

NEW CASTLE COUNTY COUNCIL COUNCIL MEETING



October 12, 2021
6:30 PM

VIRTUAL ZOOM WEBINAR MEETING*** &
LOUIS L. REDDING CITY/COUNTY BUILDING
1ST FLOOR COUNCIL CHAMBERS
800 N. FRENCH STREET, WILMINGTON, DE 19801

REVISED AGENDA

A. Call to Order

- Moment of Silence
- Pledge of Allegiance
- Roll Call

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

°21-117: AMEND THE GRANTS BUDGET: REALIGN \$175,000.00 IN FEDERAL FUNDS WITHIN THE CORONAVIRUS EMERGENCY FUNDS GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°21-118: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$14,845 IN FUNDING FROM THE STATE OF DELAWARE FISCAL YEAR 2022 BOND AND CAPITAL IMPROVEMENTS ACT AND \$14,847 IN FUNDING FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2021 CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods

°21-119: TO PROVIDE FOR THE INSTALLATION OF GRANVILLE STREET LIGHTS WITH LIGHT EMITTING DIODE (LED) BULBS IN THE COLUMBIA PLACE SUBDIVISION LOCATED IN THE BRANDYWINE HUNDRED AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS Introduced by: Ms. Durham

°21-120: AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE \$299,750 FROM THE DEPARTMENT OF STATE, DELAWARE DIVISION OF LIBRARIES AS A FEDERAL PASS-THROUGH GRANT FROM THE INSTITUTE OF

MUSEUM AND LIBRARY SERVICES (IMLS) AMERICAN RESCUE PLAN ACT (ARPA) GRANT TO BE DISTRIBUTED EQUALLY TO THE TEN NEW CASTLE COUNTY LIBRARIES WHICH ARE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES Introduced by: Mr. Hollins, Ms. Diller

°21-121: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 ("ADMINISTRATION"), ARTICLE 5 ("DEPARTMENTS AND OFFICES"), SECTION 2.05.402 ("DEPARTMENT OF COMMUNITY SERVICES BOARD") TO DECOMMISSION THE DEPARTMENT OF COMMUNITY SERVICES BOARD; AND TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 ("ADMINISTRATION"), ARTICLE 5 ("DEPARTMENTS AND OFFICES"), SECTION 2.05.403 ("LIBRARY ADVISORY BOARD") TO REORGANIZE THE LIBRARY ADVISORY BOARD AS A STAND-ALONE BOARD Introduced by: Mr. Hollins, Ms. Diller

E. Reports from Select and Special Committees

F. Consent Calendar

R21-183: HONORING THE LIFE AND LEGACY OF THELMA LORRAINE TAYLOR Introduced by: Mr. Hollins

G. Presentations

H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions

R21-184: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT WITH DOCUMENT TECHNOLOGY SYSTEMS FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$53,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R21-185: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT WITH CATHOLIC CHARITIES, INC. FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$60,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R21-186: TO RENAME "PYLES LANE" TO "J CALDWELL LANE;" LOCATED IN THE NEW CASTLE HUNDRED OFF OF NEW CASTLE AVENUE; APPLICATION NO. 2021-0556; COUNCIL DISTRICT 10 Introduced by: Mr. Street

R21-187: EXPRESSING SINCERE GRATITUDE TO THE MEMBERS OF THE 2021 NEW CASTLE COUNTY REDISTRICTING COMMISSION FOR THEIR SERVICE TO NEW CASTLE COUNTY Introduced by: Ms. Hartley-Nagle, Mr. Hollins

R21-188 : CONSENTING TO THE APPOINTMENT OF VAUGHN BOND, JR. FOR THE POSITION OF DIRECTOR OF PUBLIC SAFETY Introduced by: Mr. Bell, Ms. Hartley-Nagle

R21-189 : CONSENTING TO THE APPOINTMENT OF JOSEPH BLOCH TO THE POSITION OF CHIEF OF POLICE OF THE NEW CASTLE COUNTY POLICE DEPARTMENT Introduced by: Mr. Bell, Ms. Hartley-Nagle

R21-190: URGING THE MEYER ADMINISTRATION TO IMMEDIATELY ASSESS WASTEWATER TREATMENT ALTERNATIVES FOR NEW CASTLE COUNTY AND ITS RESIDENTS Introduced by: Mr. Hollins, Ms. Kilpatrick, Mr. Carter, Mr. Smiley, Mr. Sheldon, Mr. Tackett, Mr. Woods

R21-191: AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN ADDENDUM TO THE 2019-2023 COLLECTIVE BARGAINING AGREEMENT BETWEEN NEW CASTLE COUNTY AND THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME (AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES) (AFL-CIO), AFFILIATE LOCAL 1607 Introduced by: Ms. Hartley-Nagle

R21-192: AUTHORIZING THE COUNTY EXECUTIVE TO SIGN AN ADDENDUM TO THE 2019-2022 COLLECTIVE BARGAINING AGREEMENT BETWEEN NEW CASTLE COUNTY AND THE SWORN DEPUTY SHERIFFS REPRESENTED BY THE FRATERNAL ORDER OF POLICE, LODGE NO. 5 Introduced by: Ms. Hartley-Nagle

I. Consideration of Ordinances

°21-108: AMEND THE GRANTS BUDGET: APPROPRIATE \$188,726.83 IN PROGRAM INCOME AND REALIGN \$390,779.68 IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FY2021, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Ms. Diller

°21-109: AMEND THE GRANTS BUDGET: REALIGN \$152,198.19 IN THE FY2019 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) GRANT WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Ms. Diller

°21-110: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 14 ("FINANCE AND TAXATION"), ARTICLE 1 ("IN GENERAL") TO ESTABLISH THE AFFORDABLE HOUSING FUND. Introduced by: Mr. Hollins, Ms. Diller

°21-111: TO AMEND THE FY2021 APPROVED OPERATING BUDGET: ALLOCATE \$15,000,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE AFFORDABLE HOUSING FUND. Introduced by: Mr. Hollins, Ms. Diller

°21-112: AMEND THE FY2021 APPROVED OPERATING BUDGET: REALIGN \$2,861,300 WITHIN THE GENERAL FUND AND \$336,000 WITHIN THE SEWER

FUND IN ORDER TO PROVIDE FUNDING FOR SALARIES AND WAGES AND HEALTHCARE EXPENSES Introduced by: Mr. Smiley, Mr. Cartier

°21-114: TO PROVIDE FOR THE INSTALLATION OF TRADITIONAIRE STREET LIGHTS WITH HIGH PRESSURE SODIUM (HPS) 70-WATT BULBS IN THE WHITEWOOD VILLAGE SUBDIVISION LOCATED IN THE PENCADER HUNDRED AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS. Introduced by: Mr. Tackett

°21-115: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 ("ADMINISTRATION") TO ADOPT A REDISTRICTING PLAN AFTER A RECOMMENDATION AND REPORT BY THE NEW CASTLE COUNTY REDISTRICTING COMMISSION. Introduced by: Ms. Hartley-Nagle, Mr. Hollins

°21-116: (STATUS: TO BE TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 6 ("BUILDING CODE"), ARTICLE 3 ("ADMINISTRATION") AND ARTICLE 10 ("ENERGY CONSERVATION CODE") RELATING TO NEW RESIDENTIAL CONSTRUCTION, ELECTRIC VEHICLES, AND CHARGING INFRASTRUCTURE. Introduced by: Ms. Durham

°21-091: (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 4 ("ANIMALS"), ARTICLE 2 ("ANIMAL CONTROL"), SECTION 4.02.001. ("LICENSES; RESTRAINT; IMPOUNDMENT; DESTRUCTION; NUISANCES; ENFORCEMENT GENERALLY") AND SECTION 4.02.002. ("ENFORCEMENT OF SECTION 4.02.001"), AND *NEW CASTLE COUNTY CODE* CHAPTER 22 ("OFFENSES AND MISCELLANEOUS PROVISIONS"), ARTICLE 2 ("OFFENSES GENERALLY"), SECTION 22.02.008. ("NOISE CONTROL") RELATING TO DOGS AND OTHER ANIMALS. Introduced by: Mr. Smiley, Mr. Carter

SUBSTITUTE NO. 1 TO °21-094: (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 6 ("BUILDING CODE"), ARTICLE 3 ("ADMINISTRATION"), SECTION 6.03.013 ("SUBMITTAL DOCUMENTS"), ARTICLE 4 ("THE BUILDING CODE"), SECTION 6.04.002. ("AMENDMENTS TO THE INTERNATIONAL BUILDING CODE"), AND ARTICLE 5 ("THE RESIDENTIAL CODE"), SECTION 6.05.002. ("AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE") RELATING TO CERTAIN NEW RESIDENTIAL CONSTRUCTION, ELECTRIC VEHICLES, AND CHARGING INFRASTRUCTURE. Introduced by: Ms. Durham, Mr. Carter, Mr. Cartier, Mr. Tackett, Ms. Hartley-Nagle

J. Time Sensitive Congratulatory/Honorary Resolutions

R21-193: HONORING THE MAGHAN FAMILY FOR RECEIVING THE "NEW CASTLE COUNTY FARM FAMILY OF THE YEAR AWARD FOR 2021" Introduced by: Mr. Bell, Mr. Carter, Ms. Hartley-Nagle

R21-194: CONGRATULATING JUNE UNRUH ON RECEIVING THE "DISTINGUISHED SERVICE TO AGRICULTURE AWARD" Introduced by: Mr. Bell, Mr. Carter, Ms. Hartey-Nagle

R21-195: HONORING THE LIFE OF CHIEF PAUL H. TAYLOR, SR., AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS Introduced by: Mr. Bell

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

REVISED AGENDA POSTED: October 6, 2021

AGENDA POSTED: October 5, 2021

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 Del. C. Section 10004(e)(2).

**The revised agenda was posted less than (7) days in advance of the meeting to include the addition of items R21-191 and R21-121. Both items were received by the agenda submittal deadline and were inadvertently left off the agenda. Both items are time sensitive and delaying their consideration would have detrimental effects on human resource processes that are already underway.

**Under Title 29, Section 10006A of *Delaware Code*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing  Webinar. In addition, this meeting is open to the public in Council Chambers (800 N. French Street, Wilmington, DE 19801). The link to join the meeting via computer, smart device, or smart phone is: <https://zoom.us/j/377322142> You may also call into the meeting (audio) using the following call in numbers: 1-312-626-6799 or +1-646-558-8656 or +1-346-248-7799 or +1-669-900-9128 or +1-253-215-8782 or +1-301-715-8592. Then enter the Webinar ID: 377 322 142. If you do not have a good connection with one, please try the others. Additional information regarding phone functionality during the meeting is available at: <https://support.zoom.us/hc/en-us/articles/360029527911-Live-Training-Webinars>

Meeting materials, including a meeting agenda, legislation to be addressed during the meeting, and other materials related to the meeting are electronically accessible at <https://nccde.org/AgendaCenter/County-Council-1> Members of the public joining the meeting may be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to ensure everyone may have an opportunity to comment.

If permitted to comment, you will not be able to speak until called upon by the

moderator. For those appearing virtually, there are functions in the program that allow you to do this. Please see the link in the previous paragraph.