NEW CASTLE COUNTY COUNCIL
ADMINISTRATIVE-FINANCE COMMITTEE MEETING

Co-Chair George Smiley, Seventh District
Co-Chair John Cartier, Eighth District

April 25, 2023
4:00 PM

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

AGENDA

A. Call To Order/Roll Call

B. Approval of Minutes - April 11, 2023

C. Review/Discussion of Resolution(s)

R23-079: APPROVING THE REFUND OF A DUPLICATE TAX PAYMENT ON TAX PARCEL NUMBER 06-049.000-14 Introduced by: Mr. Smiley, Mr. Cartier

R23-080: APPROVING THE REFUND OF SEWER FEES PAID IN ERROR DUE TO OVERPAYMENT ON TAX PARCEL NUMBER 06-111.000-27 Introduced by: Mr. Smiley, Mr. Cartier

R23-081: AUTHORIZING ENTRY INTO ACCOUNT TERMS WITH JPMORGAN CHASE BANK, N.A. RELATED TO BANKING SERVICES Introduced by: Mr. Smiley, Mr. Cartier

R23-082: AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH GRACE TRANSPORTATION TO PROVIDE TRANSPORTATION SERVICES FOR HOPE CENTER RESIDENTS 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

D. Review/Discussion of Ordinance(s)

°23-039: (STATUS: TO BE TABLED) THE ANNUAL REVENUE ORDINANCE OF NEW CASTLE COUNTY FOR FISCAL YEAR 2024 BEGINNING JULY 1, 2023
Introduced by: Mr. Smiley, Mr. Cartier

°23-040: (STATUS: TO BE TABLED) CALCULATION OF SEWER SERVICE CHARGES EFFECTIVE JULY 1, 2023 FOR FISCAL YEAR 2024 Introduced by: Mr. Smiley, Mr. Cartier

°23-041**:** (STATUS: TO BE TABLED) AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE PURPOSE OF FINANCING CERTAIN CAPITAL PROJECTS APPROVED IN THE FISCAL YEAR 2024 CAPITAL BUDGET Introduced by: Mr. Smiley, Mr. Cartier

°23-042: (STATUS: TO BE TABLED) THE CAPITAL BUDGET ORDINANCE OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 Introduced by: Mr. Smiley, Mr. Cartier

°23-043: (STATUS: TO BE TABLED) ADOPT THE ANNUAL OPERATING BUDGET OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 Introduced by: Mr. Smiley, Mr. Cartier

º23-044: AMEND THE GRANTS BUDGET: APPROPRIATE NEW CASTLE COUNTY FUNDING OF $64,800 FROM THE DEPARTMENT OF COMMUNITY SERVICES FY2023 APPROVED OPERATING BUDGET AND APPROPRIATE ACTUAL AND ANTICIPATED PROGRAM INCOME OF $188,803.66 TO THE SUMMER RECREATION CAMPS GRANT Introduced by: Mr. Hollins , Mr. Street

º23-045: AMEND THE ANNUAL OPERATING BUDGET: APPROPRIATE $64,800 FROM THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES TO THE SUMMER RECREATION CAMPS GRANT Introduced by: Mr. Hollins, Mr. Street

E. New Castle County Grant Requests/Community Events

F. Expense and Revenue Round Table

G. Other

- Finance/Audit(s) Update(s) - Michael Smith, CFO and Robert Wasserbach, County Auditor

H. Public Comment

I. Adjournment

AGENDA POSTED: Tuesday, April 18, 2023

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2). The meeting may go into Executive Session to address issues that arise at the time of the meeting.

**Under Title 29, Section 10006A of *Delaware Code*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing zoom 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://www.nccde.org/2351/Agendas-and-Minutes 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.

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 25, 2023

RESOLUTION NO. 23-079

APPROVING THE REFUND OF A DUPLICATE TAX PAYMENT ON TAX PARCEL NUMBER 06-049.000-14

WHEREAS, F9 Properties LLC Tax Parcel Number 06-049.000-14 located in Council District 8 has submitted to County Council, through the Chief Financial Officer, an affidavit requesting a refund of taxes which they believe were paid in duplicate and which total more than $20,000; and

WHEREAS, the Chief Financial Officer has approved the payment of said refund in the amount of $24,623.47 on the grounds that said amount was a duplicate payment; and

WHEREAS, the Chief Financial Officer shall not, without the express approval of County Council by Resolution, refund any payment as permitted in §14.03.001, received more than five (5) years prior to the date of receipt by the Office of Finance of the refund application, unless the amount of the refund is not more than twenty thousand dollars ($20,000.00), in which case the Chief Financial Officer may process it in accordance with the procedures set forth in §14.03.001; and

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County, that New Castle County Council hereby authorizes the Chief Financial Officer to refund taxes paid in duplicate in the amount of $24,623.47 to F9 Properties LLC.

Adopted by County Council
of New Castle County on:

____
President of County Council of
New Castle County

SYNOPSIS: This Resolution allows for the refund of a duplicate tax payment on Tax Parcel Number 06-049.000-14 totaling $24,623.47. According to *New Castle County Code* Article 3, §14.03.001.C, the Chief Financial Officer's authority to approve refunds is limited to $20,000.00 and pursuant to Article 3, §14.03.002.A, the Chief Financial Officer shall not "without the express approval of County Council by resolution, refund any payment as permitted in §14.03.001, received more than five (5) years prior to the date of receipt by the Office of Finance of the refund application, unless the amount of the refund is not more than twenty thousand dollars ($20,000.00), in which case the Chief Financial Officer may process it in accordance with the procedures set forth in §14.03.001."

FISCAL NOTE: This Resolution, if adopted, will authorize the refund of a duplicate tax payment in the amount of $24,623.47 paid in duplicate comprised of taxes.

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 25, 2023

RESOLUTION NO. 23-080

APPROVING THE REFUND OF SEWER FEES PAID IN ERROR DUE TO OVERPAYMENT ON TAX PARCEL NUMBER 06-111.000-27

WHEREAS, Capano Investment Tax Parcel Number 06-111.000-27 located in Council District 2 has submitted to County Council, through the Chief Financial Officer, an affidavit requesting a refund of sewer fees which they believe were paid in error due to overpayment and which total more than $20,000; and

WHEREAS, the Chief Financial Officer has approved the payment of said refund in the amount of $63,732.24 on the grounds that said amount was an overpayment; and

WHEREAS, the Chief Financial Officer shall not, without the express approval of County Council by Resolution, refund any payment as permitted in §14.03.001, received more than five (5) years prior to the date of receipt by the Office of Finance of the refund application, unless the amount of the refund is not more than twenty thousand dollars ($20,000.00), in which case the Chief Financial Officer may process it in accordance with the procedures set forth in §14.03.001; and

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County, that New Castle County Council hereby authorizes the Chief Financial Officer to refund of sewer fees paid in error due to overpayment in the amount of $63,732.24 to Capano Investment.

Adopted by County Council
of New Castle County on:

____
President of County Council of
New Castle County

SYNOPSIS: This Resolution allows for the refund of sewer fees paid in error due to overpayment on Tax Parcel Number 06-111.000-27 totaling $63,732.24. According to *New Castle County Code* Article 3, §14.03.001.C, the Chief Financial Officer's authority to approve refunds is limited to $20,000.00 and pursuant to Article 3, §14.03.002.A, the Chief Financial Officer shall not "without the express approval of County Council by resolution, refund any payment as permitted in §14.03.001, received more than five (5) years prior to the date of receipt by the Office of Finance of the refund application, unless the amount of the refund is not more than twenty thousand dollars ($20,000.00), in which case the Chief Financial Officer may process it in accordance with the procedures set forth in §14.03.001."

FISCAL NOTE: This Resolution, if adopted, will authorize the refund of sewer fees in the amount of $63,732.24 paid in error due to overpayment comprised of sewer fees.

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 25, 2023

RESOLUTION NO. 23-081

AUTHORIZING ENTRY INTO ACCOUNT TERMS WITH JPMORGAN CHASE BANK, N.A. RELATED TO BANKING SERVICES

WHEREAS, the New Castle County Office of Technology and Administrative Services, Purchasing Division issued request for proposals 23PP-009 - Comprehensive Banking Services (the "RFP") seeking proposals to provide banking services to New Castle County; and

WHEREAS, JPMorgan Chase Bank, N.A. ("JPM") was selected as the successful bidder in response to the RFP on December 1, 2022; and

WHEREAS, the County and JPM have negotiated various agreements related to the provision of banking services, including certain Account Terms (the "Account Terms"); and

WHEREAS, *New Castle County Code* § 2.02.004.C.4 requires County Council to approve "[a]ll contracts executed on behalf of the County that contain a provision that, in the event of a default by the other party to the contract, would require the County to assume responsibility for financial obligations for which it would not otherwise be responsible."; and

WHEREAS, the Consolidated Service Terms within the Account Terms contain the following provisions that may implicate the prohibition set forth in *New Castle County Code* § 2.02.004.C.4, specifically the bolded text:

> Subpart D. Coin & Currency
>
> 2.1. Standard Courier Service. The Customer may deliver and pick up shipments of Cash or checks to or from the Bank by using the services of a Courier that has been authorized by the Bank, who will act solely as the Customer's agent. The Courier must comply with the Bank's guidelines, as amended from time to time, and must maintain all licenses and permits required by law in addition to adequate insurance to cover its liabilities in providing courier services to the Customer. The Bank may refuse to permit any courier to enter its premises with or without cause, in which case the Bank will use reasonable efforts to promptly notify the Customer. **With regard to Customer's Courier, Customer is responsible for any individual's actions while at the Bank's facilities including theft, property damage, intentional crimes and any other act or omission even if such actions would be considered outside the scope of their employment and whether the individual is impersonating an employee of the courier if the Bank has followed its customary procedures for identifying the individual.**
>
> Subpart G. Image Cash Letter
>
> 8. INDEMNIFICATION.
>
> IN ADDITION TO ITS INDEMNIFICATION OBLIGATIONS IN THE ACCOUNT TERMS AND SUBJECT TO DELAWARE LAW OR THE NEW CASTLE COUNTY CODE, AND EXCEPT FOR LOSSES OR EXPENSES CAUSED BY BANK'S FAILURE TO EXERCISE ORDINARY CARE OR

WILLFUL MISCONDUCT, CUSTOMER AGREES TO INDEMNIFY BANK FOR ANY LOSS OR REASONABLE EXPENSE SUSTAINED (INCLUDING EXTERNAL ATTORNEY'S FEES AND EXPENSES OF LITIGATION) RESULTING FROM (i) CUSTOMER'S LACK OF AUTHORITY TO MAKE THE WARRANTIES PROVIDED HEREIN; (ii) ANY ACTION TAKEN OR NOT TAKEN BY BANK WITHIN THE SCOPE OF ITS AUTHORITY UNDER THESE SERVICE TERMS IN HANDLING A CHECK; AND (iii) **A BREACH OF ANY WARRANTY OR INDEMNITY REQUIRED TO BE MADE BY BANK WITH RESPECT TO A CHECK UNDER APPLICABLE LAW, CLEARING HOUSE RULE OR REGULATION.**

AND WHEREAS, JPM requires the foregoing provisions to remain in the Account Terms.

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County that County Council hereby authorizes the County Executive or his designee to enter into such agreements as may be necessary to bind the County to the Account Terms.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

SYNOPSIS: This Resolution authorizes the County Executive to execute agreements binding the County to the Account Terms, notwithstanding the prohibition set forth in *New Castle County Code* § 2.02.004.C.4.

FISCAL IMPACT: There will be no discernible fiscal impact upon the adoption of this Resolution.

____
Michael Smith
Chief Financial Officer

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 25, 2023

RESOLUTION NO. 23-082

AUTHORIZING THE EXECUTION OF ONE CONTRACT WITH GRACE TRANSPORTATION TO PROVIDE TRANSPORTATION SERVICES FOR HOPE CENTER RESIDENTS FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING IN THE AMOUNT OF $20,000.00

WHEREAS, *New Castle County Code* § 2.02.004 requires that all contracts involving expenditures of funds in excess of $50,000.00 in aggregate to one vendor in a fiscal year, which are not competitively bid, be approved by Resolution of County Council; and

WHEREAS, this contract is an agreement between New Castle County and Grace Transportation in an amount not to exceed $20,000.00 in Community Development Block Grant – Cares Act Round III funds; and

WHEREAS, these funds will be used to provide transportation services to Hope Center residents; and

WHEREAS, this contract requires approval by County Council as the expenditure of funds to this vendor has already exceeded the threshold of $50,000.00 in aggregate to one vendor in a fiscal year.

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County that County Council hereby approves the contract listed on the attached Exhibit "A," entitled "New Castle County Purchase Requisition/Justification Form," as a valid contract in excess of $50,000.00 pursuant to *New Castle County Code* § 2.02.004.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed contract.

Department of Community Services, Division of Community Development and Housing

Grace Transportation $20,000.00

FISCAL IMPACT: This Resolution authorizes the execution of one contract totaling $20,000.00. Funding is included in the FY2023 Approved Grant Budget in the FY2023 Community Development Block Grant – Cares Act Round III.

____
Michael Smith
Chief Financial Officer

NEW CASTLE COUNTY
PURCHASE REQUISITION / JUSTIFICATION FORM

EXHIBIT A

Please complete all the blue highlighted fields. If the total is greater than $50,000 (Non-Bid only); or if the purchase, for this vendor, in aggregate for the fiscal year exceeds $50,000 (Non-Bid only), you must also complete items I-VI in the lower half of the form.

REQUISITIONER INFORMATION				VENDOR INFORMATION	
NAME	Nicole Waters	FISCAL YR	2023	NAME	Grace Transportation
DEPARTMENT	COMMUNITY_SERVICES_40	FUND	110 GRANTS	ADDRESS	364 East Main, Suite 206
ORGANIZATION	11400601 CS - GRANTS				Middletown, DE 19709
PHONE		REQ#	2313485		
DELIVERY LOCATION					
SEND VENDOR PO	☑ YES ☐ NO			CONTACT NAME	Dawn Broughton
CURRENT VENDOR	☑ YES ☐ NO			PHONE	EXT
VENDOR #	109082			EMAIL	gracetransportsvc@gmail.com FAX #

ITEM#	QTY	DESCRIPTION	UNIT PRICE	TOTAL	OBJ LEVEL	GRANT or PROJECT #/ DETAIL / LOCATION
1	1	Transportation services for Hope Center residents	20,000.00	$20,000.00	57210	G40400028
				$0.00		1000000332
				$0.00		0000000000
				$0.00		
				$0.00		
				$0.00		
				$0.00		
				$0.00		
			TOTAL	$20,000.00		

ADDITIONAL NOTES

PURCHASES > $50,000 (Non-Bid) OR IF THE FY AGGREGATE FOR THIS VENDOR > $50,000 (Non-Bid), PLEASE COMPLETE THE SECTION BELOW.

I. What is the purpose of the requisition or advice of change?

To pay for transportation services for Hope Center residents.

II. Why is it needed?

To provide residents of Hope Center with transportation services that are not available otherwise.

III. What will the impact (cost) be to New Castle County if the requisition or advice of change is not processed?

Services would be unavailable.

IV. IS THIS A SOLE SOURCE CONTRACT?	☐ YES	☑ NO	
V. IS THIS A PASS THROUGH GRANT?	☑ YES	☐ NO	IF YES, AGENCY: HUD

VI. OTHER, PLEASE EXPLAIN

SIGNATURE	Carrie Casey	DATE	4/10/2023

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 11, 2023

ORDINANCE NO. 23-039

THE ANNUAL REVENUE ORDINANCE OF NEW CASTLE COUNTY FOR FISCAL YEAR 2024 BEGINNING JULY 1, 2023

WHEREAS, it has been certified to the County Council that the total value of all real property in the County which has been assessed and is subject to taxation is $20,138,711,181 net of tax abatements.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. A tax upon all of the real property in New Castle County is hereby established and levied at the rate of 25.23 cents for each one hundred dollars of assessed valuation (based on 100 percent of July 1, 1983 fair market value) for the fiscal year beginning July 1, 2023, and ending June 30, 2024, to pay the costs of the General Operating Budget.

Section 2. A tax upon the real property in the following listed areas of New Castle County at the following listed rates for each one hundred dollars of assessed valuation is hereby established and levied for the fiscal year beginning July 1, 2023, and ending June 30, 2024, to pay costs under the Local Service Function Budget.

Location	**Tax Rate in Cents Per $100 of Assessed Valuation**
Those portions of New Castle County not within any of the following incorporated municipalities	55.31
Arden	48.39
Ardencroft	48.89
Ardentown	49.09
Bellefonte	54.15
Delaware City	24.25
Elsmere	12.98
Middletown	5.16
Newark	0.00
New Castle	10.20
Newport	11.20
Odessa	11.20
Townsend	7.34
Wilmington	0.00

Section 3. A tax upon the real property in the light districts in New Castle County established pursuant to 9 *Del. C.* c. 21, is hereby established and levied for light districts at the following rates for each one hundred dollars of assessed valuation for the fiscal year beginning July 1, 2023, and ending June 30, 2024 to pay the cost of street and highway illumination:

Light Code	Light District Installations	Tax Rate in Cents Per $100 of Assessed Valuation
High Pressure Sodium (HPS) Units		
TRL1	Cobra (formerly Incandescent)	0.99
TRLA	Cobra (formerly Mercury)	9.840
TRLQ	Metal Pole	17.490
TRLC	Traditionaire	13.810
TRLT	Limited Installation	6.790
TRLU	Turn of the Century	15.550
Light Emitting Diode (LED) Units		
TRLO	Cobra	10.98
TRLM	Traditionaire	18.30
TRLN	Granville	19.00

Section 4. A tax upon the full annual cost established pursuant to 9 *Del. C.* § 1339, is hereby established and levied for crossing guards by school district at the following rates for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Crossing Guard Rates	Tax Rates in Cents Per $100 of Assessed Valuation
Appoquinimink School District	1.949
Brandywine (Area I)	2.055
Christina (Area III)	2.236
Colonial (Area IV)	1.812
Red Clay (Area II)	2.242

Section 5. Fees and charges not specified in this Ordinance shall be heretofore or hereafter established.

Section 6. Fees, fines, forfeitures, penalties, assessments, charges, receipts and income, together with needed reserves and available cash balances, shall be included in the receipts of New Castle County as collected during the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 7. The effective date for the provisions in this Ordinance shall be July 1, 2023.

Section 8. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Adopted by Council of
New Castle County on:

____
President of Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance is the Annual Revenue Ordinance for Fiscal Year 2024.

Section 1 establishes a General Operating property tax rate in New Castle County.

Section 2 establishes the Local Service Function property tax rates in the listed areas of New Castle County.

Section 3 establishes the tax rates in the light districts of New Castle County.

Section 4 establishes the tax rates for school crossing guards.

Section 5 provides that fees and charges not specifically addressed in this Ordinance can be established at some future time.

Section 6 provides that other receipts and funding sources shall be included in the revenue of New Castle County collected during Fiscal Year 2024 to be used in accordance with the budget Ordinance.

FISCAL NOTE: This Ordinance proposes Fiscal Year 2024 tax rates which in conjunction with other anticipated sources of revenue are estimated to yield sufficient revenue to balance the proposed Fiscal Year 2024 Operating Budget.

These proposed real property tax rates applied to estimated taxable assessments and estimated quarterly additions (net of exemptions) are anticipated to yield approximately $137,640,000.

The proposed light district tax rates, as cited in Section 3, are anticipated to yield revenues of $8,081,677. These revenues, together with prior year tax collections and the use of available cash balances, are estimated to support direct street lighting expenses plus overhead.

The proposed school crossing guard tax rates, as set forth in Section 4, are anticipated to yield revenues of $3,717,082. These revenues, together with prior year tax collections and the use of available cash balances, are estimated to support direct crossing guard expenses plus overhead.

This Ordinance, as proposed, has no explicit fiscal impact upon the next two fiscal years as the rates are legislated annually by County Council.

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 11, 2023

ORDINANCE NO. 23-040

CALCULATION OF SEWER SERVICE CHARGES EFFECTIVE JULY 1, 2023 FOR FISCAL YEAR 2024

WHEREAS, in accordance with *New Castle County Code* Chapter 38 ("Utilities"), Article 2 ("Sewers and Sewage Disposal"), Division 38.02.500 ("Sewer services charges"), Section 38.02.503 ("Schedule generally"), County Council must adopt applicable unit charges for sewer service.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. County Council adopts the following sewer unit charges for Fiscal Year 2024:

The following unit charges shall be effective other than for certain contract users:

$5.034399/1000 gallons flow rate	(q)
$0.416813/lb. BOD	(b)
$0.566035/lb. SS	(s)

The rates for certain contract users shall be as follows:

$3.422731/1000 gallons flow rate	(q)
$0.416813/lb. BOD	(b)
$0.566035/lb. SS	(s)

The Equivalent Dwelling Unit (EDU) rates shall be as follows:

Meter Size	EDU	Fixed Charge @ $100 / EDU
1/2" or 5/8"	1.0	$25*
3/4"	1.5	$150
1"	2.5	$250
1 1/2"	5.0	$500
2.0	8.0	$800
3.0	15.0	$1,500
4.0	25.0	$2,500
6.0	50.0	$5,000
8.0	80.0	$8,000
10.0	115.0	$11,500
* For Fiscal Year 2024, the base rate of $100/EDU has been discounted by 75% for meters up to 5/8".		

Section 2. Pursuant to Section 38.02.503.F., the annual minimum charge for sewer service shall be fifty-six dollars ($56.00).

Section 3. The effective date for the provisions in this Ordinance shall be July 1, 2023.

Section 4. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Adopted by Council of
New Castle County on:

____
President of Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance establishes sewer service charges effective July 1, 2023, for Fiscal Year 2024.

FISCAL NOTE: This Ordinance proposes the adoption of the Fiscal Year 2024 sewer user rates which, in conjunction with other related sources of revenue, are estimated to yield sufficient revenue to balance the Fiscal Year 2024 sewer fund budget.

If adopted, this Ordinance would establish a Fiscal Year 2024 composite (flow $5.034399 + (BOD $0.416813 X 1.2510 (flow factor) = $0.5214325) + (SS $0.566035 X 1.5429 (flow factor) = $0.8733356)) residential flow rate of $6.42917 per 1,000 billable gallons. The composite rate remains unchanged from the FY2023 composite rate.

The rates contained in this Ordinance would, if adopted, be applied to all user classes, including $7,400,000 for EDU as follows:

User Classification	Number of Users	Gross Billing
Residential	125,980	$37,810,760
Industrial	21	$10,525,723
Commercial	3,734	$15,080,819
Apartment	227	$8,910,330
Contract	5	$6,173,414
Gross Billing	**129,967**	**$78,501,046**
Less Allowance for Delinquent Accounts		($3,025,546)
Net Billing		**$75,475,500**

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 11, 2023

ORDINANCE NO. 23-041

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE PURPOSE OF FINANCING CERTAIN CAPITAL PROJECTS APPROVED IN THE FISCAL YEAR 2024 CAPITAL BUDGET

WHEREAS, Chapter 22 of Title 9 of the *Delaware Code*, as amended, authorizes New Castle County to plan, acquire, purchase, construct, reconstruct, improve, better, extend, maintain and operate sewerage systems therein defined, and the County Council of New Castle County has determined to extend existing sewerage systems now maintained by the County by rehabilitating and constructing local sewer projects and to improve existing sewer systems, pump stations, treatment plant sites, and facilities; and,

WHEREAS, Chapter 39 of Title 7 of the *Delaware Code*, as amended, authorizes New Castle County to carry out preventive and control measures and works of improvement for the prevention of erosion, floodwater, and sediment damages, and the County Council of New Castle County determines to construct, improve, and develop stormwater courses and facilities; and,

WHEREAS, Section 1163 of Title 9 of the *Delaware Code* authorizes New Castle County to issue bonds to finance the cost of any object, program or purpose for which New Castle County may raise, appropriate or expend money, and the County Council of New Castle County determines to expend money for various facilities and services; and,

WHEREAS, Subchapter III, of Chapter 13 of Title 9 of the *Delaware Code*, as amended, authorizes New Castle County to develop plans for buildings/facilities, parks, open spaces, natural areas and greenways within the County. Said plans provide for the acquisition of land for the development of parks and recreation facilities and the improvement and development of existing parks and buildings/facilities. The County has deemed it necessary to implement such plans for development and improvements.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS: (10/13ths of all the members elected to the County Council concurring therein):

Section 1. New Castle County shall authorize the issuance of its negotiable bonds in the maximum aggregate net principal amount of $52,286,724 to finance projects approved in the FY2024 Capital Budget (the maximum aggregate principal amount of the bonds to be issued for each purpose is set out in the following schedule):

PURPOSE	**BOND AUTHORIZATIONS MAXIMUM AGGREGATE PRINCIPAL AMOUNT**
(A) Sanitary Facilities/Stormwater	$ 10,006,576
(B) Facilities/Equipment	9,225,000
(C) Parks	13,200,000
(D) Community Services	13,910,000
(E) Public Safety	2,445,148
(F) Administration	3,000,000
(G) Executive	500,000
TOTAL BOND AUTHORIZATIONS	**$52,286,724**

Section 2. The monies raised by the issuance of the bonds hereby authorized after the payment of the charges and expenses connected with the preparation, sale, and issuance thereof shall be held in separate accounts and shall be expended only for the purposes for which said bonds have been authorized, or for the payment of the principal of, and interest on, temporary loans made in anticipation of the sale of such bonds.

Section 3. The effect of the bonded indebtedness hereby authorized upon the total bonded indebtedness of New Castle County is as shown on the attached fiscal note, Exhibit "A".

Section 4. It is hereby determined and declared that the normal life of said improvements is not less than three (3) years (§ 1163 of Title 9 of the *Delaware Code*).

Section 5. In accordance with Treasury Reg. § 1.150-2, the County hereby states its intentions that a portion of the proceeds of the bonds authorized hereunder will be used to reimburse itself for expenditures paid prior to the date of issuance of the bonds. All capitalized terms used herein and not otherwise defined have the same meaning as ascribed to them in Treasury Reg. § 1.150-2.

All original expenditures to be reimbursed will be capital expenditures (as defined in Treasury Reg. Sec. 1.150-1(b)) and other amounts permitted to be reimbursed pursuant to Treasury Reg. Sec. 1.150-2(d)(3) and (f). The County intends to reimburse the original expenditures through the County's incurrence of debt to be evidenced by the bonds. The description of the type and use of the property for which the original expenditure to be fully or partially reimbursed is to be paid is: costs relating to the projects as defined in Section 3 hereof. The maximum principal amount of the bonds to be issued to reimburse the costs of said projects paid prior to their issuance and to complete said projects is a net $52,286,724 including the costs of issuance of the bonds.

Once the bonds are issued, the County shall allocate bond proceeds to reimburse a prior expenditure by making the allocation on its books and records maintained with respect to the bonds; provided that such costs to be reimbursed were paid not more than 60 days prior to the date hereof. Such allocations shall specifically identify the actual original expenditure to be reimbursed. Such allocations shall occur not later than 18 months after the later of (i) the date on which the original expenditure is paid, or (ii) the date the project is placed in service or abandoned, but in no event more than 3 years after the original expenditure is paid. If the bonds are issued before the expiration of the period prescribed in the preceding sentence, then the reimbursement allocation shall occur not later than the date of bonds are issued.

The bond proceeds used to reimburse the County for original expenditures will not be used within 1 year after the allocation in a manner that results in the creation of replacement proceeds (as defined in Treasury Reg. § 1.148-1) for the bonds authorized hereunder or for other bonds. The County will not use the proceeds of bonds to reimburse, refinance or refund an original expenditure paid by another obligation (either tax-exempt or taxable).

Section 6. Continuing Disclosure. The County covenants for the benefit of holders of any bonds that it issues in the public markets, whether pursuant to this Ordinance or otherwise, that, so long as any such bonds are outstanding, it will file, or cause to be filed, all financial information, operating data and notices of events, actions or failure to act, with such persons and entities and at such times as may be necessary to comply with the requirements of Rule 15c2-12(b) (5) of the Securities Exchange Act of 1934 with respect to such bonds. The Chief Financial Officer shall by Resolution adopted in connection with the issuance of such bonds specify the specific actions that the County shall be obligated to undertake to comply with this Section. Upon approval of the County Executive, the Chief Financial Officer is hereby authorized to take such other actions, by contract with a fiscal agent or otherwise, as such official shall deem appropriate to cause the County to comply with this Section.

Section 7. The effective date for the provisions in this Ordinance shall be July 1, 2023.

Section 8. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance will authorize New Castle County to issue bonds in the net amount of $52,286,724 to finance projects approved in the Fiscal Year 2024 Capital Budget.

FISCAL NOTE: See attached Exhibit "A" for fiscal impact of this Ordinance.

EXHIBIT "A"

FISCAL NOTE: This Ordinance will authorize County Bonds in the maximum aggregate principal amount (net of issuance costs) of $52,286,724.

The fiscal impact of this Ordinance, if approved, is demonstrated on a pro-forma basis below:

Previous Authorizations	Principal	Interest	Total
Authorized and Issued Bonds [1] (2/28/2023)	$531,235,000	$166,321,641	$697,556,641
Authorized and Unissued Bonds (2/28/2023)	82,069,680	34,469,265 [2]	116,538,945
Total Previous Authorizations	613,304,680	200,790,907	814,095,586
Proposed Net Authorizations [3] by the Ordinance	52,286,724	21,960,424 [2]	74,247,148
Total Previous Authorizations and Proposed Net Authorizations	$665,591,404	$222,751,331	$888,342,734

The following State Revolving Fund loans are not included in the above totals:

Authorized and Issued Bonds (2/28/2023)	$24,496,871	$4,454,213 [4]	$28,951,084
Authorized and Unissued Bonds (2/28/2023)	3,611,802	800,083 [4]	4,411,885
Total Previous Authorizations	$28,108,673	$5,254,296	$33,362,969

(1) These amounts have been adjusted to reflect retired principal and interest through 4/30/23.
(2) Interest is computed at 4.0 percent.
(3) Assuming a constant principal amount of $2,614,336.20 over a term of twenty years, total debt service for the $52,286,724 would be $21,960,424.
(4) Interest is from DNREC's estimated future repayment schedule. Interest rates for various loans are 2.00, 2.394 and 2.601 percent.

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 11, 2023

ORDINANCE NO. 23-042

THE CAPITAL BUDGET ORDINANCE OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023

WHEREAS, Chapter 22 of Title 9 of the *Delaware Code*, as amended, authorizes New Castle County to plan, acquire, purchase, construct, reconstruct, improve, better and extend, and maintain and operate sewerage systems therein defined, and the County Council of New Castle County has determined to extend existing sewerage systems now maintained by the County by rehabilitating and constructing local sewer projects and to improve existing sewer systems, pump stations, treatment plant sites, and facilities; and

WHEREAS, Chapter 39 of Title 7 of the *Delaware Code*, as amended, authorizes New Castle County to carry out preventive and control measures and works of improvement for the prevention of erosion, floodwater, and sediment damages, and the County Council of New Castle County determines to construct, improve, and develop stormwater courses and facilities; and

WHEREAS, Section 1163 of Title 9 of the *Delaware Code* authorizes New Castle County to issue bonds to finance the cost of any object, program or purpose for which New Castle County may raise, appropriate or expend money, and the County Council of New Castle County determines to expend money for various facilities and services; and

WHEREAS, Subchapter III, Chapter 13 of Title 9 of the *Delaware Code*, as amended, authorizes New Castle County to develop plans for buildings/facilities, parks, open spaces, natural areas and greenways within the County. Said plans provide for the acquisition of land for the development of parks and recreation facilities and the improvements and development of existing parks and buildings/facilities. The County has deemed it necessary to implement such plans for development and improvements.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. Exhibit "A", entitled "Capital Budget – FY2024" consisting of two (2) pages, dated March 31, 2023, attached hereto and made a part hereof, is hereby adopted as the Capital Budget of New Castle County for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 2. The projects listed on Exhibit "B," entitled “Projects to Sunset Fiscal Year End 2023” will sunset in accordance with Key Financial Policy (KFP) #1 on June 30, 2023. All unexpended appropriations and bond authorizations on June 30, 2023, will be deauthorized. Any encumbrances will remain open until liquidated.

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Section 4. The effective date for the provisions in this Ordinance shall be July 1, 2023.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance is the Capital Budget Ordinance for the Fiscal Year 2024, authorizing capital spending of $75,578,163 for 53 County projects. This Ordinance also will deauthorize the projects on Exhibit "B" and the corresponding available appropriations and bond authorizations on June 30, 2023.

FISCAL NOTE: The Capital Budget Ordinance for Fiscal Year 2024 authorizes capital spending of $75,578,163 for various projects. A companion Ordinance authorizing the issuance of General Obligation Bonds of $52,286,724 to fund the Capital Budget must be adopted.

In addition, this Ordinance sunsets 4 capital projects, effective June 30, 2023. Projects are listed on Exhibit “B”.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2024

DEPARTMENT OF ADMINISTRATION

Land Use Information System	$	3,000,000
Subtotal	$	3,000,000

DEPARTMENT OF COUNTY EXECUTIVE

Executive GF Capital Contingency	$	500,000
Executive SF Capital Contingency		250,000
Subtotal	$	750,000

DEPARTMENT OF COMMUNITY SERVICES

Absalom Jones Senior Center Kiln	$	85,000
Appoquinimink Library	$	7,000
Newark Library	$	19,200,000
Surratte Pool Renovations		125,000
Subtotal	$	19,417,000

DEPARTMENT OF PUBLIC SAFETY

800MgHZ Communications Equipment	$	950,000
Cardiac Monitor 2023	$	945,148
Communications Upgrade		550,000
Public Safety Equipment		91,000
Public Safety Vest Protection Program		201,840
Subtotal	$	2,737,988

DEPARTMENT OF PUBLIC WORKS

Facilities/Equipment

Building Rehabilitation 2021	$	3,000,000
Electric Vehicle Infrastructure		1,800,000
Fleet Equipment 2021		(3,340)
Fleet Equipment 2022		(1,000,000)
Fleet Equipment 2024		6,179,272
General Roof Renovations		1,250,000
Government Center Electrical Upgrade		600,000
HVAC Replacement		2,400,000
Public Safety Parking Lot Lighting		300,000
Subtotal	$	14,525,932

DEPARTMENT OF PUBLIC WORKS *(Continued)*

Parks

Agricultural Preservation	$	1,500,000
Banning Park Improvements		500,000
Bechtel Park Improvements		2,000,000
Carousel Park		276,120
Delcastle Park Improvements		1,100,000
Game Court Improvements 2021		100,000
General Parkland Improvements 2024-2025		2,250,000
Historic Structure Rehabilitation		3,000,000
Middle Run Valley Reforestation		300,000
Open Space Preservation		1,000,000
Park Bridge Replacements		300,000
Pavilion Renovations		100,000
Play Area Improvements 2024-2025		2,000,000
Rockwood Park		1,800,000
Weiss Park Improvements		700,000
Subtotal	$	16,926,120

Sewer/Stormwater

Asset Management	$	100,000
Backwater Valve Improvement		50,000
Christina River Force Main		4,400,000
Countywide Drainage		500,000
DelDOT Coordination Project 2021		2,000,000
Edgemoor System Rehabilitation		600,000
General Sewer Improvements		750,000
General Stormwater Improvements		358,954
North Delaware Interceptor System		650,000
Pump Station Rehabilitation 2024-2025		2,000,000
Sewer Fleet Equipment 2022		(650,000)
Sewer Fleet Equipment 2024		2,162,169
Sewer Repairs and Rehabilitation 2024-2025		1,000,000
Stoney Creek Basin		500,000
Stormwater Basin Renovation		725,000
Terminal Avenue System Rehabilitation		275,000
White Clay System Rehabilitation		2,800,000
Subtotal	$	18,221,123

CAPITAL BUDGET TOTAL	**$**	**75,578,163**

Exhibit "B"
NEW CASTLE COUNTY
Projects to Sunset Fiscal Year End 2023

DEPARTMENT OF ADMINISTRATION

C122207	Cyber Security	Complete
C122210	Technology Enhancements 2022	Complete

DEPARTMENT OF COMMUNITY SERVICES

C401205	Route 9 Community Library	Complete

DEPARTMENT OF PUBLIC WORKS

C300005	Brandywine Hundred North Rehabilitation	Complete

Introduced by: Mr. Smiley, Mr. Cartier
Date of introduction: April 11, 2023

ORDINANCE NO. 23-043

ADOPT THE ANNUAL OPERATING BUDGET OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023

WHEREAS, County Council has adopted revenue measures which together with any reserves and available cash balances shall, in the opinion of the County Executive, be estimated to yield sums at least sufficient to balance the proposed expenditures as set forth herein.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. County Council hereby ordains that the taxes and other revenue measures which the County Executive has certified as yielding sufficient revenue, together with any reserves and available cash balances, serve to balance the Annual Operating Budget of New Castle County for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 2. Exhibit "A," entitled "Departmental Operating Budget," consisting of six (6) pages, attached hereto and made a part hereof, is adopted as the Annual Operating Budget of Appropriations to the respective departments, offices, reserves and services for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 3. Exhibit "B," entitled "Operating Budget Components," consisting of one (1) page, attached hereto and made a part hereof, representing the component budgets encompassed by the "Departmental Operating Budget" for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 4. As the County Council has done in all past years, by and through the budget hearing, review, and adoption process undertaken for the FY2024 budget, the County Council hereby confirms its review and approves the schedule of fees established by the Department of Land Use set forth in, *inter alia*, Appendix 2 of Chapter 40 of the *New Castle County Code* (“the UDC”). The County Council also confirms and clarifies that through the budget hearing, review, and adoption process, it has reviewed and approved the schedule of fees established by the Department of Land Use in all prior budget years, and the County hereby confirms, clarifies, and ratifies its previous approvals of the fee schedules heretofore established by the Department of Land Use.

Section 5. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Section 6. The effective date for the provisions in this Ordinance shall be July 1, 2023.

Adopted by Council of
New Castle County on:

____
President of Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance authorizes the Annual Operating Budget of New Castle County for the fiscal year beginning July 1, 2023 and ending June 30, 2024.

Exhibit "A" provides a summary of appropriations to departments, row offices, reserves and non-departmental operating budgets.

Exhibit "B" provides the component budgets (i.e. General Operating, Local Service Function, Sewer, Crossing Guard and Street Lighting) encompassed by Exhibit "A."

FISCAL NOTE: This Ordinance embodies, by detailed appropriation, by object of expenditure for each department and office (Exhibit "A") as required by State Law, and, by component budgets supported by various revenue measures (Exhibit "B"), the County's Annual Operating Budget for Fiscal Year 2024.

The fiscal impact of this Ordinance is the authorization to expend $331,422,408 in Fiscal Year 2024 and to legislate the amounts within New Castle County's reserve accounts.

This Ordinance has no explicit impact on subsequent fiscal years, as the Operating Budget is legislated annually by County Council.

EXHIBIT "A"

DEPARTMENTAL OPERATING BUDGET

COUNTY COUNCIL		
Salaries and Wages	$	2,428,665
Benefits		1,428,590
Training and Civic Affairs		70,888
Communication and Utilities		17,849
Materials and Supplies		61,042
Contractual Services		253,148
Equipment		1,600
Grants and Fixed Charges		441,482
Operating Transfer Charges		161,959
Total	***$***	***4,865,223***
Total Authorized Full-Time Positions 35		

COUNTY EXECUTIVE		
Salaries and Wages	$	1,777,524
Benefits		1,045,578
Training and Civic Affairs		31,904
Communication and Utilities		15,698
Materials and Supplies		22,236
Contractual Services		148,565
Equipment		1,000
Grants and Fixed Charges		43,000
Contingency		55,000
Operating Transfer Charges		82,016
Total	***$***	***3,222,521***
Total Authorized Full-Time Positions 15		

DEPARTMENT OF ADMINISTRATION		
Salaries and Wages	$	12,223,612
Benefits		7,092,525
Training and Civic Affairs		130,625
Communication and Utilities		8,273,491
Materials and Supplies		158,147
Contractual Services		6,793,141
Equipment		389,900
Grants and Fixed Charges		3,932,350
Operating Transfer Charges		1,163,161
Operating Transfer Credits		(12,098,321)
Total	***$***	***28,058,631***
Total Authorized Full-Time Positions 167		

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages	$	24,594,391
Benefits		14,346,471
Training and Civic Affairs		42,945
Communication and Utilities		24,785,917
Materials and Supplies		4,524,681
Contractual Services		10,366,975
Equipment		483,333
Grants and Fixed Charges		1,193,757
Land and Structures		35,000
Operating Transfer Charges		4,843,006
Operating Transfer Credits		(7,438,785)
Total	***$***	***77,777,691***
Total Authorized Full-Time Positions 384		

DEPARTMENT OF LAND USE

Salaries and Wages	$	8,375,178
Benefits		4,899,879
Training and Civic Affairs		68,665
Communication and Utilities		111,017
Materials and Supplies		113,127
Contractual Services		1,541,973
Equipment		55,175
Grants and Fixed Charges		56,500
Operating Transfer Charges		1,136,835
Operating Transfer Credits		(803,217)
Total	***$***	***15,555,132***
Total Authorized Full-Time Positions 118		

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages	$	11,754,322
Benefits		5,318,947
Training and Civic Affairs		18,560
Communication and Utilities		935,330
Materials and Supplies		1,383,163
Contractual Services		2,348,236
Equipment		18,900
Grants and Fixed Charges		3,110,149
Operating Transfer Charges		1,230,637
Operating Transfer Credits		(190,829)
Total	***$***	***25,927,415***
Total Authorized Full-Time Positions 160		

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	$	67,198,478
Benefits		39,138,665
Training and Civic Affairs		178,869
Communication and Utilities		1,010,888
Materials and Supplies		1,039,511
Contractual Services		2,128,206
Equipment		1,471,072
Grants and Fixed Charges		6,492,175
Operating Transfer Charges		7,298,634
Total	***$***	***125,956,498***
Total Authorized Full-Time Positions 711		

REGISTER OF WILLS

Salaries and Wages	$	1,081,015
Benefits		616,908
Training and Civic Affairs		35,275
Communication and Utilities		12,374
Materials and Supplies		10,625
Contractual Services		62,668
Equipment		1,950
Operating Transfer Charges		85,180
Total	***$***	***1,905,995***
Total Authorized Full-Time Positions 19		

RECORDER OF DEEDS

Salaries and Wages	$	1,263,001
Benefits		730,446
Training and Civic Affairs		43,170
Communication and Utilities		33,977
Materials and Supplies		12,398
Contractual Services		79,718
Equipment		6,150
Grants and Fixed Charges		18,350
Operating Transfer Charges		148,002
Total	$	***2,335,212***
Total Authorized Full-Time Positions 24		

SHERIFF

Salaries and Wages	$	1,260,692
Benefits		737,678
Training and Civic Affairs		29,452
Communication and Utilities		16,189
Materials and Supplies		21,259
Contractual Services		55,999
Equipment		5,000
Operating Transfer Charges		144,938
Total	***$***	***2,271,207***
Total Authorized Full-Time Positions 21		

CLERK OF THE PEACE

Salaries and Wages	$	474,736
Benefits		279,250
Training and Civic Affairs		14,130
Communication and Utilities		5,168
Materials and Supplies		5,424
Contractual Services		17,568
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	***$***	***834,052***
Total Authorized Full-Time Positions 7		

DEBT SERVICE

Debt Service	$	45,540,069
Total	***$***	***45,540,069***
Total Authorized Full-Time Positions		

ETHICS COMMISSION		
Salaries and Wages	$	38,000
Benefits		3,385
Training and Civic Affairs		10,500
Communication and Utilities		1,922
Materials and Supplies		2,450
Contractual Services		290,642
Equipment		500
Operating Transfer Charges		6,699
Total	***$***	***354,098***
Total Authorized Full-Time Positions 0		
COUNCIL CONTINGENCY		
Contingency	$	250,000
Total	***$***	***250,000***
Total Authorized Full-Time Positions		
EXECUTIVE CONTINGENCY		
Contingency	$	600,000
Total	***$***	***600,000***
Total Authorized Full-Time Positions		
PERSONNEL CONTINGENCY		
Contingency	$	455,000
Total	***$***	***455,000***
Total Authorized Full-Time Positions		
ATTRITION CONTINGENCY		
Personal Services - Salaries and Wages	$	(4,293,340)
Personal Services - Employee Benefits	$	(2,525,429)
Total	***$***	***(6,818,769)***
Total Authorized Full-Time Positions		
ONE-TIME CONTINGENCY		
Contingency	$	2,332,433
Total	***$***	***2,332,433***

NEW CASTLE COUNTY		
Salaries and Wages	$	128,176,274
Benefits		73,112,893
Training and Civic Affairs		674,983
Communication and Utilities		35,219,820
Materials and Supplies		7,354,063
Contractual Services		24,086,839
Equipment		2,440,580
Grants and Fixed Charges		15,287,763
Debt Service		45,540,069
Land and Structures		35,000
Contingency		3,692,433
Operating Transfer Charges		16,332,843
Operating Transfer Credits		(20,531,152)
Sub-Total New Castle County	***$***	**331,422,408**
Total Authorized Full-Time Positions 1,661		

RESERVE ACCOUNTS AS OF MARCH 31, 2023	
Tax Stabilization Reserve Account (Unaudited)	76,496,000
Sewer Rate Stabilization Reserve Account (Unaudited)	10,860,078
General Fund Budget Reserve Account	44,845,412
Sewer Fund Budget Reserve Account	18,362,788
Total Reserves:	**150,564,278**

EXHIBIT "B"

OPERATING BUDGET COMPONENTS
FISCAL YEAR 2024

General Operating Budget	$	102,265,957
Local Service Function Budget		129,471,180
Sewer Fund		87,396,973
Street Light Fund		8,561,216
Crossing Guard Fund		3,727,082
Recommended Operating Budget	**$**	**331,422,408**

Introduced by: Mr. Hollins, Mr. Street
Date of introduction: April 11, 2023

ORDINANCE NO. 23-044

**AMEND THE GRANTS BUDGET:
APPROPRIATE NEW CASTLE COUNTY FUNDING OF $64,800 FROM THE DEPARTMENT OF COMMUNITY SERVICES FY2023 APPROVED OPERATING BUDGET AND APPROPRIATE ACTUAL AND ANTICIPATED PROGRAM INCOME OF $188,803.66 TO THE SUMMER RECREATION CAMPS GRANT**

WHEREAS, the Summer Recreation Camp Program provides low- and moderate-income children with the opportunity to attend a summer camp program; and

WHEREAS, thirty-one percent of campers receive financial aid; and

WHEREAS, in the summer of 2022, approximately 110 scholarships were awarded from Federal and County funds; and

WHEREAS, the County Executive anticipates that funds from the New Castle County Department of Community Services FY2023 Approved Operating Budget and actual and anticipated program income will be sufficient to fund the Grants Budget hereinafter amended; and

WHEREAS, the revenue measures heretofore adopted by the County Council are, in the opinion of the County Executive, estimated to yield sums at least sufficient to balance the proposed expenditures as set forth in the Annual Operating Budget as hereinafter amended.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby amended by deleting the material bracketed and stricken and by adding the material underscored in the attached Exhibit "A."

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

Approved on:

____
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate $253,603.66 to the Summer Recreation Camps Grant which is administered by the Department of Community Services, Division of Community Resources. The program will be funded with $64,800 from the New Castle County Department of Community Services FY2023 Approved Operating Budget and $188,803.66 from actual and anticipated program income. **Ordinance No. 23-045 must be passed by County Council to complete this transaction.**

FISCAL NOTE: The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget by $253,603.66. FY2022 funding was authorized in the amount of $64,800 in New Castle County funding.

DEPARTMENT: Community Services **EXHIBIT:** "A"

GRANT TITLE: Summer Recreation Camps **Ordinance No.** 23-044

PROGRAM TITLE: Summer Recreation Camps

Expense	Current	Change	Revised
Salaries and Wages	~~$ 345,932.57~~	$ 147,894.66	$ 493,827.23
Benefits	~~$ 38,111.13~~	$ 14,026.00	$ 52,137.13
Training/Civic Affairs	~~$ 1,455.22~~	$ 235.00	$ 1,690.22
Communication/Utilities	~~$ 5,734.77~~	$ 2,200.00	$ 7,934.77
Materials/Supplies	~~$ 36,113.07~~	$ 32,614.00	$ 68,727.07
Contractual Services	~~$ 89,078.79~~	$ 56,634.00	$ 145,712.79
Equipment	$ 1,665.02	$ -	$ 1,665.02
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ 9,796.36	$ -	$ 9,796.36
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 527,886.93~~	$ 253,603.66	$ 781,490.59

Revenue	Current	Change	Revised
Federal	$ 7,079.00	$ -	$ 7,079.00
State	$ -	$ -	$ -
County	~~$ 129,600.00~~	$ 64,800.00	$ 194,400.00
Program Income	~~$ 383,657.93~~	$ 188,803.66	$ 572,461.59
Other	$ 7,550.00	$ -	$ 7,550.00
Total	~~$ 527,886.93~~	$ 253,603.66	$ 781,490.59

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2005

Estimated Program Completion: ongoing

The Local Match: $ 64,800.00

Found in (ORG): 10400308 - Community Partnerships

Ordinance Passed: 05-049, 05-135, 06-049, 07-045, 08-042, 09-033, 09-097, 10-077, 10-104, 11-112, 12-114, 13-094, 14-121, 16-131, 18-047, 18-047, 19-031, 20-025, 21-058, 22-049

Date Revised: May 2005, December 2005, April 2006, April 2007, April 2008, April 2009, October 2009, July 2010, October 2010, December 2011, November 2012, December 2013, November 2014, November 2017, May 2018, March 2019, April 2020, April 2021, April 2022

PROGRAM DESCRIPTION:

The New Castle County Summer Recreation Camps Grant will serve children in New Castle County from June through September 2023.

~~4/26/2022~~ 4/11/2023

Introduced by: Mr. Hollins, Mr. Street
Date of introduction: April 11, 2023

ORDINANCE NO. 23-045

**AMEND THE ANNUAL OPERATING BUDGET:
APPROPRIATE $64,800 FROM THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES TO THE SUMMER RECREATION CAMPS GRANT**

WHEREAS, the Summer Recreation Camp Program is to provides low- and moderate-income children with the opportunity to attend a summer camp program; and

WHEREAS, thirty-one percent of campers receive financial aid; and

WHEREAS, in the summer of 2022, approximately 110 scholarships were awarded from both Federal and County funds; and

WHEREAS, there are matching funds available within the Department of Community Services' Summer Recreation Camp Grant; and

WHEREAS, the Department of Community Services has determined that matching funds are available from the FY2023 Approved Operating Budget beginning July 1, 2022; and

WHEREAS, the revenue measures heretofore adopted by the County Council are, in the opinion of the County Executive, estimated to yield sums at least sufficient to balance the proposed expenditures as set forth in the Annual Operating Budget as hereinafter amended.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Annual Operating Budget Ordinance for the fiscal year beginning July 1, 2022, is hereby amended by deleting the material bracketed and stricken and adding the material underscored on the attached Exhibit "A."

Section 2. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2022 and shall be effective as though incorporated initially in the Annual Operating Budget Ordinance.

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

____
President of County Council
of New Castle County

Approved on:

____

County Executive
New Castle County

SYNOPSIS: This Ordinance, if adopted, will appropriate $64,800 from the Department of Community Services – Contractual Services Budget Line Item within the FY2023 Approved Operating Budget to the Summer Recreation Camps Grant. **Ordinance No. 23-044 must first be passed by County Council to establish the grant.**

FISCAL NOTE: This Ordinance, if approved, will appropriate $64,800 from the Department of Community Services – Contractual Services Budget Line Item within the FY2023 Approved Operating Budget to the Summer Recreation Camps Grant.

There will be no net fiscal impact if this Ordinance and its companion Ordinance are approved as the legislation affects a transfer of already-appropriated funds. The resulting effect will be the transfer of $64,800 of FY2023 Approved Operating Budget spending authority to the Grants Budget. There is no fiscal impact beyond FY2023.

The revised FY2023 Approved Operating Budget will be $320,839,384.

COUNTY COUNCIL

Salaries and Wages	$	2,373,447
Benefits		1,419,731
Training and Civic Affairs		78,370
Communication and Utilities		19,666
Materials and Supplies		54,125
Contractual Services		269,212
Equipment		4,886
Grants and Fixed Charges		299,083
Operating Transfer Charges		144,715
Total	***$***	***4,663,235***
Total Authorized Full-Time Positions 35		

COUNTY EXECUTIVE

Salaries and Wages	$	1,620,891
Benefits		957,820
Training and Civic Affairs		31,904
Communication and Utilities		16,280
Materials and Supplies		22,236
Contractual Services		147,991
Equipment		1,000
Grants and Fixed Charges		1,893,000
Contingency		55,000
Operating Transfer Charges		76,382
Total	***$***	***4,822,504***
Total Authorized Full-Time Positions 14		

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	$	12,042,398
Benefits		7,020,831
Training and Civic Affairs		126,825
Communication and Utilities		6,959,648
Materials and Supplies		158,367
Contractual Services		6,506,155
Equipment		497,385
Grants and Fixed Charges		3,830,289
Operating Transfer Charges		1,024,227
Operating Transfer Credits		(11,775,518)
Total	***$***	***26,390,607***
Total Authorized Full-Time Positions 166		

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages		$	24,542,855
Benefits			14,385,376
Training and Civic Affairs			44,445
Communication and Utilities			24,784,886
Materials and Supplies			5,046,285
Contractual Services			9,372,034
Equipment			763,124
Grants and Fixed Charges			1,233,757
Land and Structures			35,000
Operating Transfer Charges			4,659,870
Operating Transfer Credits			(8,009,063)
Total		***$***	***76,858,569***
Total Authorized Full-Time Positions ***379***			

DEPARTMENT OF LAND USE

Salaries and Wages		$	8,547,554
Benefits			5,025,008
Training and Civic Affairs			63,665
Communication and Utilities			112,975
Materials and Supplies			97,377
Contractual Services			1,562,591
Equipment			55,175
Grants and Fixed Charges			31,500
Operating Transfer Charges			1,126,134
Operating Transfer Credits			(800,651)
Total		***$***	***15,821,328***
Total Authorized Full-Time Positions ***118***			

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages		$	11,407,432
Benefits			5,184,613
Training and Civic Affairs			21,085
Communication and Utilities			992,379
Materials and Supplies			1,381,417
Contractual Services	~~2,236,187~~		2,171,387
Equipment			35,000
Grants and Fixed Charges			3,110,149
Operating Transfer Charges			1,230,733
Operating Transfer Credits			(188,230)
Total	***~~25,410,765~~***	***$***	***25,345,965***
Total Authorized Full-Time Positions ***161***			

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	$	62,634,574
Benefits		36,578,078
Training and Civic Affairs		177,242
Communication and Utilities		1,024,581
Materials and Supplies		1,230,237
Contractual Services		2,015,981
Equipment		1,555,383
Grants and Fixed Charges		6,458,350
Operating Transfer Charges		7,938,182
Total	***$***	***119,612,608***

Total Authorized Full-Time Positions 711

REGISTER OF WILLS

Salaries and Wages	$	1,108,686
Benefits		642,551
Training and Civic Affairs		35,150
Communication and Utilities		12,266
Materials and Supplies		9,062
Contractual Services		24,770
Equipment		1,950
Operating Transfer Charges		80,523
Total	***$***	***1,914,958***

Total Authorized Full-Time Positions 19

RECORDER OF DEEDS

Salaries and Wages	$	1,268,310
Benefits		737,299
Training and Civic Affairs		39,820
Communication and Utilities		33,977
Materials and Supplies		12,898
Contractual Services		81,446
Equipment		8,000
Grants and Fixed Charges		18,350
Operating Transfer Charges		150,152
Total	$	***2,350,252***
Total Authorized Full-Time Positions 24		

SHERIFF

Salaries and Wages	$	1,246,585
Benefits		732,842
Training and Civic Affairs		29,452
Communication and Utilities		16,181
Materials and Supplies		20,684
Contractual Services		56,398
Equipment		5,000
Operating Transfer Charges		163,243
Total	***$***	***2,270,385***
Total Authorized Full-Time Positions 21		

CLERK OF THE PEACE

Salaries and Wages	$	461,658
Benefits		272,804
Training and Civic Affairs		14,130
Communication and Utilities		5,256
Materials and Supplies		5,424
Contractual Services		23,593
Operating Transfer Charges		30,639
Total	***$***	***813,504***
Total Authorized Full-Time Positions 7		

DEBT SERVICE

Debt Service	$	46,374,026
Total	***$***	***46,374,026***
Total Authorized Full-Time Positions		

ETHICS COMMISSION		
Salaries and Wages	$	38,000
Benefits		3,950
Training and Civic Affairs		10,500
Communication and Utilities		2,223
Materials and Supplies		2,450
Contractual Services		291,116
Equipment		500
Operating Transfer Charges		6,066
Total	***$***	***354,805***
Total Authorized Full-Time Positions 0		

COUNCIL CONTINGENCY		
Contingency	$	250,000
Total	***$***	***250,000***
Total Authorized Full-Time Positions		

EXECUTIVE CONTINGENCY		
Contingency	$	0
Total	***$***	***0***
Total Authorized Full-Time Positions		

PERSONNEL CONTINGENCY		
Contingency	$	455,000
Total	***$***	***455,000***
Total Authorized Full-Time Positions		

ATTRITION CONTINGENCY		
Personal Services - Salaries and Wages	$	(4,924,511)
Personal Services - Employee Benefits	$	(2,910,011)
Total	***$***	***(7,834,522)***
Total Authorized Full-Time Positions		

ONE-TIME CONTINGENCY		
Contingency	$	376,160
Total	***$***	***376,160***

NEW CASTLE COUNTY

Salaries and Wages		$	122,367,879
Benefits			70,050,892
Training and Civic Affairs			672,588
Communication and Utilities			33,980,318
Materials and Supplies			8,040,562
Contractual Services	~~22,587,474~~		22,522,674
Equipment			2,927,403
Grants and Fixed Charges			16,874,478
Debt Service			46,374,026
Land and Structures			35,000
Contingency			1,136,160
Operating Transfer Charges			16,630,866
Operating Transfer Credits			(20,773,462)
Sub-Total New Castle County	***~~320,904,184~~***	***$***	**320,839,384**
Total Authorized Full-Time Positions 1,655			

RESERVE ACCOUNTS AS OF MARCH 14, 2023

Tax Stabilization Reserve Account (Unaudited)	72,338,369
Sewer Rate Stabilization Reserve Account (Unaudited)	10,834,248
General Fund Budget Reserve Account	44,845,412
Sewer Fund Budget Reserve Account	18,362,788
Total Reserves:	**146,380,817**