



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

August 30, 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

Moment of Silence

Pledge of Allegiance

Roll Call

The meeting was called to order by President Hartley-Nagle at 06:50 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, Janet Kilpatrick, Timothy Sheldon, George Smiley, David Tackett, Kenneth Woods

Members absent: Penrose Hollins, Jea Street

-Council members Hollins and Street joined the Council Meeting at 6:52 PM

B. Approval of Minutes

-Mr. Smiley moved to approve the 7/26/22 council meeting minutes. The motion was seconded by Mr. Woods and the minutes were unanimously approved.

C. Announcements

-Ms. Kilpatrick announced that at the appropriate time she would move to suspend Council Rule 5.4 in order to consider Ordinances 22-072 and Ordinance 22-005.

-Ms. Durham announced that she will lift Ordinance 22-091 from the table and introduce Substitute No. 1.

-Mr. Smiley noted that members of the public were present to speak on Ordinance 22-155 and Ordinance 22-091.

D. Introduction of Ordinances

°22-102: AMEND THE GRANTS BUDGET: APPROPRIATE INTEREST IN AN AMOUNT UP TO \$125,000 TO THE CORONAVIRUS RELIEF FUND GRANT TO RESPOND TO THE COVID-19 PUBLIC HEALTH EMERGENCY, TO BE ADMINISTERED BY THE OFFICE OF FINANCE Introduced by: Mr. Smiley

°22-103: AMEND THE FY2023 APPROVED OPERATING BUDGET: TRANSFER FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES TO PROVIDE FUNDING TO ASSIST WITH YOUTH INTERVENTION TEAM FIELD TRIPS Introduced by: Mr. Street, Mr. Smiley

°22-104: AMEND THE GRANTS BUDGET: APPROPRIATE \$50,000 IN FUNDING FROM THE STATE OF DELAWARE DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE FY2023 COLD CASE DNA GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-105: AMEND THE GRANTS BUDGET: APPROPRIATE \$2,350 IN ADDITIONAL PRIVATE FUNDING FROM THE PUBLIC SERVICE ENTERPRISE GROUP (PSEG) NUCLEAR TO FUND THE OPERATIONS OF THE NEW CASTLE COUNTY OFFICE OF EMERGENCY MANAGEMENT (OEM) FOR FY2023 Introduced by: Mr. Bell, Ms. Harley-Nagle

°22-106: AMEND THE GRANTS BUDGET: APPROPRIATE \$150,000 FROM THE STATE OF DELAWARE FY2023 GRANT-IN-AID BILL TO THE FY2023 POLICE BEHAVIORAL HEALTH GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°22-107: TO APPROPRIATE \$9,450,000 IN THE NEW CASTLE COUNTY AFFORDABLE HOUSING FUND TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Hollins, Ms. Diller

°22-108: AMEND THE PAY PLANS AND RATES OF PAY FOR ALL PARAMEDIC CLASSIFICATIONS Introduced by: Ms. Hartley-Nagle

°22-109: AMEND THE GRANTS BUDGET: APPROPRIATE \$8,299 IN ADDITIONAL STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2023 TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES Introduced by: Mr. Hollins, Ms. Diller

°22-110: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$912,089 IN FUNDING RECEIVED FROM THE STATE OF DELAWARE FISCAL YEAR 2023 BOND AND CAPITAL IMPROVEMENTS ACT TO THE DEPARTMENT OF PUBLIC WORKS, COMMUNITY REDEVELOPMENT AND REINVESTMENT 2023 CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods

°22-111: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: TRANSFER \$275,000 FROM THE GOVERNMENT CENTER PARKING LOT CAPITAL PROJECT TO THE ARMY CREEK LANDFILL UPGRADE CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods

E. Reports from Select and Special Committees

- Land Use Committee - Ms. Kilpatrick reported that the Land Use Committee met today and discussed items on this evening's agenda.
- Executive Committee - Mr. Smiley reported that the Executive Committee met today and reviewed items on this evening's agenda, received an ARPA update, approved a change to Council's telecommuting policy, and held an executive session.
- Community Services Committee - Mr. Hollins reported that the Community Services Committee met today and had two presentations on the County's Youth Program and the Neighborhood Improvement Districts and had a discussion on the affordable housing fund.
- Finance Committee - Mr. Smiley reported that the Finance Committee met today and reviewed items on this evening's agenda, approved grants and two travel requests, and considered a request to hire a legislative assistant.

F. Consent Calendar

R22-150: CONGRATULATING HARRY T. GRANDEL ON HIS 100TH BIRTHDAY Introduced by: Ms. Durham

Consent Note

-Mr. Cartier requested to be a co-sponsor on R22-150.

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

R22-151: CONSENTING TO THE APPOINTMENT OF KIMBERLY MARKLE FOR THE POSITION OF HOPE CENTER ASSISTANT MANAGING DIRECTOR FOR NEW CASTLE COUNTY Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-151 be read by title only and placed before Council for its consideration.

Resolution 22-151 -- 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

R22-152: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER FOR AZTECA SYSTEMS HOLDINGS LLC FOR LICENSE AND SUPPORT FOR CITYWORKS® SOFTWARE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$72,500.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-152 be read by title only and placed before Council for its consideration.

Resolution 22-152 -- 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

R22-153: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT WITH INFOR PUBLIC SECTOR INC. TO RENEW THE HANSEN SOFTWARE ANNUAL TECHNICAL SERVICES MAINTENANCE CONTRACT FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$190,385.73 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-153 be read by title only and placed before Council for its consideration.

Resolution 22-153 -- 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

R22-154: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH KAPPA MAINSTREAM LEADERSHIP, INC., FOR THE AMOUNT OF \$150,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-154 be read by title only and placed before Council for its consideration.

-Mr. Street requested to be added as a co-sponsor.

Resolution 22-154 -- 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

R22-155: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH YWCA DELAWARE, INC., FOR THE AMOUNT OF \$97,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-155 be read by title only and placed before Council for its consideration.

-Public comment: Dr McBeard

Resolution 22-155 -- 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

R22-156: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH CATHOLIC CHARITIES INC. FOR BAYARD HOUSE RESIDENTIAL MATERNITY FACILITY OPERATING COSTS FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$20,000.00 Introduced by: Mr. Smiley , Mr. Cartier

-It was moved and seconded that Resolution 22-156 be read by title only and placed before Council for its consideration.

Resolution 22-156 -- 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

R22-157: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH CATHOLIC CHARITIES INC. FOR HOMELESS PREVENTION SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$30,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-157 be read by title only and placed before Council for its consideration.

Resolution 22-157 -- 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

R22-158: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH THE CITY OF NEWARK TO PROVIDE A PASS-THROUGH GRANT FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$284,268.40 Introduced by: Mr. Smiley , Mr. Cartier

-It was moved and seconded that Resolution 22-158 be read by title only and placed before Council for its consideration.

Resolution 22-158 -- 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

R22-159: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH DUFFY'S HOPE INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING FOR YOUTH AGING OUT OF FOSTER CARE FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$150,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-159 be read by title only and placed before Council for its consideration.

-Mr. Street requested to be added as a co-sponsor.

Resolution 22-159 -- 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

R22-160: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH FAMILY PROMISE OF NORTHERN NEW CASTLE COUNTY TO ASSIST WITH SHELTER DIVERSION FOR HOMELESS FAMILIES WITH CHILDREN FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$20,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-160 be read by title only and placed before Council for its consideration.

Resolution 22-160 -- 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

R22-161: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH FAMILY PROMISE OF NORTHERN NEW CASTLE COUNTY FOR HOSPITALITY CENTER TRANSATIONAL FACILITY OPERATING COSTS FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$20,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-161 be read by title only and placed before Council for its consideration.

Resolution 22-161 -- 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

R22-162: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH FAMILY PROMISE OF NORTHERN NEW CASTLE COUNTY TO OPERATE THE RAPID RE-HOUSING PROGRAM FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$111,044.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-162 be read by title only and placed before Council for its consideration.

Resolution 22-162 -- 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

R22-163: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH FAMILY PROMISE OF NORTHERN NEW CASTLE COUNTY FOR ESSENTIAL SERVICES CASE MANAGEMENT FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$15,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-163 be read by title only and placed before Council for its consideration.

Resolution 22- 163 -- 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

R22-164: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH HABITAT FOR HUMANITY OF NEW CASTLE COUNTY INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING ALONG ROUTE 9 CORRIDOR FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$61,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-164 be read by title only and placed before Council for its consideration.

Resolution 22-164 -- 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

R22-165: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH HABITAT FOR HUMANITY OF NEW CASTLE COUNTY INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING ALONG EAST LAKE STREET IN MIDDLETOWN, DELAWARE FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$644,640.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-165 be read by title only and placed before Council for its consideration.

Resolution 22-165 -- 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

R22-166: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH INTERFAITH HOUSING DELAWARE INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING ALONG THE ROUTE 9 CORRIDOR FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$168,316.50 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-166 be read by title only and placed before Council for its consideration.

Resolution 22-166 -- 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

R22-167: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH INTERFAITH HOUSING DELAWARE INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING IN TOWNSEND, DELAWARE FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$528,273.50 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-167 be read by title only and placed before Council for its consideration.

Resolution 22-167 -- Adopted

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

Absent: Lisa Diller

R22-168: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH LIVING GRACE WORSHIP CATHEDRAL TO PROVIDE TRANSPORTATION SERVICES FOR HOPE CENTER RESIDENTS FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$250,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-168 be read by title only and placed before Council for its consideration.

Resolution 22-168 -- Adopted

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

Absent: Lisa Diller

R22-169: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH WARRIORS HELPING WARRIORS INC. TO ASSIST WITH DEVELOPMENT OF AFFORDABLE HOUSING IN MIDDLETOWN, DELAWARE FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF \$32,500.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-169 be read by title only and placed before Council for its consideration.

-Mr. Sheldon requested to be added as a co-sponsor.

Resolution 22-169 -- Adopted

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

Absent: Lisa Diller

R22-170: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH WILMINGTON INSTITUTE LIBRARY (MAIN AND NORTH BRANCH) TO PROVIDE LIBRARY SERVICES FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES IN THE AMOUNT OF \$1,809,265.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-170 be read by title only and placed before Council for its consideration.

-Mr. Hollins requested to be added as a co-sponsor.

Resolution 22-170 -- Adopted

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

Absent: Lisa Diller

R22-171: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH THE NEW CASTLE CONSERVATION DISTRICT FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWER OPERATIONS ADMINISTRATION IN THE AMOUNT OF \$45,000.00 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-171 be read by title only and placed before Council for its consideration.

Resolution 22-171 -- Adopted

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

Absent: Lisa Diller

R22-172: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT WITH THE STATE OF DELAWARE OFFICE OF MANAGEMENT AND BUDGET FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF PLANT OPERATIONS IN THE AMOUNT OF \$69,012.57 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-172 be read by title only and placed before Council for its consideration.

Resolution 22-172 -- Adopted

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

Absent: Lisa Diller

R22-173: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH LONGWOOD FOUNDATION, INC., FOR THE AMOUNT OF \$3,000,000 Introduced by: Mr. Smiley, Mr. Cartier

-It was moved and seconded that Resolution 22-173 be read by title only and placed before Council for its consideration.

Resolution 22-173 -- Adopted

Yes: J. William Bell, John Cartier, Karen Hartley-Nagle, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, Kenneth Woods

No: David Carter, Penrose Hollins

Present: Dee Durham, David Tackett

Absent: Lisa Diller

I. Consideration of Ordinances

°22-098: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$822,800 IN FUNDING FROM THE U.S. DEPARTMENT OF COMMERCE TO THE DEPARTMENT OF PUBLIC WORKS, GREENWAY SYSTEMS CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Woods

-It was moved and seconded that °22-098 be read by title only and placed before Council for its consideration.

Ordinance 22-098 -- Adopted

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

Absent: Lisa Diller

°22-099: AMEND THE FY2023 APPROVED OPERATING BUDGET: TRANSFER FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF LAND USE, DIVISION OF CUSTOMER RELATIONS AND ENFORCEMENT TO PROVIDE FUNDING TO ASSIST WITH RODENT CONTROL IN VACANT PROPERTIES Introduced by: Mr. Smiley

-It was moved and seconded that °22-099 be read by title only and placed before Council for its consideration.

Ordinance 22-099-- Adopted

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

Absent: Lisa Diller

°22-100: TO AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE EMPLOYEES REPRESENTED BY AFSCME LOCAL 459 AND AFSCME LOCAL 1607 Introduced by: Ms. Hartley-Nagle

-It was moved and seconded that °22-100 be read by title only and placed before the Council for its consideration.

-Mr. Bell, Mr. Woods, and Mr. Sheldon requested to be added as a co-sponsor.

Ordinance 22-100-- Adopted

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

Absent: Lisa Diller

°22-072: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR "UDC"), REGARDING ARTICLE 3 ("USE REGULATIONS"), ARTICLE 4 ("DISTRICT INTENSITY AND BULK STANDARDS"), ARTICLE 6 ("SIGN REGULATIONS"), ARTICLE 8 ("NONCONFORMING SITUATIONS"), ARTICLE 20 ("SUBDIVISION AND LAND DEVELOPMENT DESIGN PRINCIPLES"), ARTICLE 22 ("DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING"), ARTICLE 23 ("LANDSCAPING, TREES, PLANT MAINTENANCE, AND EROSION AND SEDIMENT CONTROL"), ARTICLE 31 ("PROCEDURES AND ADMINISTRATION"), ARTICLE 33

("DEFINITIONS"), APPENDIX 1 ("APPLICATION AND PLAN REQUIREMENTS"), APPENDIX 2 ("FEES"), AND TO ESTABLISH ARTICLE 18 ("BYWAY PROTECTION"), AND APPENDIX 8 ("BYWAY AREA RESOURCES") REGARDING BYWAY PROTECTION Introduced by: Ms. Durham, Mr. Carter, Ms. Kilpatrick, Mr. Hollins

-It was moved and seconded that °22-072 be read by title only and placed before the Council for its consideration.
-Ms. Durham moved to table Ordinance 22-072. The motion was seconded by Mr. Cartier and approved.

Ordinance 22-072 -- Tabled

°22-005: REVISE ZONING MAP: BRANDYWINE HUNDRED, NORTHWEST OF THE INTERSECTION OF NAAMANS ROAD AND SOCIETY DRIVE; 1000 SOCIETY DRIVE, [TAX PARCEL NO. 06-036.00-100](#), 2.31 ACRES FROM ON (OFFICE NEIGHBORHOOD) TO CR (COMMERCIAL REGIONAL); COUNCIL DISTRICT 8 (The Exploratory Major Land Development Plan and Rezoning for Society Drive Self Storage proposes to rezone the 2.31 acres to CR (Commercial Regional) to construct a 90,000 SF self-storage facility. [2021-0121-S/Z](#).) Introduced by: Mr. Cartier

-It was moved and seconded that °22-005 be read by title only and placed before Council for its consideration.
-Ms. Kilpatrick moved to suspend Council Rule 5.4 in order to vote on Ordinance 22-005. The motion was seconded by Mr. Smiley and approved.

Ordinance 22-005 -- Adopted

Poll Vote --

Bell: Yes, based on the positive recommendations of the Department of Land Use and the Planning Board.

Carter: Yes, based on the positive recommendations of the Planning Board and the Department of Planning.

Cartier: Yes, based on the positive recommendations of the Planning Board and the Department of Land Use and the utilization of this facility that provides a new amenity needed in the area

Diller: Absent

Durham: Yes, based on the positive recommendations of the Department of Land Use and Councilman Cartier

Hartley-Nagle: Yes, based on the positive recommendations of the Department of Land Use and the Planning Board.

Hollins: Yes, based on the positive recommendations of the Department of Land Use and the Planning Board.

Kilpatrick: Yes, based on the positive recommendation of the Department of Land Use.

Sheldon: Yes, based on the positive recommendation of the Land Use Committee.

Smiley: Yes, based on the positive recommendation of the Department of Land Use.

Street: Yes, based on the positive recommendations of the Department of Land Use and the Planning Board.

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

Woods: Yes, based on the positive recommendation of the Department of Land Use and the Planning Board.

°22-091: (STATUS: TABLED) TO AMEND NEW CASTLE COUNTY CODE CHAPTER 6 ("BUILDING CODE"), ARTICLE 10 ("ENERGY CONSERVATION CODE") RELATING TO NEW COMMERCIAL CONSTRUCTION AND THE FUTURE INSTALLATION OF ROOFTOP SOLAR POWER Introduced by: Ms. Durham, Mr. Carter, Mr. Cartier, Mr. Tackett

-Ms. Durham moved to lift °22-091 from the table. The motion was seconded by Mr. Cartier and approved.

-Ms. Durham moved, and it was seconded by Mr. Cartier, to have Substitute No. 1 to °22-091 be read by title only and placed before the Council for its consideration.

-Public comment: Elizabeth Keller, Anne Kirby, Bahareh van Boekhold, Dustin Thompson

Substitute No. 1 to Ordinance 22-091-- Adopted

Yes: J. William Bell, David Carter, John Cartier, Dee Durham, Karen Hartley-Nagle, Penrose Hollins, Timothy Sheldon, Jea Street, Kenneth Woods

Not Voting: Janet Kilpatrick, George Smiley

Absent: Lisa Diller, David Tackett

J. Time Sensitive Congratulatory/Honorary Resolutions

-None

K. Introduction/Consideration of Emergency Ordinances

-None

L. Public Comment/Other

-Mr. Street spoke about a police incident in Collins Park and requested that a discussion be placed on the next Public Safety Committee Agenda.

-Mr. Street also spoke about illegal truck traffic on Lambson Lane.

M. Motion to Adjourn

-Mr. Smiley moved to adjourn the Council Meeting. The motion was seconded by Mr. Woods and the meeting was adjourned at 8:46 PM.