



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

January 25, 2022
6:30 PM

VIRTUAL ZOOM WEBINAR MEETING**

<https://zoom.us/j/377322142>

MINUTES

A. Call to Order

Moment of Silence

Pledge of Allegiance

Roll Call

The meeting was called to order by President Hartley-Nagle at 06:30 PM.

A moment of silence was recognized; members of Council performed the Pledge of Allegiance.

Members present: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Members absent: J. William Bell, Penrose Hollins

B. Approval of Minutes

-George Smiley moved to approve the January 11, 2022 council meeting minutes. The motion was seconded and approved by voice vote.

C. Announcements

-None

D. Introduction of Ordinances

°22-009: AMEND THE GRANTS BUDGET: APPROPRIATE \$51,707.25 IN ACTUAL PROGRAM INCOME TO THE COMMUNITY POLICING GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-010: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: INCREASE APPROPRIATIONS AND BOND AUTHORIZATIONS \$997,000 TO THE DEPARTMENT OF

PUBLIC WORKS, WATER QUALITY IMPROVEMENT PLAN CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods, Ms. Diller

°22-011: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$115,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, INFORMATION SYSTEMS EXPANSION II CAPITAL PROJECT Introduced by: Mr. Smiley, Mr. Cartier

°22-012: AMEND THE FY2022 APPROVED OPERATING BUDGET: INCREASE THE AUTHORIZED POSITION COUNT BY TEN TEMPORARY GRANT POSITIONS Introduced by: Mr. Smiley

E. Reports from Select and Special Committees

-Boards and Commissions Subcommittee: Ms. Durham stated they met and reviewed seven appointments and reappointments.

-Executive Committee: Mr. Smiley reported they discussed one resolution, had an ARPA update presentation, and discussed Council's future budget.

-Community Services Community: Ms. Diller reported they met and reviewed one ordinance, met the new managing directors of the Hope Center and Rockwood Museum, and had two presentations.

-Finance Committee: Mr. Smiley reported that they discussed legislation on this evening's agenda, approved three grants, and went into executive session to receive a legal update.

F. Consent Calendar

-None

Consent Note

G. Presentations

-None

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

R22-022: SUPPORTING DELAWARE GENERAL ASSEMBLY HOUSE BILL NO. 286, AUTHORIZING NEW CASTLE COUNTY TO ISSUE 40-YEAR BONDS FOR SEWER AND WASTEWATER PROJECTS Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-022 be read by title only and placed before Council for its consideration.

Resolution 22- 022 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-023: CONSENTING TO THE APPOINTMENT OF BETH B. MILLER, ESQUIRE AS CHAIR TO THE NEW CASTLE COUNTY BOARD OF ASSESSMENT REVIEW Introduced by: Mr. Hollins

-It was moved and seconded that Resolution 22-023 be read by title only and placed before Council for its consideration.

Resolution 22- 023 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-024: CONSENTING TO THE APPOINTMENT OF DENNIS E. GODEK TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Ms. Durham

-It was moved and seconded that Resolution 22-024 be read by title only and placed before Council for its consideration.

Resolution 22- 024 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-025: CONSENTING TO THE APPOINTMENT OF R. JEAN HERSHNER TO THE NEW CASTLE COUNTY HISTORIC REVIEW BOARD Introduced by: Ms. Durham

-It was moved and seconded that Resolution 22- 025 be read by title only and placed before Council for its consideration.

Resolution 22- 025 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-026: CONSENTING TO THE REAPPOINTMENT OF KIANA DRAKE TO THE NEW CASTLE COUNTY PLANNING BOARD Introduced by: Mr. Hollins

-It was moved and seconded that Resolution 22-026 be read by title only and placed before Council for its consideration.

Resolution 22- 026 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-027: CONSENTING TO THE REAPPOINTMENT OF BARBARA CHI HSIAO SILBER TO THE NEW CASTLE COUNTY HISTORIC REVIEW BOARD Introduced by: Ms. Kilpatrick

-It was moved and seconded that Resolution 22- 027 be read by title only and placed before Council for its consideration.

Resolution 22-027-- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-028: CONSENTING TO THE APPOINTMENT OF WILLIAM E. POWERS, JR., TO THE NEW CASTLE COUNTY AGRICULTURAL LAND PRESERVATION ADVISORY COMMITTEE Introduced by: Ms. Hartley-Nagle

-It was moved and seconded that Resolution 22-028 be read by title only and placed before Council for its consideration.

Resolution 22-028 -- Adopted

Yes: John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, Jea Street, David Tackett, Kenneth Woods

Not Voting: David Carter

Absent: J. William Bell, Penrose Hollins, George Smiley

R22-029: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A FINANCING AGREEMENT WITH THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND, ACTING BY AND THROUGH THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, IN AN AMOUNT NOT TO EXCEED \$997,000, TO FUND THE RESTORATION OF 1,767 LINEAR FEET OF AN UNNAMED TRIBUTARY OF CHRISTINA RIVER AT ROBSCOTT MANOR PARK IN NEWARK, DELAWARE; PROVIDING FOR THE

PURCHASE OF THE BOND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH Introduced by: Mr. Sheldon, Mr. Woods, Ms. Diller
-It was moved and seconded that Resolution 22-029 be read by title only and placed before Council for its consideration.

Resolution 22-029 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-030: APPOINTING VICTORIA BANDY TO THE NEW CASTLE COUNTY BOARD OF ASSESSMENT REVIEW Introduced by: Mr. Woods

-Mr. Smiley moved to suspend Council Rule 5.4 to consider R22-030, The motion was seconded by Mr. Cartier and approved.

-It was moved and seconded that Resolution 22-030 be read by title only and placed before Council for its consideration.

Resolution 22- 030 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

I. Consideration of Ordinances

°22-001: AMEND THE GRANTS BUDGET: APPROPRIATE \$47,837 FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE CRANSTON HEIGHTS FIRE COMPANY TRAFFIC SAFETY VEHICLES GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY Introduced by: Mr. Bell, Ms. Hartley-Nagle, Ms. Kilpatrick

-It was moved and seconded that Ordinance 22- 001be read by title only and placed before Council for its consideration.

Ordinance 22- 001 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

°22-002: AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE STATE OF DELAWARE FUNDS OF \$35,000 FROM THE HOME4GOOD PARTNERSHIP BETWEEN THE DELAWARE STATE HOUSING AUTHORITY AND THE FEDERAL HOME LOAN BANK OF PITTSBURGH TO THE NEW CASTLE COUNTY (NCC) HOUSING EVERYONE LOCATOR PROGRAM (HELP) HOME4GOOD 2022 GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Ms. Diller

-It was moved and seconded that Ordinance 22-002 be read by title only and placed before Council for its consideration.

Ordinance 22- 002 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

°22-003: AMEND THE FY2022 APPROVED OPERATING BUDGET: APPROPRIATE UP TO \$1,300,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, OFFICE OF LAW TO FUND ATTORNEY FEES Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Ordinance 22-003 be read by title only and placed before Council for its consideration.

Ordinance 22- 003 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Present: Dee Durham

Absent: J. William Bell, Penrose Hollins

°22-004: AMEND THE FY2022 APPROVED ANNUAL OPERATING BUDGET: APPROPRIATE \$1,700,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, RISK MANAGEMENT Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Ordinance 22-004 be read by title only and placed before Council for its consideration.

Ordinance 22- 004 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Present: Dee Durham

Absent: J. William Bell, Penrose Hollins

J. Time Sensitive Congratulatory/Honorary Resolutions

R22-031: HONORING THE LIFE & LEGACY OF MICHAEL P. KELLY, SR. Introduced by: Mr. Woods, Mr. Bell, Mr. Carter, Mr. Cartier, Ms. Diller, Ms. Durham, Ms. Hartley-Nagle, Mr. Hollins, Ms. Kilpatrick, Mr. Sheldon, Mr. Smiley, Mr. Street, Mr. Tackett

-It was moved and seconded that Resolution 22-031 be read by title only and placed before Council for its consideration.

Resolution 22-031 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

R22-032: HONORING THE LIFE AND LEGACY OF MR. JOHN BRYANT Introduced by: Mr. Street

-It was moved and seconded that Resolution 22-03 be read by title only and placed before Council for its consideration.

Resolution 22-032 -- Adopted

Yes: David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Absent: J. William Bell, Penrose Hollins

K. Introduction/Consideration of Emergency Ordinances**L. Public Comment/Other**

-None

M. Motion to Adjourn

-Motion by George Smiley, seconded by David Carter, to adjourn the Council Meeting. The motion was approved and the meeting was adjourned at 06:59 PM.

A recording of this meeting is available upon request.

Respectfully submitted by C. Linwood Jackson, legislative assistant.