



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

February 22, 2022
6:30 PM

VIRTUAL ZOOM WEBINAR MEETING**

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: J. William Bell, David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Penrose Hollins, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

B. Approval of Minutes

--George Smiley moved to approve the February 8, 2022 Council Meeting minutes. The motion was seconded and approved by voice vote.

C. Announcements

--None

D. Introduction of Ordinances

°22-015: TO PROVIDE FOR THE INSTALLATION OF TRADITIONAIRE STREET LIGHTS WITH HIGH PRESSURE SODIUM (HPS) BULBS IN THE HIGHLANDS AT BACK CREEK SUBDIVISION LOCATED IN THE ST. GEORGES HUNDRED AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS Introduced by: Mr. Carter

°22-016: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: TRANSFER \$150,000 FROM THE EMS STATIONS CAPITAL PROJECT TO THE PUBLIC SAFETY BUILDING RENOVATIONS CAPITAL PROJECT Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-017: AMEND THE GRANTS BUDGET: APPROPRIATE \$63,716.55 FROM THE STATE OF DELAWARE, DEPARTMENT OF JUSTICE–SPECIAL LAW ENFORCEMENT ASSISTANCE FUND (SLEAF) TO THE SLEAF – FARO 3D SCANNER GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-018: AMEND THE GRANTS BUDGET: APPROPRIATE \$34,337.12 FROM THE STATE OF DELAWARE, DEPARTMENT OF JUSTICE–SPECIAL LAW ENFORCEMENT ASSISTANCE FUND (SLEAF) TO THE SLEAF – GRAYKEY LICENSE GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-019: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 (“ADMINISTRATION”), ARTICLE 4 (“BOARDS, COMMITTEES AND COMMISSIONS”), DIVISION 2.04.000 (“GENERALLY”) RELATING TO VACANCIES ON NEW CASTLE COUNTY BOARDS, COMMITTEES, AND COMMISSIONS Introduced by: Ms. Hartley-Nagle

E. Reports from Select and Special Committees

Boards and Commissions Subcommittee: Mr. Smiley reported they met on 2/25 and discussed appointments and reappointments.

Personnel Subcommittee: Mr. Sheldon reported they met on 2/15 and discussed times to return to the office and two subcommittees.

Land Use Committee: Ms. Kilpatrick reported they had two meetings. (1) A hearing on the Shipley rd. investments and (2) discussed two land development issues and the naming of an unnamed road.

Community Services Committee: Mr. Hollins reported they met on 2/22/22 and discussed the housing Navigator and introduced a DE. veterans group to the Hope Center.

Finance Committee: Mr. Smiley reported they met on 2/22/22 and discussed items on the agenda, approved one grant, had a presentation from finance regarding our path forward.

F. Consent Calendar

R22-037: HONORING THE LIFE AND LEGACY OF MR. ALVIN KEITH JOHNSON Introduced by: Mr. Street

R22-038: CONSENTING TO THE REAPPOINTMENT OF JOSEPH DAIGLE TO THE NEW CASTLE COUNTY PLANNING BOARD Introduced by: Mr. Cartier

R22-039: CONSENTING TO THE REAPPOINTMENT OF JOHN GRIESHABER TO THE NEW CASTLE COUNTY BOARD OF LICENSE INSPECTION AND REVIEW Introduced by: Ms. Durham

R22-040: CONSENTING TO THE APPOINTMENT OF TANISHA L. MERCED, ESQUIRE AS CHAIRPERSON OF THE NEW CASTLE COUNTY DIVERSITY COMMISSION Introduced by: Ms. Durham

R22-041: CONSENTING TO THE REAPPOINTMENT OF RONALD SIMMS TO THE NEW CASTLE COUNTY FINANCIAL ADVISORY COUNCIL Introduced by: Mr. Bell

R22-042: CONSENTING TO THE REAPPOINTMENT OF RICHARD FARMER TO THE NEW CASTLE COUNTY BOARD OF ADJUSTMENT Introduced by: Ms. Durham

R22-043: CONGRATULATING AND COMMENDING ALFRED LANCE FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-044: CONGRATULATING AND COMMENDING ARIANNA CLARK FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-045: CONGRATULATING AND COMMENDING ASHLEY BAKER FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-046: CONGRATULATING AND COMMENDING COLLEEN SCOTT FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-047: CONGRATULATING AND COMMENDING DANIELLE HARLEY-SCOTT FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-048: CONGRATULATING AND COMMENDING DEJA MATTHEWS FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-049: CONGRATULATING AND COMMENDING DOMINGO REYES FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-050: CONGRATULATING AND COMMENDING DOMINIC SANTOS FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-051: CONGRATULATING AND COMMENDING JARRETT MARTIN FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-052: CONGRATULATING AND COMMENDING JERMAINE FENTRESS FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-053: CONGRATULATING AND COMMENDING KASHANA ROBERTS FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley Nagle

R22-054: CONGRATULATING AND COMMENDING KENNETH JOHNSON FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-055: CONGRATULATING AND COMMENDING LAURA WILLS FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-056: CONGRATULATING AND COMMENDING MCKENZIE RICCI FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-057: CONGRATULATING AND COMMENDING MEREDITH BELL FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-058: CONGRATULATING AND COMMENDING ANTHONY VITALO FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-059: CONGRATULATING AND COMMENDING ARRON KIRSCHNER FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-060: CONGRATULATING AND COMMENDING GREG DEXTER FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-061: CONGRATULATING AND COMMENDING JIM SHEFFER FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-062: CONGRATULATING AND COMMENDING JOHN HOEY FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-063: CONGRATULATING AND COMMENDING LAWRENCE FARMER FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-064: CONGRATULATING AND COMMENDING RACHEL HOKE FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-065: CONGRATULATING AND COMMENDING STEVE DEXTER FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-066: CONGRATULATING AND COMMENDING SEDRIC WILLIS FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-067: CONGRATULATING AND COMMENDING TOMMY FISHER-KLEIN FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-068: CONGRATULATING AND COMMENDING VALORIE NEWMAN FOR HER PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

R22-069: RECOGNIZING THE WILMINGTON DRAMA LEAGUE CELEBRATING THEIR 89th ANNIVERSARY AND BEST OF DELAWARE COMMUNITY THEATER 2021 AWARD Introduced by: Ms. Hartley-Nagle

R22-070: CONGRATULATING AND COMMENDING AUSTIN WHITTINGTON FOR HIS PERFORMANCE IN THE AMERICAN MUSICAL THE COLOR PURPLE Introduced by: Ms. Hartley-Nagle

Consent Note**CONSENT CALENDAR -- Adopted**

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

G. Presentations

--None

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

R22-071: CONSENTING TO THE APPOINTMENT OF GERALD TATUM FOR THE POSITION OF PROJECT SEED COORDINATOR FOR NEW CASTLE COUNTY Introduced by: Ms. Kilpatrick, Mr. Sheldon

-It was moved and seconded that Resolution 22-071 be read by title only and placed before Council for its consideration.

Resolution 22-071-- Adopted

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

R22-072: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE 8 REGARDING USE OF ELECTRONIC DEVICES DURING PUBLIC MEETINGS BY COUNCIL MEMBERS Introduced by: Mr. Hollins, Ms. Hartley-Nagle

-It was moved and seconded that Resolution 22-072 be read by title only and placed before Council for its consideration.

Resolution 22-072-- Defeated

Yes: David Carter, Karen Hartley-Nagle, Penrose Hollins

No: J. William Bell, John Cartier, Lisa Diller, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woods

Not Voting: Dee Durham

R22-073: PLAN OF NORTH WILMINGTON SELF STORAGE; BRANDYWINE HUNDRED; NORTH SIDE OF NORTH MARKET STREET, 459 FEET WEST OF EDMOND ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES A 94,308 SQUARE FOOT SELF-STORAGE FACILITY; CR ZONING; [APPLICATION NO. 2019-0403-S](#); COUNCIL DISTRICT 4 Introduced by: Mr. Hollins

-It was moved and seconded that Resolution 22-073 be read by title only and placed before Council for its consideration.

Resolution 22-073-- Adopted

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

R22-074: TO NAME AN EXISTING UNNAMED PRIVATE STREET OR ROAD "PYLES LANE;" LOCATED IN NEW CASTLE HUNDRED OFF OF J. CALDWELL LANE; TAX PARCEL NO. 10-006.00-002; APPLICATION [2022-0094](#); COUNCIL DISTRICT 10 Introduced by: Mr. Street

-It was moved and seconded that Resolution 22-074 be read by title only and placed before Council for its consideration.

Resolution 22-074 -- Adopted

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

R22-075: PLAN OF VILLAGE PARK AT PALADIN—BRANDYWINE BOULEVARD; BRANDYWINE HUNDRED; WESTERN END OF BRANDYWINE BOULEVARD, 400 FEET WEST OF EDMOND ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO COMBINE

TAX PARCEL 06-149.00-065 (PARCEL 2 OF PALADIN XII) TO TAX PARCEL 06-145.00-021 (THE VILLAGE PARK AT PALADIN) TO CONSTRUCT THIRTY (30) APARTMENT UNITS AND NINE (9) GARAGES AND TO CONSTRUCT THIRTY-FOUR (34) APARTMENTS ON TAX PARCEL 06-149.00-066 (PARCEL 3 OF PALADIN XII), ADJUST THE PROPERTY LINE BETWEEN TAX PARCEL 06-149.00-010 (PARCEL 1A OF PALADIN XII) AND TAX PARCEL 06-149.00-066 (PARCEL 3 OF PALADIN XII), AND UPDATE STORMWATER MANAGEMENT FACILITIES; NCAP ZONING; [APPLICATION NO. 2017-0288-S](#); COUNCIL DISTRICT

4 Introduced by: Mr. Hollins

-It was moved and seconded that Resolution 22-075 be read by title only and placed before Council for its consideration.

Resolution 22-075-- Adopted

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

I. Consideration of Ordinances

°22-013: AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE \$365,000 IN FEDERAL PASS -THROUGH FUNDS FROM THE STATE OF DELAWARE, DELAWARE STATE HOUSING AUTHORITY FOR THE COMMUNITY NAVIGATOR PROGRAM GRANT, WHICH IS 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 22-013 be read by title only and placed before Council for its consideration.

Ordinance 22-013 -- Adopted

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

°22-014: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: TRANSFER \$350,000 FROM THE NORTH DELAWARE INTERCEPTOR SYSTEM CAPITAL PROJECT TO THE PUBLIC WORKS COMPLEX CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods

-It was moved and seconded that Ordinance 22-014 be read by title only and placed before Council for its consideration.

Ordinance 22-014 -- Adopted

Yes: J. William Bell, David Carter, John Cartier, Lisa Diller, Dee Durham, Karen Hartley-Nagle, Penrose Hollins, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Kenneth Woodsrham, Hartley-Nagle, Hollins, Kilpatrick, Sheldon, Smiley, Street, Tackett, Woods

J. Time Sensitive Congratulatory/Honorary Resolutions

--None

K. Introduction/Consideration of Emergency Ordinances

--None

L. Public Comment/Other

--Dominic Donofrio, commented on the Property Maintenance Code 302.8.3 and requested it be repealed.

--Aundrea Almond, Executive Office, stated she would share her PowerPoint slides via email.

--Brett O'Neal inquired about the process to convert a private lane to a public roadway so that it can be paved by the State.

Ms. Kilpatrick answered Mr. O'Neal's questions.

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 07:23 pm.

A recording of the meeting is available upon request. Respectfully submitted by Linwood Jackson, Legislative Assistant.