



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

March 22, 2022
6:30 PM

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

MINUTES

A. Call to Order

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

Moment of Silence

A moment of silence was recognized.

Pledge of Allegiance

Members of Council performed the Pledge of Allegiance.

Roll Call

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

Motion by Mr. Smiley, seconded by Ms. Durham, to approve the minutes from March 8, 2022. The minutes were approved by voice vote.

C. Announcements

None

D. Introduction of Ordinances

°22-025: AMEND THE GRANTS BUDGET: APPROPRIATE \$72,448.67 IN STATE AID TO LOCAL LAW ENFORCEMENT (SALLE) FUNDS FROM THE STATE OF DELAWARE,

DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE STATE AID TO LOCAL LAW ENFORCEMENT (SALLE) – FY2022 GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-026: AMEND THE GRANTS BUDGET: APPROPRIATE \$39,322.08 IN EMERGENCY ILLEGAL DRUG ENFORCEMENT (EIDE) FUNDS FROM THE STATE OF DELAWARE, DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE EIDE FY2022 GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-027: AMEND THE GRANTS BUDGET: APPROPRIATE \$27,792.00 FROM SALE OF VEHICLES TO THE ASSET SEIZURE GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-028: TO AMEND THE NEW CASTLE COUNTY CODE TO REPEAL AND RESERVE ARTICLE 9 OF CHAPTER 14 OF THE NEW CASTLE COUNTY CODE REGARDING LOCAL SERVICE FUNCTIONS Introduced by: Mr. Smiley, Mr. Cartier

°22-029: AMENDING NEW CASTLE COUNTY CODE CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), ARTICLE 10 (“ENVIRONMENTAL STANDARDS”), DIVISION 40.10.100. (“RESOURCE PROTECTION STANDARDS”) RELATING TO CRITICAL NATURAL AREAS Introduced by: Mr. Carter, Ms. Durham, Mr. Tackett, Mr. Cartier

°22-030: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 12 (“DRAINAGE”) REGARDING THE ESTABLISHMENT OF UPDATED DRAINAGE STANDARDS WITHIN NEW CASTLE COUNTY Introduced by: Mr. Tackett, Ms. Kilpatrick, Mr. Sheldon, Mr. Woods

°22-031: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 (“ADMINISTRATION”) TO INCORPORATE TECHNICAL CHANGES TO COUNCILMANIC DISTRICT BOUNDARIES AS RECOMMENDED BY THE DELAWARE DEPARTMENT OF ELECTIONS Introduced by: Ms. Hartley-Nagle, Mr. Hollins

E. Reports from Select and Special Committees

- Boards & Commissions Subcommittee: Ms. Durham reported they met and had two nominations and three renominations that are on the agenda tonight for approval.
- Land Use: Mr. Tackett reported they met and had two renaming’s and discussed rezoning. And Rich Hall gave an update on the comprehensive plan.
- Executive Committee: Mr. Smiley reported they met and had a checkbook presentation on the general fund, the store fund and the Cares act. A presentation on ARPA.
- Community Services: Elisa Diller reported they met and had a report on the Healthy Homes Grant that they are receiving.
- Finance Committee: Mr. Smiley reported they met and discussed items on the agenda, approved several grants, a travel request, and a seminar request.
- Special Council Meeting: Ms. Hartley-Nagle stated they met and had the FY 2023 Budget Address.

F. Consent Calendar

R22-082: REMEMBERING AND HONORING THE LIFE AND LEGACY OF JOHN M. PRIDEMORE Introduced by: Ms. Hartley-Nagle, Mr. Bell

R22-083: CONSENTING TO THE APPOINTMENT OF NAKISHIA WILLIAMS BAILEY TO THE NEW CASTLE COUNTY HUMAN RESOURCES ADVISORY BOARD Introduced by: Mr. Tackett

R22-084: CONSENTING TO THE REAPPOINTMENT OF MICHAEL L. BUTLER TO THE NEW CASTLE COUNTY FINANCIAL ADVISORY COUNCIL Introduced by: Mr. Smiley

R22-085: CONSENTING TO THE REAPPOINTMENT OF JILL FLOORE TO THE NEW CASTLE COUNTY FINANCIAL ADVISORY COUNCIL Introduced by: Ms. Kilpatrick

R22-086: CONSENTING TO THE REAPPOINTMENT OF MEGHANN O'REILLY KARASIC TO THE NEW CASTLE COUNTY HOUSING ADVISORY BOARD Introduced by: Ms. Durham

R22-087: CONSENTING TO THE APPOINTMENT OF ERIC "CEASAR" HALEY TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Mr. Sheldon

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

R22-088: TO RENAME THE PARCEL RECORDED AS "SOM, INC." TAX PARCEL NUMBER 10-005.40-243, LOCATED ON THE WEST SIDE OF NEW CASTLE AVENUE, APPROXIMATELY 742 FEET SOUTH OF ROGERS ROAD TO "PLATFORM PLAZA;" COUNCIL DISTRICT 10 Introduced by: Mr. Street

-It was moved and seconded that Resolution 22-088 be read by title only and placed before Council for its consideration.

Resolution 22-088 -- 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

R22-089: TO RENAME THE PARCEL RECORDED AS "ST. BARNABAS EPISCOPAL CHURCH," TAX PARCEL NUMBER 08-039.30-155, LOCATED ON THE SOUTHWESTERLY CORNER OF KIRKWOOD HIGHWAY AND GREENBANK ROAD, TO "BLACKSTONE PLAZA;" COUNCIL DISTRICT 1 Introduced by: Mr. Woods

-It was moved and seconded that Resolution 22-089 be read by title only and placed before Council for its consideration.

Resolution 22-089- 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

°22-020: AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE FEDERAL FUNDS OF \$2,000,000 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE HEALTHY HOMES PRODUCTION 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 °22-020 be read by title only and placed before Council for its consideration.

Ordinance 22-020 -- 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

°22-021: AMEND THE FY2022 APPROVED OPERATING BUDGET: APPROPRIATE \$950,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF FLEET OPERATIONS MATERIALS AND SUPPLIES BUDGET LINE ITEM TO FUND GASOLINE AND VEHICULAR SUPPLIES Introduced by: Mr. Sheldon, Mr. Woods
-It was moved and seconded that °22-021 be read by title only and placed before Council for its consideration.

Ordinance 22-021 -- 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

°22-022: AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$1,200,000 IN FUNDING FROM THE STATE OF DELAWARE FISCAL YEAR 2022 BOND AND CAPITAL IMPROVEMENTS ACT TO THE DEPARTMENT OF PUBLIC WORKS, GREENWAY SYSTEMS CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods
-It was moved and seconded that °22-022 be read by title only and placed before Council for its consideration.
-Comments were made by Mr. Street and Mr. Smiley.
-Public comment by Ms. Dora Williams.

Ordinance 22-022 -- 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

°21-122: REVISE ZONING MAP: APPOQUINIMINK HUNDRED, SOUTH SIDE OF STRAWBERRY LANE, 114 FEET EAST OF ROUTE 301; 323 STRAWBERRY LANE, TAX PARCEL NO. 14-010.00-011; 8.45 ACRES FROM (CR (COMMERCIAL REGIONAL) TO SR (SUBURBAN RESERVE) AND TO AMEND THE COMPREHENSIVE PLAN CONSISTENT THEREWITH (The purpose of this County-initiated rezoning is to change the zoning of parcel 14-010.00-011 from CR to SR. App. No. 2020-0773-Z) Introduced by: Mr. Carter
--It was moved and seconded that °21-122 be read by title only and placed before Council for its consideration.
--Mr. Bell and Ms. Hartley-Nagle requested to be added as a co-sponsor.

Ordinance 21-122— Adopted**Pole Vote**

J. William Bell: Yes, based upon the positive recommendation of the Department of Land Use and better addresses the character of the neighboring properties with the changes.

David Carter: Yes, based upon the positive recommendation of the Department of Land Use, Planning Board, and because it brings the use of the property into similar nature to the area as it exists today.

John Cartier: Yes, based upon the positive recommendation of the Department of Land Use and Planning Board.

Lisa Diller: Yes, based upon the positive recommendation of the Department of Land Use.

Dee Durham: Yes, based upon the positive recommendation of the Department of Land Use and the Councilman whose district the property is located and adjacent to.

Karen Hartley-Nagel: Yes, based upon the positive recommendation of the Department of Land Use and Planning Board.

Penrose Hollins: Yes, based upon the positive recommendation of the Department of Land Use.

Janet Kilpatrick: Yes, based upon the initiation and positive recommendation of the Department of Land Use.

Tim Sheldon: Yes, based upon the positive recommendation of the Department of Land Use.

George Smiley: Yes, based upon the positive recommendation of the Department of Land Use and

Jea Street: Yes, based upon the positive recommendation of the Department of Land Use.

David Tackett: Yes, based upon the positive recommendation of the Department of Land Use.

Kenennth Woods: Yes, based upon the positive recommendation of the Department of Land Use, Planning Board, and the councilman from both districts.

J. Time Sensitive Congratulatory/Honorary Resolutions

--None

K. Introduction/Consideration of Emergency Ordinances

--None

L. Public Comment/Other

- Ms. Brenna Goggin, Mr. Ben Walker, Ms. Alisson Gangan, Ms. Amy Bard and Mr. David Heard made comments about the issues they had with Brandywine Springs Park.
- Several council members discussed the issues raised about the parks and Tracy Surles, General Manager of the Department of Public Works, addressed the issues were raised.
- Ms. Diller expressed her concerns about the redistricting map.

M. Motion to Adjourn

There being no further testimony, a motion was made by Mr. Smiley to adjourn, it was seconded by Mr. Carter, and the meeting was adjourned at 7:29 pm.

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