealer	Dec-12	\$ 18,327	March 13 - Jan 14

Guardian IV machine
Liquid Liner Body Assembly Machine
Pillow Line
Bottleneck Machine
Cleaning room minor equipment
Membrane Sealer
Liquid Pillow
Guardian Liquid- Pillow
Side seal machine
Glove Bags
96" Sheeter W/Seal
Sleeve sealer machine
Platten Supports
Vertical Machine
Glovebag Sleeve Machine
Hot Melt System
Glove Machine Assembly
Hot Melt Machine/Glove Sleeve Assy.
Glove Assembly Machine
Glove Sleeve Assembly Machine
4 Pallet Jack
Foil Line
Foil Gusseted Bag Machine
Aluminum table
54 Inch Straight Bar Seal
Long seal machine
Press
Spare
Stand alone fitment sealer

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\$	53,969
\$	168,670
\$	4,185
\$	3,830
\$	7,685
\$	2,197
\$	10,025
\$	5,289
\$	8,400
\$	25,578
\$	15,000
\$	2,590
\$	1,365
\$	32,000
\$	16,000
\$	3,765
\$	1,574
\$	7,889
\$	72,567
\$	30,950
\$	6,629
\$	1,944
\$	10,723
\$	10,723
\$	17,250

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Indoff Racking
Battery charger (36 VOLTS)
Cart for battery and battery charger
Battery (36 VOLTS)
Warehouse Racking System
Mitsubishi Forklikft
Battery Transfer Cart
Electric installation for forklift batteries
Polisher floor machine
Crown Forklift
Toyota Forklift
Toyota Forklift W/Battery
Allied Battery Charger
Stretch Wrap Machine
Workstations
Masking System
Pallet and Drive in Racks
Sonic Wall
Drum Antenna
AR wrapping machine
Booth Rotisserie Fixture
Total

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\$	2,668
\$	6,576
\$	4,138
\$	4,471
\$	54,604
\$	12,987
\$	3,241
\$	2,461
\$	1,278
\$	2,181
\$	4,200
\$	8,092
\$	13,000
\$	8,139
\$	2,478
\$	3,883
\$	19,041
\$	5,513
\$	7,295
\$	2,250
\$	1,300
\$	1,506,079

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Equipment Exhibit : #2

Equipment Description	Date Purchased	Price	Date Received
New Guardian Machine	Jan-13	\$ 147,075	
Production Line at ILC	Feb 13 - June 13	\$ 425,000	
IT Equipment	Feb 13 - June 13	\$ 203,000	
New Facility Build-out	Feb 13 - Dec 13	\$ 996,000	
HVAC and Electric	Feb 13 - Dec 13	\$ 450,000	
Sprinklers	Feb 13 - Dec 13	\$ 100,000	
Moving Equipment to Delaware	Jan 13 - Jan 14	\$ 262,000	
		\$ 2,583,075	

Equipment Exhibit : #3

Equipment Description

Liner Dispense Equipment
Bottom Liner Heat Seal Equipment
Double Heat Seal Equipment
Sleeve Attachment and Cutting Machine
New equipment for Pillow Operation
Revise Cell #2 equipment across entire operation
New Test Equipment
Computer Equipment for Production
Material Handling Equipment

Date Purchased

This type of equipment will be purchased each year for the next 5 years to help ILC be cost competitive with structure in Mexico

Price

\$85,000
\$80,000
\$40,000
\$25,000
\$70,000
\$125,000
\$10,000
\$25,000
\$40,000

Date Received

This type of equipment will be purchased each year for the next 5 years to help ILC be cost competitive with structure in Mexico

\$500,000 x 5 Years

\$2,500,000

Sussex County
Economic Development Office
Your Business Partner

Grayling Industries, Inc.

&

New ILC Dover, Inc.

Letters of Good Standing

STATE OF GEORGIA

Secretary of State

Corporations Division
313 West Tower
2 Martin Luther King, Jr. Drive
Atlanta, Georgia 30334-1530

CERTIFICATE OF EXISTENCE

I, Brian P. Kemp, Secretary of State and the Corporations Commissioner of the state of Georgia, hereby certify under the seal of my office that

GRAYLING INDUSTRIES, INC

Domestic Profit Corporation

was formed or was authorized to transact business on 12/16/1986 in Georgia. Said entity is in compliance with the applicable filing and annual registration provisions of Title 14 of the Official Code of Georgia Annotated and has not filed articles of dissolution, certificate of cancellation or any other similar document with the office of the Secretary of State.

This certificate relates only to the legal existence of the above-named entity as of the date issued. It does not certify whether or not a notice of intent to dissolve, an application for withdrawal, a statement of commencement of winding up or any other similar document has been filed or is pending with the Secretary of State.

This certificate is issued pursuant to Title 14 of the Official Code of Georgia Annotated and is prima-facie evidence that said entity is in existence or is authorized to transact business in this state.



WITNESS my hand and official seal of the City of Atlanta and the State of Georgia on 10th day of December, 2012

B. P. Kemp

Brian P. Kemp
Secretary of State

Delaware

PAGE 1

The First State


I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "NEW ILC DOVER, INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE ELEVENTH DAY OF JANUARY, A.D. 2013.

4587139 8300

130037942

You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 0139470

DATE: 01-11-13

ILC Dover to open new plant in Sussex County

*Relocation of newly acquired subsidiary's manufacturing operations
will bring more than 100 new jobs to Delaware*

DOVER, Del. (Jan. 17, 2013) – Engineering development and manufacturing firm ILC Dover will bring 115 new jobs to Delaware after moving the manufacturing operations of its recently acquired subsidiary, Grayling Industries, to a new plant in Sussex County later this year.

Gov. Jack Markell, who announced the new jobs in Thursday's State of the State Address, said ILC Dover's decision to move Grayling's manufacturing operations to Delaware is indicative of the state's friendliness toward small businesses, especially those on the cutting edge of new technology and innovation.

The newly constructed plant near Seaford will allow Grayling to move its current production facility in Juarez, Mexico, to the United States. That production line includes Guardian™ protective packaging for food, chemical, and pharmaceutical dry powder and liquid applications. Grayling also manufactures the leading brands for the asbestos abatement and remediation industry worldwide, including Avail™ glove bags, D-Con™ decontamination enclosures, and Control™ chemicals.

"This brings jobs back to the United States, and there's no place we'd rather have those jobs than Delaware," Markell said. "We want Delaware to be the place where this new synergy between ILC and Grayling takes shape and blossoms. As Delaware's economy continues its steady path to a full recovery, it is companies like ILC Dover that will provide a strong core that we can rely on."

William Wallach, CEO of ILC Dover, worked together with Gov. Markell and Delaware Economic Development Office Director Alan Levin to make this transition as easy as possible.

"We continue to find the State of Delaware very cooperative in their efforts to help the industry grow and prosper. We are excited to have the opportunity to bring jobs back to the United States and the State of Delaware," Wallach said. "ILC Dover and Grayling Industries will continue to grow as we help our customers and bring innovative products to the market."

Frederica-based ILC Dover, known for making spacesuits for NASA, the airbag system for the Mars Rover and Personal Protection Equipment for military, homeland security and industrial users, purchased Grayling earlier this year to complement its flexible containment products for the pharmaceutical industry.

While Grayling's manufacturing operations are moving to Delaware, the subsidiary's offices will remain in Alpharetta, Ga.

As part of the agreement to move Grayling's manufacturing operations to Delaware, ILC Dover has requested a Strategic Fund Performance Grant in the amount of \$364,500 for the creation of 115 new full-time positions in the state. The company also requested a Strategic Fund Capital Expenditures Grant in the amount of \$187,860, or a 3 percent match on qualified capital expenditures up to and including \$6,262,000. The funding is contingent on approval by the Council on Development Finance.

ILC Dover plans to move the first line of products to Delaware in April, when it will hire 35-40 new positions, and complete the move of the other production lines by the end of 2013, when it plans to fill all 115 positions. The company will employ roughly 560 people once the new positions are filled.

Levin lauded the company for choosing Sussex County as the new site for Grayling's production facility.

"They could have gone anywhere to do this, and it shows a real commitment on their part that they are bringing their recently acquired business, and the accompanying jobs, to Delaware," Levin said. "We were eager to work with them to make this happen. We wanted to secure these jobs for Delaware."

Sussex County Council President Michael H. Vincent said ILC Dover's decision to bring good-paying manufacturing jobs to the area will provide a "shot in the arm" for Seaford and western Sussex County.

"As many of us know, the loss of good manufacturing jobs, particularly in the Seaford area, coupled with the economic downturn in recent years, have hit some communities harder than others," Vincent said. "This announcement helps lay the groundwork for a more diversified and robust economy in the years to come."

About the Delaware Economic Development Office

The Delaware Economic Development Office is an executive state agency responsible for attracting new investors and businesses to the state, promoting the expansion of existing industry, assisting small and minority-owned businesses, promoting and developing tourism and creating new and improved employment opportunities for all citizens of the State. DEDO is a Certified Economic Development Organization, accredited by the International Economic Development Council. Visit dedo.delaware.gov.

About ILC Dover

The company was initially formed as a branch of the International Latex Corporation in 1932. Since 1947, ILC has been active in the design and development of products for both government and industry. Most ILC products are comprised of softgoods materials,

products that are flexible by nature and result in innovative solutions to customer problems. Whether protecting personnel in hostile environments, containing potent pharmaceuticals, or developing unique inflatable devices, ILC has an enviable record of performance. By drawing from a blend of highly qualified personnel and a sound base of both proven and innovative technologies (the same attributes that helped us put man on the moon and cushion rovers on Mars), ILC continues to develop reliable hardware and unique softgoods. Visit www.ilcdover.com.

Contact:

Peter Bothum

Delaware Economic Development Office

peter.bothum@state.de.us

Office: 302-672-6857

Cell: 302-632-6665

##

SUSAN M. WEBB, CPA
FINANCE DIRECTOR



Sussex County

ADMINISTRATIVE OFFICE BUILDING
2 THE CIRCLE
P.O. BOX 589
GEORGETOWN, DELAWARE 19947
TEL: 302-855-7741
FAX: 302-855-7749
E-MAIL: smwebb@sussexcountype.gov

MEMORANDUM:

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

FROM: Susan M. Webb, CPA *Smw*
Finance Director

RE: **UPDATE ON TECHWORLD CORPORATION –
ECONOMIC DEVELOPMENT LOAN**

DATE: April 26, 2013

The Economic Development Committee wanted to give Council an update on TechWorld Corporation in terms of their economic and job growth. Listed below is the update since TechWorld Corporation received their loan:

- purchased two machines used to package the kits
- purchased the needed OTC drugs to pack the AsthmaCare Kits, 35,000 units
- hired 6 temporary employees to assemble the 35,000 AsthmaCare kits to meet order
- shipped the 35,000 AstmaCare kits to CVS distribution centers
- more than 5,000 CVS pharmacy stores launched the national sales of the AsthmaCare kits
- currently in the interview process to hire two full-time employees.
- many other pharmacy chain stores have committed to purchase the AsthmaCare kits in the coming season

TechWorld is aggressively working on their business development with the big pharmacy chains and will continue to hire full-time employees as their product sells and their demand increases. They have made all loan payments to Sussex County.

SMW/nc

Greenwood Public Library Construction Schedule

	Activity Name	Duration (Days)	Start Date	Finish Date	% Used	Project Priority	Timeline																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
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Greenwood Public Library Construction Schedule

[illegible]



AIA® Document G701™ – 2001

Change Order

PROJECT (Name and address):	CHANGE ORDER NUMBER: 001	OWNER: <input type="checkbox"/>
Sussex County Annex Building	DATE: 04/18/2013	ARCHITECT: <input type="checkbox"/>
22215 DuPont Boulevard		CONTRACTOR: <input type="checkbox"/>
Georgetown, DE 19947		FIELD: <input type="checkbox"/>
TO CONTRACTOR (Name and address):	ARCHITECT'S PROJECT NUMBER:	OTHER: <input type="checkbox"/>
John L. Briggs & Co.	CONTRACT DATE: January 08, 2013	
106 E. Laurel Street	CONTRACT FOR: General Construction	
P.O. Box 90		
Georgetown, DE 19947		

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

- (1) Furnish & Install bronze annealed solarcool insulated glass to replace existing in seamless mullion on second floor. (\$515.00)
- (2) Add motion sensor switch in servier room & add 3-way switch in training room (\$601.00)
- (3) Furnish & Install SAFB Insulation in classroom divider wall (95.00)
- (4) Relocate duplex receptacles in classroom area (\$158.00)
- (5) Remove 2 x 4 fixtures and replace with new 2x4 - lay in clear lens fixture (\$5,040.00)
- (6) Furnish & Install new Armstrong Excelon VCT in alcove & Furnish and Install Carpet in Elevator (\$880.00)
- (7) Electrical work to remove and install emergency/exit signs (\$441.00)

The original Contract Sum was	\$ 75,230.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 75,230.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 7,730.00
The new Contract Sum including this Change Order will be	\$ 82,960.00

The Contract Time will be increased by Twenty-One (21) days.

The date of Substantial Completion as of the date of this Change Order therefore is 5/20/13

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

<u>Davis Bowen & Friedel, Inc.</u>	<u>John L. Briggs & Co.</u>	<u>Sussex County Engineering Department</u>
ARCHITECT (Firm name)	CONTRACTOR (Firm name)	OWNER (Firm name)
<u>One Plaza E, Suite 200, P.O. Box 93,</u>	<u>106 E. Laurel Street, P.O. Box 90,</u>	<u>2 The Circle, P.O. Box 589, Georgetown,</u>
<u>Salisbury, MD 21801</u>	<u>Georgetown, DE 19947,</u>	<u>DE 19947</u>
ADDRESS	ADDRESS	ADDRESS
<u>BY (Signature)</u>	<u>Kari D. Long</u>	<u>BY (Signature)</u>
<u>(Typed name)</u>	<u>Kari D. Long</u>	<u>Brad Hawkes</u>
	<u>(Typed name)</u>	<u>(Typed name)</u>
<u>DATE</u>	<u>4/18/13</u>	<u>DATE</u>

JOHN L BRIGGS CHANGE ORDER 1

3 way electrical switching in training room	\$	601.00
Replacement of 35 lights with high efficiency fixtures	\$	5,040.00
Sound attenuating insulation of classroom divider	\$	95.00
Furnish and Install 30 x 64 Insulated Glass	\$	515.00
Flooring	\$	880.00
Emergency lighting	\$	441.00
Relocation of receptacles	\$	158.00

Change Order #1	\$	7,730.00
------------------------	-----------	-----------------



**Trap Pond Partners
Trap Pond State Park
33587 Baldcypress Lane
Laurel, DE 19956**

March 12, 2013

Mike Vincent
Council President
Sussex County Council
2 the Circle, Box 589
Georgetown, DE 19947

Dear Mr. Vincent;

As you can see by the title of our organization, we assist and support Trap Pond State Park with various events which are hosted there. Our Friends group is classified as a 501C(3) organization.

Mr. Ron Breeding contacted you recently regarding the problem that the Park is encountering regarding the short fall of funding for this year's Healthy Kids Day at Trap Pond. We just recently found out that our major event sponsor, Nemours, will not be providing any financial support. We anticipate nearly 1,000 fourth graders from every school in Sussex County; therefore, if the County could assist with our financial problem, it will be greatly appreciated.

The actual expenses for the event are approximately \$3,500 (besides all the staff costs). If possible, \$1,000 will help cover the program, food, porta-johns, and other miscellaneous costs.

Thank you for your and the County Council's consideration. Please call or contact me if you have any questions.

Sincerely,

Betty Grossmann
President
Trap Pond Partners
(302) 875-5088



INVOICE / PROOF SHEET

hotline: 1.800.243.2948 • fax: 208.888.6353 • email: customercare@cnsposters.com

(208) 888-9161

www.cnspublishing.com

Nampa, Idaho

To: Sam Wilson
County Council
Phone: 302-856-2972
Fax: 302-855-7749
Email:

www.

bill to:

Sussex County Council
5367 Wilson Hill Road
Georgetown DE 19947

Sales#: 7452
Invoice#: LA-128-12
Date: 04/18/13
Ad Size: 2.5 x 4
School: Sussex Tech HS
Season: 2013 Fall Sports Poster

Total: \$264.95
Payments/Credits: \$0.00

Balance Due: \$264.95



To make payment by phone, call:

1-800-243-2948

OR Mail payment with invoice # to:

Commercial Newspaper Service, Inc.

P.O. Box 1788

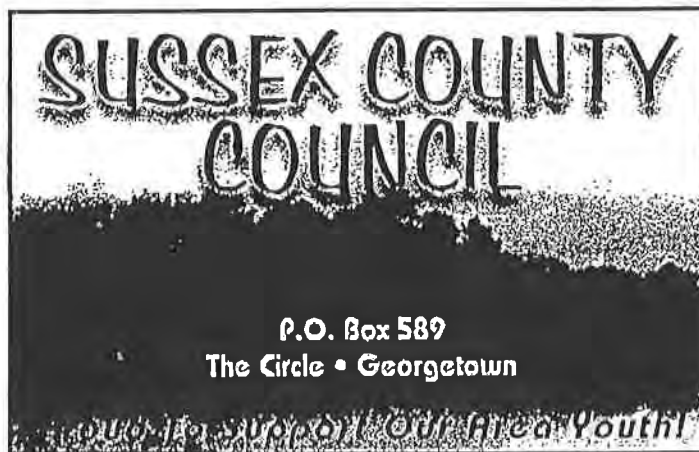
Nampa, Idaho 83653

RETURN BY FAX:

(208) 888-6353 or

REPLY BY EMAIL:

customercare@cnsposters.com



Thank you for supporting local sports and education!

No responsibility is accepted for errors appearing on the final ad, if the error(s) were not marked for correction on the proof.

KJR

REVIEW FOR FINAL APPROVAL • MARK CORRECTIONS DIRECTLY ON PROOF

SIGN AND RETURN BY FAX OR EMAIL WITHIN 72 BUSINESS HOURS!

PLEASE MARK: OK as is: Yes ☐ No ☐

or: OK with corrections: Yes ☐ No ☐

Liability for errors is limited to republication of an ad on our next publication. Liability for late publication is limited to pro-rated credit toward future publication. NO CASH REFUNDS. 1 3/4% interest will be charged on balance outstanding 30 days from date of publication. This is an annual percentage rate of 21%.

X

Signature / Title

TOWN OF GEORGETOWN

MAYOR
AND
COUNCIL



TOWN HALL
39 THE CIRCLE
GEORGETOWN, DE 19947

April 23, 2013

The Honorable Samuel R Wilson Jr
Sussex County Council
2 The Circle, P. O. Box 589
Georgetown, DE 19947

RE: Grant Request – “Spring into Spring” Festival - May 18, 2013

Dear Sam,

The Town of Georgetown is putting together, the 2nd Annual Event for Saturday, May 18, 2013 from 1:00 PM to 9:00 PM, entitled Georgetown’s “Spring into Spring” Festival.

I am writing to ask the Sussex County Council for a grant in the amount of \$5,000.00 to help underwrite the event. This is in addition to several other potential funding sources already contacted. The funds will be used to offset the following costs:

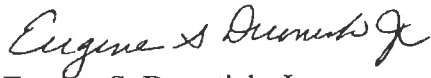
<u>Expense</u>	<u>Amount</u>
Entertainment – Disc Jockey	\$ 600.00
Entertainment (Band) – First State Force	\$ 300.00
Entertainment (Band) – 33 and 1/3	\$ 700.00
Entertainment (Band) – The Cruzers	\$ 600.00
Entertainment (Band) – The Funsters	\$2,500.00
Event Logistics (trash/marketing/other)	\$ 400.00
Event Relief Centers (Port-a-Potties)	\$ 300.00
Stage, Sound and Lighting	\$2,850.00
Total	<u>\$8,250.00</u>

This year we are pleased to announce the addition of the 4th Annual Spicer Memorial Car Show taking place in the Courthouse parking lot and working with Sussex County Council we are promoting the Grand Opening of “Arena’s at the Airport”. This includes tours, activities, and displays at the Airport. Shuttle service will also be available to and from the Circle to Arena’s and back.

This is intended to be a fun filled day for residents and visitors – especially families, offering something for all ages, including children's activities.

I extend a warm invitation to you and the entire County Council to come out and enjoy the afternoon in Georgetown. Thank you for considering our request – we'd love to have Sussex County as one of our **Premier Sponsors**. Should you have any questions, please feel free to contact me directly at (302) 856-7391.

Sincerely,

A handwritten signature in cursive script, reading "Eugene S. Dvorrick, Jr.", written in dark ink.

Eugene S. Dvorrick, Jr.
Town Manager



BOYS & GIRLS CLUBS
OF DELAWARE

Georgetown Boys & Girls Club
115 N. Race St. Georgetown, DE 19947
302-856-4903 www.bgclubs.org United Way Code #9564

Sponsor Form

RE: Hole Sponsor/ Door Prize for Boys and Girls Club Fundraiser Golf Tournament

Dear Friend and Neighbor,

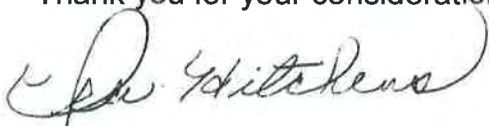
Please don't forget that the Georgetown Boys and Girls Club will be having their 1st Annual Fundraiser Golf Tournament on May 16, 2012. The first annual tournament will be held at the Rookery Golf Course in Milton, and this year you can support the Boys and Girls Club's golf tournament by becoming a tee sign sponsor or signing a team on to play!

We are still in need of tee sign sponsors! We would appreciate it greatly if you would sponsor a hole, at a "tax deductible" cost of \$100.00 per hole. As a hole sponsor we will have a large sign placed on a tee depicting, "your name, company, or organization". We have enclosed a sponsor form for your convenience.

If you cannot sponsor a hole at this time, please consider donating a door prize to be given away at the conclusion of the tournament. This can be accomplished by sending your contribution to the Georgetown Boys and Girls Club (address above), or contact one of the committee members listed below.

Regardless of whether or not you are able to make a contribution, we still have space available for teams to register to play in the tournament. Please accept our invitation to play in the Tournament. Space is limited and going fast! To register your team to play in the Tournament, please see the enclosed registration form or contact Chris Couch at 302-856-4903 or one of the committee members below. If you are unable to contribute or play at this time, we understand, and thank you for any previous donations and your continued support.

Thank you for your consideration,



Ira Hitchens
Chairman

1st Annual Georgetown Boys and Girls Club Golf Committee

Ira Hitchens, Chairman Terry Megee, Co-Chairman
Shirley Hitchens, Vanessa Megee, Ed Lester, Jeff White, John Hollis

Chris Couch, Unit Director

ccouch@bgclubs.org



American Legion Auxiliary Unit 28
31768 Legion Road
Millsboro, DE 19966

Sussex County Council
2 The Circle- P.O. Box 589
Georgetown, DE 19947

Dear County Council Members,

The American Legion Auxiliary Unit 28 is honored to attend Council meeting on Tuesday, May 8th to present each member with the American Legion Auxiliary Memorial Poppy.

The poppy is the official symbol of remembrance for all the sacrifices our veterans have made in the name of freedom for our great country. All donations received from the poppy help local Veterans in our area. Thank you in advance for allowing us this opportunity.

Sincerely,

Cindy Phillips
Poppy Chair



Louis A. Caputo, Jr.
State Chairman • Delaware

19 Sherin Drive • Newark, DE 19702 • home: 302.731.7817 • work: 302.429.2727 • cell: 302.388.1474 • louis.caputo@pnc.com

04.22.13

RE: 9TH ANNUAL GREENWING EVENT-OWENS STATION, DELAWARE

Dear

ROBIN,
SUSSEX COUNTY COUNCIL

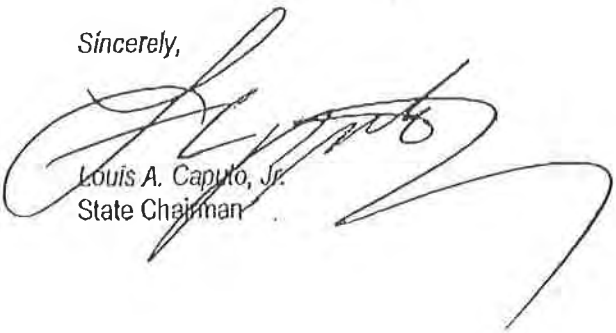
Over the last 8 years Delaware Ducks Unlimited has provided a day outdoors for the kids to learn about conservation, participate in outdoor activities and have some good old fashioned fun. This full day program is free for each and every child and includes a one year Greenwing membership, lunch, a t-shirt and some wonderful activities and memories for each child.

Please help us keep this event going and free of cost for all children. If you would like to see this event continue and all of the smiles that come with it, you can send your donation to:

Delaware Ducks Unlimited
C/OLouis A. Caputo, Jr.
222 Delaware Avenue, 18th Floor
Wilmington, Delaware 19801

Please see our enclosed flyer and our fun fact sheet for this event. Your help will keep this event going for the kids. If you have any questions, you can contact me directly at 302.429.2727.

Sincerely,


Louis A. Caputo, Jr.
State Chairman

DELAWARE GREENWING

FUN FACTS

- **FIRST EVENT WAS HELD ON MARCH 27,2004 AT OWENS STATION**
- **THE EVENT HAS RUN FOR 8 CONSECUTIVE YEARS**
- **2013-9TH YEAR IN A ROW FOR THE EVENT**
- **11,850 HAVE BEEN REGISTERED AS GREENWINGS SINCE INCEPTION**
- **550 BLUE BIRD BOXES CONSTRUCTED BY THE KIDS**
- **1200 WOOD DUCK BOXES CONSTRUCTED BY THE KIDS**
- **400 BOY SCOUTS ATTENDED OVER NIGHT CAMPING TRIPS**
- **9000 HOT DOGS SERVED**
- **2400 SLICES OF PIZZA EATEN**
- **3125 GALLONS OF BEVERAGES CONSUMED**
- **3200 CLAY TARGETS THROWN**
- **8000 ARROWS SHOT**
- **600 DUCKS BANDED**
- **2100 KIDS PARTICIPATED IN DUCK AND GOOSE CALLING**

**WITH YOUR HELP AND GENEROSITY WE CAN CONTINUE TO HOLD THIS
EVENT FOR THE CHILDREN,GET THEM OUTDOORS FOR A FUN DAY OF
HANDS ON ACTIVITIES AND BUILD THEIR AWARENESS OF CONSERVATION
AND CONSERVING NATURAL RESOURCES WHILE HAVING FUN.**



Gators Softball

26480 Old Carriage Rd.
Seaford, De 19973

April 16, 2013

Sussex County Council
Post Office Box 589
Georgetown, DE 19947

Dear Councilmen:

I am writing to you on behalf of the Gator's Mens Modify Softball team. This is a team of young adults who likes to compete with other teams. We have been competing with the same teams for the past 4 years in Seaford Recreational league. This year we want to expand our competition with other teams in tournaments. We are requesting a donation to cover expenses for umpires, tournament cost, and equipment.

Your consideration is sincerely appreciated.

Sincerely,

Scott Gray
Manager



546 S. Bedford Street
Georgetown, DE. 19947

Phone (302) 856 - 5187
Fax (302) 856 - 5451

April 8, 2013

Sussex County Council
Attn: Mr. Todd Lawson
2 The Circle
Georgetown, DE 19947



Re: CHEER *Wheels for Meals* Car Show

Dear Mr. Todd Lawson,

On Saturday, June 29, 2013, CHEER is hosting "*Wheels for Meals*" Classic Car Show at the CHEER Community Center on Sand Hill Road in Georgetown. The show benefits CHEER's Meals On Wheels program which last year delivered over 143,674 meals to homebound senior citizens in Sussex County.

Fundraising has never been more critical for our Meals On Wheels program. The Federal Government is in a period of sequestration that could result in deep financial cuts; which in the end means fewer meals funded. The State of Delaware will not pay for maintenance on the kitchen equipment in the Thurman Adams State Service Center. Meals On Wheels Delaware funding, used strictly for meals, is totally expended before the end of the fiscal year. All of this comes as the need for homebound meals to the senior citizens in Sussex County increased by 16% in fiscal 2012.

We are asking Sussex County Council to support "Wheels for Meals" and the CHEER Meals On Wheels program with a donation of \$500. In recognition of the Council's support a trophy will be awarded to the "Best Car from Sussex County".

Thank you for your consideration of the sponsorship. You will make a difference in the lives of our seniors!

Sincerely,

Arlene S. Littleton
Executive Director

CHEER is a 501 (c) (3) nonprofit organization.

www.cheerde.com



SUSSEX CYCLISTS, INC.

P.O. Box 204 – Rehoboth Beach, DE 19971

John R. Kurpjuweit, President
27554 South Nicklaus Avenue
Millsboro, DE 19966
SussexCycleKurp@verizon.net

Michael Tyler, Advocacy Director
10 Drake Knoll
Lewes, DE 19958
ah3000@surfbest.net

April 18, 2013

Michael H. Vincent, President
Sussex County Council
2 The Circle
Georgetown, DE 19947

Dear Mr. Vincent:

Sussex Cyclists, a nonprofit 501C3 cycling organization in Sussex County, will sponsor its ninth year of promoting cycling safety during June and July 2013. We would like Sussex County Council's continued support of this very important safety program that has reduced serious and fatal bicycle accidents.

Our Bike Safety Program is a cooperative effort with DelDOT, State Police Troop 7 and other organizations interested in bicycle safety. Due to our efforts to provide cyclists with safety equipment, brochures explaining the rules of the road and bike safety adjustments, we have had a significant effect on reducing accidents. Furthermore, our on-road presence with signs and tents along Route One in Rehoboth and Dewey, Route 26 in Bethany, and on Rehoboth Avenue; created awareness among motorists that cyclists use the roads too. Many honk and give us the thumbs up sign.

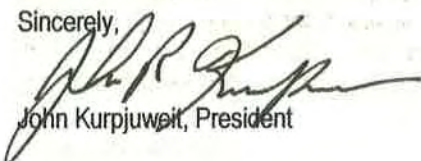
In the past several years our summer check points have been responsible for distributing over 400 helmets. We installed nearly 1,300 light sets which are instrumental in preventing accidents at night. We also adjusted brakes, seats, handle bars and provided other minor repairs to increase the safety of the riders. Each year we see an increase in the number of local riders that we were able to help with equipment and adjustments. Through DelDOT we acquired bikes which we repaired and installed lights on and then donated to visitor workers and especially to year round residents, many through their employer, to enable them to get back and forth to work.

Our program for 2013 is much the same as last year. Bicycle safety check points will be set up along Route One, Rehoboth Avenue and in Bethany. New this year are plans to add stops in the Fenwick area, as well as find ways to expand to Eastern Sussex County. Our partners will also attend church-sponsored dinners to interact with the cyclists and distribute bicycles and safety equipment.

Of course, all of this requires financial support. We hope that Sussex County Council recognizes the value of this program and will again help us provide visitors, local citizens and the cycling public with the tools that will help provide a margin of safety as they cycle on our roads. A contribution of \$2000 by Sussex County Council will represent a significant boost to help us achieve our goals to provide important information and essential equipment such as helmets and light sets to cyclists and to promote safety awareness for cyclists and motorists alike.

If you have any questions or would like to discuss specifics about the program please do not hesitate to contact us. If you decide to continue support please make the check payable to Sussex Cyclists, Inc. and direct it to the PO Box address above.

Sincerely,



John Kurpjuweit, President

CC: Todd Lawson, County Administrator

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND A C-1 GENERAL COMMERCIAL DISTRICT TO A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR CERTAIN PARCELS OF LAND LYING AND BEING IN LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 9.4596 ACRES, MORE OR LESS (Tax Map I.D. 332-1.00-100.00 & 101.00)

WHEREAS, on the 18th day of April 2013, a zoning application, denominated Change of Zone No. 1730 was filed on behalf of Two Farms, Inc.; and

WHEREAS, on the ____ day of _____ 2013, 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. 1730 be _____; and

WHEREAS, on the ____ day of _____ 2013, 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 C-1 General Commercial District] and adding in lieu thereof the designation CR-1 Commercial 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 Little Creek Hundred, Sussex County, Delaware, and lying at the southeast corner of U.S. Route 13 and Route 24 and being more particularly described as follows:

BEGINNING at a point on the southerly right-of-way of Route 24, a corner for these subject lands and lands of Carol M. O’Neal; thence by and along said O’Neal lands

south 14°40'09" west 309.26 feet to a point, and south 77°26'09" east 219.82 feet to a point; thence south 17°47'30" west 755.12 feet along lands of James C. and Janet Windsor, Trustees, to a point in center of a ditch; thence southwesterly 301.57 feet along the meandering centerline of the ditch to a point on the easterly right-of-way of U.S. Route 13; thence north 00°58'07" east 1,143.27 feet along the easterly right-of-way of U.S. Route 13 to a point; thence north 48°56'50" east 37.50 feet along the corner-cut for the intersection of U.S. Route 13 and Route 24 to a point; thence south 79°43'26" east 326.42 feet along the southerly right-of-way of Route 24 to the point and place of beginning, and containing 9.4596 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.