



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

November 14, 2023

6:30 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

- **Moment of Silence**
- **Pledge of Allegiance**
- **Roll Call**

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

°23-149: AMEND THE GRANTS BUDGET: APPROPRIATE INTEREST INCOME \$5,833.63 AND PROGRAM INCOME \$597,104.77 TO THE FY2023 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Mr. Street

°23-150: TO APPROPRIATE \$150,000 IN THE NEW CASTLE COUNTY HOUSING TRUST FUND TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Hollins, Mr. Street

°23-151: AMEND THE GRANTS BUDGET: APPROPRIATE \$9,003.48 IN INTEREST INCOME TO CORONAVIRUS EMERGENCY FUNDS GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-152: AMEND THE GRANTS BUDGET: REALIGN \$95,544.00 IN FUNDS FROM THE STATE OF DELAWARE DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE FY2023 FUNDS TO COMBAT VIOLENT CRIME GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-153: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$700,000 IN FUNDING FROM THE GENERAL FUND TAX STABILIZATION RESERVE

ACCOUNT TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2024-2025 CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Carter

°23-154: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: TRANSFER \$300,000 FROM THE PUBLIC SAFETY PARKING LOT LIGHTING CAPITAL PROJECT TO THE PUBLIC SAFETY BUILDING RENOVATIONS CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Carter

°23-155: AMEND THE FY2024 APPROVED OPERATING BUDGET: INCREASE THE AUTHORIZED POSITION COUNT FOR THE DEPARTMENT OF PUBLIC WORKS BY FIVE POSITIONS TO SUPPLEMENT PARK MAINTENANCE Introduced by: Mr. Sheldon, Mr. Carter, Ms. Hartley-Nagle

°23-156: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 13 ("STORMWATER MAINTENANCE DISTRICTS") REGARDING STORMWATER MAINTENANCE AND HILLS OF HOCKESSIN COMMUNITY Introduced by: Ms. Kilpatrick

°23-157: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 13 ("STORMWATER MAINTENANCE DISTRICTS") REGARDING STORMWATER MAINTENANCE AND THORNBERRY COMMUNITY Introduced by: Ms. Kilpatrick

°23-158: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 13 ("STORMWATER MAINTENANCE DISTRICTS") REGARDING STORMWATER MAINTENANCE AND ACADEMY HILL PHASE IV COMMUNITY Introduced by: Ms. George

°23-159: AMEND THE GRANTS BUDGET: APPROPRIATE \$100,000 IN AMERICAN RESCUE PLAN ACT LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUND FROM THE U.S. DEPARTMENT OF TREASURY Introduced by: Mr. Smiley, Mr. Cartier

°23-160: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 ("ADMINISTRATION"), ARTICLE 5 ("DEPARTMENTS AND OFFICES") TO CREATE THE NEW CASTLE COUNTY PUBLIC ARTS COMMISSION Introduced by: Ms. Durham, Ms. George, Mr. Tackett, Mr. Street, Mr. Cartier, Mr. Carter, Ms. Hartley-Nagle, Mr. Toole, Ms. Kilpatrick

E. Reports from Select and Special Committees

F. Consent Calendar

R23-188: CONGRATULATING JOSEPH F. WISNIEWSKI FOR HIS DEDICATED SERVICE AS EXECUTIVE DIRECTOR OF THE BELLEVUE COMMUNITY CENTER Introduced by: Mr. Cartier

R23-189: CELEBRATING THE DEDICATION OF FRANK AND PAT MAIER TO MAKING THEIR HOME AN ARDEN HALLOWEEN LEGEND Introduced by: Mr. Cartier

NOTE: If an item on the Consent Calendar is objected to by a Council member, or a member of the public wishes to obtain additional information about the candidate or proposed legislation, or if a Councilmember intends to offer an amendment to a resolution, seek additional information, or state a conflict, it shall be removed from the Consent Calendar and voted upon separately.

G. Presentations

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

R23-190: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH AMANECER COUNSELING & RESOURCES CENTER TO PROVIDE EMERGENCY FOOD RESOURCES AND FINANCIAL SUPPORT TO LOW - INCOME FEMALE VICTIMS OF

DOMESTIC VIOLENCE FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$100,529.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-191: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH CHILD INC. TO HIRE ADDITIONAL COMMUNITY HEALTH WORKERS TO PROVIDE CASE MANAGEMENT AND OTHER SUPPORT TO WOMEN AND CHILDREN IMPACTED BY DOMESTIC VIOLENCE FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$375,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-192: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH DELAWARE CENTER FOR JUSTICE, INC. TO SUPPORT THE ADULT VICTIM SERVICES (AVS) PROGRAM FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$50,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-193: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH DELAWARE COALITION AGAINST GUN VIOLENCE TO ESTABLISH A COMMUNITY VIOLENCE INTERVENTION PILOT PROGRAM FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$65,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-194: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH FAIR CHANCE TO PARTIALLY FUND THE HOPE CENTERS CAREER SERVICE PROGRAM FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$100,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-195: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH YWCA DELAWARE, INC. TO PROVIDE PREVENTION AND SUPPORT RESOURCES TO THE YOUTH FROM ROSEGATE AND RICHARDSON PARK PROMOTING WELLBEING AND PROTECTIVE FACTORS AGAINST VIOLENCE FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$244,110.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-196: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH YWCA DELAWARE, INC. TO SUSTAIN AND EXPAND SERVICES AND CONTINUE TO PROVIDE A 24/7 SURVIVOR HELPLINE WITH NO CUTS TO ESSENTIAL SERVICES, OPERATING HOURS, OR SURVIVORS SUPPORTED FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$344,075.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-197: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 2.4 ("CHANGES TO LEGISLATION") REGARDING ORDERLY CONSIDERATION OF AMENDMENTS TO LEGISLATION Introduced by: Mr. Smiley

R23-198: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 3 ("SPONSORSHIP AND MANAGEMENT OF LEGISLATION") REGARDING MANAGEMENT OF LEGISLATION Introduced by: Mr. Smiley

R23-199: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 4 RELATING TO BOARD AND COMMISSION APPOINTMENTS Introduced by: Mr. Hollins

R23-200: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 2 REGARDING CONSIDERATION OF LEGISLATION Introduced by: Ms. Kilpatrick, Mr. Tackett

R23-201: CONSENTING TO INVESTMENT LISTING CHANGES IN THE DEFERRED COMPENSATION PLAN PURSUANT TO NEW CASTLE COUNTY CODE SECTION 26.03.206 Introduced by: Mr. Smiley

R23-202: PLAN OF DELAWARE STATE POLICE TROOP 6; CHRISTIANA HUNDRED; WEST SIDE OF ALBERTSON BOULEVARD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO DEMOLISH EXISTING BUILDINGS AND CONSTRUCT 57,628 SQUARE FEET

OF NEW BUILDINGS AND ASSOCIATED IMPROVEMENTS; SR ZONING; [APPLICATION NO. 2022-0499-S](#); COUNCIL DISTRICT 9 Introduced by: Mr. Sheldon

R23-203: PLAN OF FIRST STATE CROSSING PARCEL 1; BRANDYWINE HUNDRED; SOUTH SIDE OF NAAMANS ROAD, 1300' WEST OF HICKMAN ROAD; MAJOR REDEVELOPMENT PLAN THAT PROPOSES TO CONSTRUCT A 317,892 SF WAREHOUSE; I ZONING; [APPLICATION NO. 2023-0112](#); COUNCIL DISTRICT 8 Introduced by: Mr. Cartier

R23-204: CELEBRATING NATIONAL APPRENTICESHIP WEEK 2023 Introduced by: Mr. Sheldon, Mr. Smiley, Mr. Cartier, Mr. Tackett

I. Consideration of Ordinances

°23-143: AMEND THE GRANTS BUDGET: APPROPRIATE FEDERAL FUNDING OF \$198,854 TO THE JUSTICE ASSISTANCE GRANT (JAG) 2023 GRANT FOR THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-144: AMEND THE GRANTS BUDGET: APPROPRIATE FEDERAL FUNDING OF \$550,000 TO THE CONNECT AND PROTECT 911 JMHCP GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-145: AMEND THE FY2024 OPERATING BUDGET: APPROPRIATE \$100,000 IN FUNDING FROM THE STATE OF DELAWARE TO SUPPORT A FIRE SERVICE FINANCIAL REVIEW AND ANALYSIS TO BE ADMINISTERED BY THE OFFICE OF THE COUNTY EXECUTIVE Introduced by: Mr. Bell, Mr. Smiley, Mr. Cartier, Ms. Hartley-Nagle

°23-146: TO APPROPRIATE \$50,000 IN THE NEW CASTLE COUNTY HOUSING TRUST FUND TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Hollins, Mr. Street

°23-147: AMEND THE FY2024 APPROVED OPERATING BUDGET: TRANSFER FUNDS FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE SALARIES AND WAGES AND EMPLOYEE BENEFITS BUDGET LINE ITEMS FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Smiley

°23-148: CREATING THE NEW CASTLE COUNTY POLICE ACCOUNTABILITY BOARD AND A POSITION TO SUPPORT ITS OPERATION BY AMENDING NEW CASTLE COUNTY CODE CHAPTER 2 ("ADMINISTRATION"), ARTICLE 5 ("DEPARTMENTS AND OFFICES") AND AMENDING THE FY 2024 APPROVED OPERATING BUDGET TO INCREASE THE AUTHORIZED POSITION COUNT BY ONE GENERAL FUND POSITION WITHIN THE EXECUTIVE OFFICE AND AMENDING PAY PLAN AND RATES OF PAY FOR THE NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE Introduced by: Mr. Street, Mr. Bell, Ms. Hartley-Nagle

J. Time Sensitive Congratulatory/Honorary Resolutions

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: November 7, 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  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.

ORDINANCE NO. 23-149

**AMEND THE GRANTS BUDGET:
APPROPRIATE INTEREST INCOME \$5,833.63 AND PROGRAM INCOME \$597,104.77
TO THE FY2023 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) GRANT,
WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES,
DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING**

1 **WHEREAS**, the original allocated funding from the U.S. Department of Housing and
2 Urban Development (HUD) of \$1,013,204 and estimated program income of \$100,000 was
3 previously approved by the County Council and appropriated to the FY2023 Home Investment
4 Partnership Program (HOME) Grant; and

5
6 **WHEREAS**, HOME programs are funded by the U.S. Department of Housing and Urban
7 Development (HUD), and program income from the rehabilitation and acquisition of housing
8 and the administration of the program; and

9
10 **WHEREAS**, the families served by HOME programs are low to moderate-income
11 households in New Castle County – outside the cities of Wilmington and Newark; and

12
13 **WHEREAS**, authorization is being sought for the appropriation of \$5,833.63 in interest
14 income and \$597,104.77 in program income to the FY2023 HOME Grant to be used for future
15 sub-grantee projects; and

16
17 **WHEREAS**, interest and program income received is sufficient to cover the increase in
18 the Grants Budget as hereinafter amended; and

19
20 **WHEREAS**, Council has determined that the provisions of this Ordinance substantially
21 advance, and are reasonably and rationally related to, legitimate government interests (i.e.,
22 promoting the health, safety, morals, convenience, order, prosperity, and/or welfare of the
23 present and future inhabitants of this State).

24
25 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**

26
27 Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby amended
28 by adding the material underscored and deleting the material stricken on the attached Exhibits
29 “A” and “B.”

30
31 Section 2. This Ordinance shall become effective immediately upon its adoption by
32 County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* §
33 1156.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate \$5,833.63 in interest income and \$597,104.77 in program income to the FY2023 Home Investment Partnerships Program (HOME) Grant, which is administered by the Department of Community Services, Division of Community Development and Housing. These funds will be used for future sub-grantee projects.

HOME programs are funded by the U.S. Department of Housing and Urban Development (HUD) and program income for the rehabilitation and acquisition of housing and the administration of the program. Families served are low to moderate-income households in New Castle County – outside the cities of Wilmington and Newark.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating \$5,833.63 in interest income and \$597,104.77 in program income to the FY2023 Home Investment Partnerships Program (HOME) Grant.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of \$602,938.40 for FY2023. This increase will affect FY2023 through FY2028, since the targeted program completion date for this grant is June 30, 2028. There is no discernible fiscal impact on the current operating budget.

DEPARTMENT: Community Services

GRANT TITLE: HOME Program FY23

PROGRAM TITLE: HOME Administration

EXHIBIT: "A"

Ordinance No. 23-149

Expense	Current	Change	Revised
Salaries and Wages	\$ 68,444.19	\$ -	\$ 68,444.19
Benefits	\$ 39,574.81	\$ -	\$ 39,574.81
Training/Civic Affairs	\$ 42.00	\$ -	\$ 42.00
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ -	\$ -	\$ -
Contractual Services	\$ 1,650.00	\$ -	\$ 1,650.00
Equipment	\$ -	\$ -	\$ -
Grants/Fixed Charges	\$ 2,500.00	\$ -	\$ 2,500.00
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 112,211.00	\$ -	\$ 112,211.00

Revenue	Current	Change	Revised
Federal	\$ 112,211.00	\$ -	\$ 112,211.00
State	\$ -	\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ 112,211.00	\$ -	\$ 112,211.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2022 **Estimated Program Completion:** 6/30/2028

The Local Match: **Found in (ORG):**

Ordinance 22-048, 22-094 **Date Revised:** 4/26/2022, 6/28/2022
Passed:

PROGRAM DESCRIPTION:

HOME Programs are funded from HUD for housing rehabilitation and acquisition, and administration of the program. Families served are low to moderate income households in New Castle County - outside the cities of Wilmington or Newark. The current budget is to rehabilitate homes to meet code and for subgrantee programs that support housing.

6/8/2022 11/14/2023

DEPARTMENT: Community Services

EXHIBIT: "B"

GRANT TITLE: HOME Program FY23

Ordinance No. 23-149

PROGRAM TITLE: HOME Investment Partnership Program
Subgrantees and Home Rehab

Expense	Current	Change	Revised
Salaries and Wages	\$ 47,706.00	\$ -	\$ 47,706.00
Benefits	\$ 28,191.00	\$ -	\$ 28,191.00
Training/Civic Affairs	\$ -	\$ -	\$ -
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ -	\$ -	\$ -
Contractual Services	\$ 115,685.00	\$ -	\$ 115,685.00
Equipment	\$ -	\$ -	\$ -
Grants/Fixed Charges	\$ 918,317.00	\$ 602,938.40	\$ 1,521,255.40
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 1,109,899.00	\$ 602,938.40	\$ 1,712,837.40

Revenue	Current	Change	Revised
Federal	\$ 1,009,899.00	\$ -	\$ 1,009,899.00
State	\$ -	\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ 100,000.00	\$ 597,104.77	\$ 697,104.77
Other	\$ -	\$ 5,833.63	\$ 5,833.63
Total	\$ 1,109,899.00	\$ 602,938.40	\$ 1,712,837.40

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2022

Estimated Program Completion: 6/30/2028

The Local Match:

Found in (ORG):

Ordinance 22-048, 22-094
Passed:

Date Revised: 4/26/2022, 6/28/2022

PROGRAM DESCRIPTION:

HOME Programs are funded from HUD for housing rehabilitation and acquisition, and administration of the program. Families served are low to moderate income households in New Castle County - outside the cities of Wilmington or Newark. The current budget is to rehabilitate homes to meet code and for subgrantee programs that support housing.

6/8/2022 11/14/2023

ORDINANCE NO. 23-150

**TO APPROPRIATE \$150,000 IN THE NEW CASTLE COUNTY HOUSING TRUST FUND
TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES**

1 **WHEREAS**, the New Castle County Housing Trust Fund was created with the support of
2 the County Council for the “purpose of dedicating public funds and revenues from other sources
3 to address the housing needs of very low-income households earning less than 50% of median
4 income, low-income households earning 50 to 80% of median income, and moderate-income
5 households earning 80% to 120% of median income” (see Resolution No. 07-176 as amended
6 by Amendment No. 1); and
7

8 **WHEREAS**, the Housing Trust Fund will be used to promote the preservation and
9 development of affordable housing within New Castle County with priorities recommended by
10 the Housing Advisory Board; and
11

12 **WHEREAS**, the Housing Trust Fund has a balance of \$1,792,705.59 as of October 31,
13 2023, and the appropriation of \$150,000 will be used for Good Neighbors to assist with providing
14 free home repairs for thirty (30) owner-occupied residential properties within New Castle County;
15 and
16

17 **WHEREAS**, to qualify for the services, homeowners must be at or below 80% Area
18 Median Income (AMI) within New Castle County; and
19

20 **WHEREAS**, the Housing Trust Fund is a separate fund from the Affordable Housing
21 Fund, and the Housing Trust Fund can only be expended for projects within unincorporated
22 areas of New Castle County and there are no Affordable Housing Funds included in the funding
23 of this Ordinance; and
24

25 **WHEREAS**, the revenue measures heretofore adopted by County Council are necessary
26 to preserve and develop affordable housing within New Castle County; and
27

28 **WHEREAS**, each contract or purchase order funded through this Housing Trust Fund
29 appropriation will be submitted on a Resolution for Council’s consideration as required by *New*
30 *Castle County Code* § 2.02.004.
31

32 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
33

34 Section 1. To promote the preservation and development of affordable housing within
35 New Castle County, \$150,000 in the New Castle County Housing Trust Fund is hereby
36 appropriated to be administered by the Department of Community Services.
37

38 Section 2. This Ordinance shall become effective immediately upon its adoption by the
39 County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* §
40 1156.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, appropriates \$150,000 in the New Castle County Housing Trust Fund for Good Neighbors to assist with providing free home repairs for thirty (30) owner-occupied residential properties within New Castle County. There are no Affordable Housing Funds included in the funding of this Ordinance. The funds will be administered by the Department of Community Services to fund housing projects in New Castle County.

FISCAL NOTE: This Ordinance, if approved, will appropriate \$150,000 in the New Castle County Housing Trust Fund for Good Neighbors to assist with providing free home repairs for thirty (30) owner-occupied residential properties within New Castle County. There is no discernible impact on the Operating Budget since this is an appropriation in the Housing Trust Fund. The intent is to appropriate funds in the Grants and Fixed Charges Budget Line Item.

ORDINANCE NO. 23-151

**AMEND THE GRANTS BUDGET:
APPROPRIATE \$9,003.48 IN INTEREST INCOME TO CORONAVIRUS EMERGENCY
FUNDS GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF
PUBLIC SAFETY, DIVISION OF POLICE**

1 **WHEREAS**, original allocated funding in the amount of \$548,419.00 from the
2 U.S. Department of Justice was previously approved by County Council and
3 appropriated to the Coronavirus Emergency Funds Grant via Ordinance 20-046; and
4

5 **WHEREAS**, the realignment of \$175,000.00 in federal funds within the
6 Coronavirus Emergency Funds Grant was previously approved by County Council via
7 Ordinance 21-117 to fund the purchase of disinfection equipment for patrol cars; and
8

9 **WHEREAS**, authorization is sought for the appropriation of \$9,003.48 in interest
10 income to the Coronavirus Emergency Funds Grant to fund equipment purchases for
11 the Department of Public Safety; and
12

13 **WHEREAS**, program income received is sufficient to cover the increase in the
14 Grants Budget as hereinafter amended; and
15

16 **WHEREAS**, Council has determined that the provisions of this Ordinance
17 substantially advance, and are reasonably and rationally related to, legitimate
18 government interests (i.e., promoting the health, safety, morals, convenience, order,
19 prosperity and/or welfare of the present and future inhabitants of this State).
20

21 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
22

23 Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby
24 amended by adding the material underscored and deleting the material stricken on the
25 attached Exhibit "A."
26

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

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate \$9,003.48 in interest income to the Coronavirus Emergency Funds Grant, which is administered by the Department of Public Safety, Division of Police. These funds will be used for equipment purchases for the Department of Public Safety.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating \$9,003.48 in interest income to the Coronavirus Emergency Funds Grant, which is administered by the Department of Public Safety, Division of Police.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget in the amount of \$9,003.48. This increase will affect FY2024 only since the targeted program completion date is January 30, 2024. There is no discernible fiscal impact on the current operating budget.

DEPARTMENT: Public Safety

GRANT TITLE: Coronavirus Emergency Funds

PROGRAM TITLE: Coronavirus Emergency Funds

EXHIBIT: "A"

Ordinance No. 23-151

Expense	Current	Change	Revised
Salaries and Wages	\$ 40,000.00	\$ -	\$ 40,000.00
Benefits	\$ 6,915.00	\$ -	\$ 6,915.00
Training/Civic Affairs	\$ -	\$ -	\$ -
Communication/Utilities	\$ 36,600.00	\$ -	\$ 36,600.00
Materials/Supplies	\$ 135,711.00	\$ -	\$ 135,711.00
Contractual Services	\$ 30,000.00	\$ -	\$ 30,000.00
Equipment	\$ 299,193.00	\$ 9,003.48	\$ 308,196.48
Grants/Fixed Charges	\$ -	\$ -	\$ -
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 548,419.00	\$ 9,003.48	\$ 557,422.48

Revenue	Current	Change	Revised
Federal	\$ 548,419.00	\$ -	\$ 548,419.00
State		\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ 9,003.48	\$ 9,003.48
Total	\$ 548,419.00	\$ 9,003.48	\$ 557,422.48

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 1/20/2020 **Estimated Program Completion:** 1/30/2024

Operating Budget Match \$ - **Found in:**

Ordinance 20-046, 21-117 **Date Revised:** 4/23/2020, 10/12/2021

Passed:

PROGRAM DESCRIPTION:

Funding is provided through the U.S. Department of Justice and will be used by the New Castle County Department of Public Safety to prevent, prepare for and respond to the Coronavirus pandemic. The funding will support the purchase of personal protection equipment (PPE) supplies for officers, and equipment directly related to the preparation and response to the Coronavirus.

10/12/2021 11/14/2023

Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle
Requested by: Public Safety
Date of introduction: November 14, 2023

ORDINANCE NO. 23-152

**AMEND THE GRANTS BUDGET:
REALIGN \$95,544.00 IN FUNDS FROM THE STATE OF DELAWARE DEPARTMENT
OF SAFETY AND HOMELAND SECURITY TO THE FY2023 FUNDS TO COMBAT
VIOLENT CRIME GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY,
DIVISION OF POLICE**

1 **WHEREAS**, original allocated funding in the amount of \$494,932.36 from the State
2 of Delaware Department of Safety and Homeland Security, was previously approved by
3 County Council and appropriated to the FY2023 Fund to Combat Violent Crime Grant via
4 Ordinance 22-130; and

5
6 **WHEREAS**, authorization is sought for the realignment of \$95,544.00 in State
7 funds within the FY2023 Fund to Combat Violent Crime Grant to fund the purchase of
8 equipment; and

9
10 **WHEREAS**, Council has determined that the provisions of this Ordinance
11 substantially advance, and are reasonably and rationally related to, legitimate
12 government interests (i.e., promoting the health, safety, morals, convenience, order
13 prosperity and/or welfare of the present and future inhabitants of this State).

14
15 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**

16
17 Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby
18 amended by adding the material on the attached Exhibit "A," which is considered to be
19 underscored in its entirety, attached hereto and made a part thereof.

20
21 Section 2. This Ordinance shall become effective immediately upon its adoption
22 by County Council and approval by the County Executive, or as otherwise provided in 9
23 *Del. C. § 1156*.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will realign \$95,544.00 in State funds within the FY2023 Fund to Combat Violent Crime Grant. The realignment of funds will be used for the purchase of equipment for the Department of Public Safety, Division of Police.

The Fund to Combat Violent Crime Grant is funded by the State of Delaware and is distributed by the Department of Safety and Homeland Security for use by local law enforcement agencies in connection with initiatives to combat violent felonies pursuant to Section 4201(c) of Title 11 of the *Delaware State Code*.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by realigning \$95,544.00 in State funds within the FY2023 Fund to Combat Violent Crimes Grant.

This Ordinance, if approved, will have no fiscal impact. The realignment will affect FY2024 and FY2025 since the targeted program completion date is January 28, 2024.

DEPARTMENT: Public Safety

GRANT TITLE: FY2023 Funds to Combat Violent Crime

PROGRAM TITLE: FY2023 Funds to Combat Violent Crime

EXHIBIT: "A"

Ordinance No. 23-152

Expense	Current	Change	Revised
Salaries and Wages	\$ 239,596.32	\$ (95,544.00)	\$ 144,052.32
Benefits	\$ -	\$ -	\$ -
Training/Civic Affairs	\$ 128,500.00	\$ -	\$ 128,500.00
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ -	\$ -	\$ -
Contractual Services	\$ -	\$ -	\$ -
Equipment	\$ 107,163.81	\$ 95,544.00	\$ 202,707.81
Grants/Fixed Charges	\$ -	\$ -	\$ -
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ 19,672.23	\$ -	\$ 19,672.23
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 494,932.36	\$ -	\$ 494,932.36

Revenue	Current	Change	Revised
Federal	\$ -	\$ -	\$ -
State	\$ 494,932.36	\$ -	\$ 494,932.36
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ 494,932.36	\$ -	\$ 494,932.36

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 9/13/2022 **Estimated Program Completion:** 1/28/2024

Operating Budget Match \$ 159,047.49 **Found in:** Police (10200304-10200308)

Ordinance 22-130 **Date Revised:** 10/25/2022

Passed:

PROGRAM DESCRIPTION:

The Funds to Combat Violent Crimes Grant is funded by the State of Delaware and is distributed by the Department of Safety and Homeland Security for use by local law enforcement agencies in connection with initiatives to combat violent felonies pursuant to Section 420 (c) of Title 11 of the *Delaware State Code*.

10/25/2022 11/14/2023

ORDINANCE NO. 23-153

**AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET:
APPROPRIATE \$700,000 IN FUNDING FROM THE GENERAL FUND TAX STABILIZATION
RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL
PARKLAND IMPROVEMENTS 2024-2025 CAPITAL PROJECT**

1 **WHEREAS**, Subchapter III, Chapter 13 of Title 9 of the *Delaware Code*, as amended,
2 authorizes New Castle County to plan, supervise, and conduct a program of parks and park-
3 related activities for all the parks and greenways of the County, and in cooperation with the
4 Department of Land Use to develop plans for parks, recreation areas, and provide for the
5 acquisition of land for the development of parks and recreation facilities and the improvements
6 and development of existing parks and greenways, and the County Council of New Castle
7 County has deemed it necessary to implement such plans for development; and

8
9 **WHEREAS**, there is a need to increase the safety at County parks by controlling entrance
10 abilities; and

11
12 **WHEREAS**, New Castle County is appropriating \$700,000 from the General Fund Tax
13 Stabilization Reserve to New Castle County to the General Parkland Improvements 2024-2025
14 Capital Project; and

15
16 **WHEREAS**, this funding will be used to install electronic gates at the following parks:
17 Glasgow, Carousel, Weiss, Brookhaven, Brandywine Springs, West Wilmington Manor and Iron
18 Hill; and

19
20 **WHEREAS**, these electronic gates will restrict access during off-hours to prevent
21 vandalism and increase safety while still allowing visitors to enjoy the parks and recreational
22 areas during the day.

23
24 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**

25
26 Section 1. The Capital Budget Ordinance for the fiscal year beginning July 1, 2023 is
27 hereby amended by deleting the material stricken and adding the material underscored on the
28 attached Exhibit "A."

29
30 Section 2. The Capital Program Resolution for the fiscal year beginning July 1, 2023 is
31 hereby amended by deleting the material stricken and adding the material underscored on the
32 attached Exhibit "B."

33
34 Section 3. General Fund Tax Stabilization Reserve funding in the amount of \$700,000 is
35 appropriated to the Department of Public Works, General Parkland Improvements 2024-2025
36 Capital Project to install electronic gates at County parks.

37
38 Section 3. This Ordinance shall become effective immediately upon its adoption by
39 County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* §
40 1156.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate \$700,000 in funding from the General Fund Tax Stabilization Reserve Account to the Department of Public Works, General Parkland Improvements 2024-2025 Capital Project. Funds will be used to install electronic gates at County parks to restrict access during off-hours to prevent vandalism and increase safety while still allowing visitors to enjoy the parks and recreational areas during the day.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Capital Program and Budget by appropriating \$700,000 from General Fund Tax Stabilization Reserve Account to the Department of Public Works, General Parkland Improvements 2024-2025 Capital Project.

The revised FY2024 total Capital Budget amount for the General Parkland Improvements 2024-2025 Capital Project will be \$2,950,000.

The revised FY2024 New Castle County Capital Budget total will be \$76,737,396. There is no fiscal impact on the Operating Budget. The General Fund Tax Stabilization Reserve balance upon passage of this Ordinance will be \$73,308,702.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2024

23-153

DEPARTMENT OF ADMINISTRATION

Land Use Information System	\$	3,000,000
Recorder of Deeds HOA Portal	\$	129,000
Subtotal	\$	3,129,000

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

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2024

23-153

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 2021			100,000
General Parkland Improvements 2024-2025	<u>2,250,000</u>		<u>2,950,000</u>
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			<u>700,000</u>
Subtotal	<u>17,026,120</u>	\$	<u>17,726,120</u>

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
Water Quality Improvement Plan			230,233
White Clay System Rehabilitation			<u>2,800,000</u>
Subtotal		\$	18,451,356

CAPITAL BUDGET TOTAL

76,037,396 **\$ 76,737,396**

EXHIBIT B**PROJECT PROFILES
PUBLIC WORKS - PARKS (continued)**

Project Name (Number): General Parkland Improvements 2024-2025 (C302404)					
Description: Improvements in parks.				Council Districts: All	
Funding Schedule					
	Bonds	Federal	State	Other	Total
Prior Authorization	\$ -	\$ -	\$ -	\$ -	\$ -
FY2024	1,500,000	-	-	750,000	2,250,000
				<u>1,450,000</u>	<u>2,950,000</u>
FY2025	-	-	-	-	-
FY2026	1,250,000	-	-	-	1,250,000
FY2027	750,000	-	-	-	750,000
FY2028	1,050,000	-	-	-	1,050,000
FY2029	1,000,000	-	-	-	1,000,000
Future Years	2,000,000	-	-	-	2,000,000
Total	\$ 7,550,000	\$ -	\$ -	\$ 750,000	\$ 8,300,000
				<u>\$ 1,450,000</u>	<u>\$ 9,000,000</u>
Available Authorizations:		\$ -			
Available Funding:		\$ -			
Operating Budget Impact:		\$ 3,300			

*Available Authorizations / Funding as of February 28, 2023, net of obligations.

FY2024 Activity:

Resurface pathway at Biden Park, install security cameras in Rosegate Park, Surratte tree removal and shade structure, resurface paved pathways within neighborhood parks, replacement of failing bridge in Shellpot Park; public engagement and concept plan for parkland on Bethel Church Road. Installation of electronic gates at the following parks: Glasgow, Carousel, Weiss, Brookhaven, Brandywine Springs, West Wilmington Manor and Iron Hill.

Future Activity:

Small capital improvements of neighborhood parks.

ORDINANCE NO. 23-154

**AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: TRANSFER \$300,000
FROM THE PUBLIC SAFETY PARKING LOT LIGHTING CAPITAL PROJECT TO THE
PUBLIC SAFETY BUILDING RENOVATIONS CAPITAL PROJECT**

1 **WHEREAS**, Subchapter III, Chapter 13 of Title 9 of the *Delaware Code*, as amended,
2 authorizes New Castle County to develop plans for buildings/facilities, parks, open spaces,
3 natural areas and greenways within the County; said plans provide for the acquisition of land
4 for the development of parks and recreation facilities and the improvement and development of
5 existing parks and building/facilities, and the County has deemed it is necessary to implement
6 such plans for development and improvements; and
7

8 **WHEREAS**, funding is needed to replace a leaking cooling tower coil at the Public
9 Safety Building as the coil cannot be patch-repaired; and
10

11 **WHEREAS**, this legislation will enable the transfer of previously authorized bond
12 funding in the amount of \$300,000 from the Public Safety Parking Lot Lighting Capital Project
13 to the Public Safety Building Renovations Capital Project; and
14

15 **WHEREAS**, the reductions to available authorizations in the Public Safety Parking Lot
16 Lighting Capital Project is possible as Building Maintenance discovered new light emitting
17 diode (LED) lighting kits that allow for the retrofit of the parking lot lights at a much lower cost
18 than initially anticipated.
19

20 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
21

22 Section 1. The Capital Budget Ordinance for the fiscal year beginning July 1, 2023 is
23 hereby amended by deleting the material that is stricken and adding the material that is
24 underscored on the attached Exhibit "A."
25

26 Section 2. The Capital Program Resolution for the fiscal year beginning July 1, 2023 is
27 hereby amended by deleting the material stricken and adding the material underscored on the
28 attached Exhibit "B."
29

30 Section 3. Authorized bond funding in the amount of \$300,000 will be transferred from
31 the Public Safety Parking Lot Lighting Capital Project to the Public Safety Building Renovations
32 Capital Project.
33

34 Section 3. This Ordinance shall become effective immediately upon its adoption by
35 County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C. §*
36 1156.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will transfer \$300,000 from the Public Safety Parking Lot Lighting Capital Project to the Public Safety Building Renovations Capital Project. This funding is needed to replace a leaking cooling tower coil at the Public Safety Building as the coil cannot be patch-repaired.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Capital Budget by transferring \$300,000 from the Public Safety Parking Lot Lighting Capital Project to the Public Safety Building Renovations Capital Project.

The revised FY2024 Capital Budget amount for the Public Safety Parking Lot Lighting Capital Project will be \$0. The revised FY2024 Capital Budget amount for the Public Safety Building Renovations Capital Project will be \$300,000.

This transfer of funding will have no fiscal impact on the FY2024 Capital Budget. The FY2024 New Castle County Capital Budget grand total will remain \$76,037,396.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2024

23-154

DEPARTMENT OF ADMINISTRATION

Land Use Information System	\$	3,000,000
Recorder of Deeds HOA Portal	\$	129,000
Subtotal	\$	3,129,000

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
<u>Public Safety Building Renovations</u>		<u>300,000</u>
Public Safety Equipment		91,000
Public Safety Vest Protection Program		201,840
Subtotal	2,737,988	<u>\$ 3,037,988</u>

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	<u>-</u>
Subtotal	14,525,932	<u>\$ 14,225,932</u>

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2024

23-154

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 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	\$ 17,026,120

Sewer/Stormwater

Asset Management	\$ 100,000
Backwater Valve Improvement	50,000
Christina River Force Main	4,400,000
Countywide Drainage	500,000
DeIDOT 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
Water Quality Improvement Plan	230,233
White Clay System Rehabilitation	2,800,000
Subtotal	\$ 18,451,356

CAPITAL BUDGET TOTAL

76,037,396 **\$ 76,037,396**

EXHIBIT B**PROJECT PROFILES
PUBLIC WORKS - FACILITIES/EQUIPMENT (continued)**

Project Name (Number): Public Safety Parking Lot Lighting (C302423)					
Description: Replace lights in parking lot.				Council Districts: All	
Funding Schedule					
	Bonds	Federal	State	Other	Total
Prior Authorization	\$ -	\$ -	\$ -	\$ -	\$ -
FY2024	300,000	-	-	-	300,000
	-				-
FY2025	-	-	-	-	-
FY2026	-	-	-	-	-
FY2027	-	-	-	-	-
FY2028	-	-	-	-	-
FY2029	-	-	-	-	-
Future Years	-	-	-	-	-
Total	\$ 300,000	\$ -	\$ -	\$ -	\$ 300,000
<u>\$ -</u>		<u>\$ -</u>			
Available Authorizations:		\$ -			
Available Funding:		\$ -			
Operating Budget Impact:		\$ -			

*Available Authorizations / Funding as of February 28, 2023, net of obligations.

FY2024 Activity:

Replace lights in parking lots. No activity planned.

Future Activity:

No activity planned.

EXHIBIT B**PROJECT PROFILES
PUBLIC SAFETY (continued)**

Project Name (Number): Public Safety Building Renovations (C201505)					
Description: Repair or replace critical systems such as HVAC, sprinklers, electrical and water systems; and purchase land in close proximity.			Council Districts: All		
Funding Schedule					
	Bonds	Federal	State	Other	Total
Prior Authorization	\$ 8,346,305	\$ -	\$ -	\$ -	\$ 8,346,305
FY2024		-	-	-	
	300,000				300,000
FY2025	-	-	-	-	-
FY2026	-	-	-	-	-
FY2027	-	-	-	-	-
FY2028	-	-	-	-	-
FY2029	-	-	-	-	-
Future Years	-	-	-	-	-
Total	\$ 8,646,305	\$ -	\$ -	\$ -	\$ 8,346,305
	\$ -	\$ 8,646,305			
Available Authorizations:		\$ 42,292			
Available Funding:		\$(234,850)			
Operating Budget Impact:		\$ 660			

*Available Authorizations / Funding as of February 28, 2023, net of obligations.

FY2024 Activity:

No activity planned. Replace a leaking cooling tower coil that cannot be patch-repaired.

Future Activity:

No activity planned.

Prime Sponsor(s): Mr. Sheldon, Mr. Carter
Co-sponsor(s): Ms. Hartley-Nagle
Requested by: Public Works
Date of introduction: November 14, 2023

ORDINANCE NO. 23-155

AMEND THE FY2024 APPROVED OPERATING BUDGET: INCREASE THE AUTHORIZED POSITION COUNT FOR THE DEPARTMENT OF PUBLIC WORKS BY FIVE POSITIONS TO SUPPLEMENT PARK MAINTENANCE

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local Fiscal Recovery (“CSLFR”) funds
3 under the American Rescue Plan Act of 2021 (“ARPA”), Pub. Law. No. 117-2 from the
4 United States Department of the Treasury (“Treasury”); and

5
6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 “Ordinances”) appropriated the full amount of these CSLFR funds from Treasury to the
8 ARPA Grant for New Castle County to respond to the COVID-19 public health
9 emergency and its negative economic impacts; and

10
11 **WHEREAS**, the Ordinances appropriated funding for Environmental Justice,
12 which contemplated providing funds to address pandemic-related needs in
13 neighborhoods which have historically experienced environmental injustice and were
14 disproportionately impacted by the pandemic; and

15
16 **WHEREAS**, New Castle County must comply with the Federal government’s
17 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for
18 Federal Awards, 2 C.F.R. Part 200 (the “Uniform Guidance”); and

19
20 **WHEREAS**, the New Castle County Department of Public Works, Parks Division,
21 is requesting five positions (one crew) to supplement park maintenance; and

22
23 **WHEREAS**, the increase of park maintenance positions is necessary to properly
24 maintain an increased number of parks and park assets; address the increased use of
25 parks since the inception of the pandemic; and ensure public safety and welfare through
26 adequately staffed and maintained parks; and

27
28 **WHEREAS**, the additional crew shall be comprised of one Crew Chief I, two (2)
29 Motor Equipment Operator I’s and two (2) Maintenance and Construction Workers; and

30
31 **WHEREAS**, the additional crew will be funded by ARPA through December 31,
32 2024; and

33
34 **WHEREAS**, it is the intention of the County Executive to recommend the crew be
35 switch funded from the ARPA grant to the general fund in the operating budget
36 beginning January 1, 2025; and

37
38 **WHEREAS**, the additional crew will also require the following equipment in order
39 to perform its job: one (1) crew cab vehicle, two (2) mowers, two (2) trimmers, two (2)
40 blowers, one (1) landscape trailer and appropriate personal protective equipment, all of
41 which will be funded from the ARPA grant; and

42
43 **WHEREAS**, Treasury's rules and guidance require all ARPA-funded personnel
44 and equipment to be fully dedicated to an eligible use of funds, and the Uniform
45 Guidance requires additional monitoring and detailed reporting of equipment purchased
46 with ARPA funds.

47
48 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
49

50 Section 1. The Annual Operating Budget for the fiscal year beginning July 1,
51 2023, is hereby amended by deleting the matter stricken and adding the matter
52 underscored on the attached Exhibit "A."

53
54 Section 2. The foregoing amendment shall be considered a part of the Annual
55 Operating Budget for the fiscal year beginning July 1, 2023, and shall be effective
56 retroactively as though incorporated initially in the Annual Operating Budget.

57
58 Section 3. This Ordinance shall become effective immediately upon its adoption
59 by County Council and approval by the County Executive, or as otherwise provided in 9
60 *Del. C. § 1156*.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will authorize five (5) grant funded positions to the FY2024 Approved Operating Budget to add an additional park maintenance crew which is necessary to properly maintain the increased number of parks and park assets; address the increased use of parks since the inception of the pandemic; and ensure public safety and welfare through adequately staffed and maintained parks. In addition, funding for one-time equipment for the crew will also be necessary.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Approved Operating Budget by increasing the authorized position count for the Department of Public Works, Parks Division from 71 to 76. The total authorized positions for the Department of Public Works would increase from 384 to 389; and the total authorized positions for the FY2024 Approved Operating Budget will increase from 1,662 to 1,667.

The additional crew is anticipated to be hired effective January 2024 and the estimated fiscal impact in Salaries and Benefits, included in the ARPA Grant, will be \$381,461 for the period of January 1, 2024 through December 31, 2024. Although this Ordinance has no explicit impact on future years since the Annual Operating Budget is legislated annually by County Council, the estimated additional salary and benefit costs for FY2025 (January 1-June 30, 2025) is \$202,880; and for FY2026 is \$415,897.

The additional one-time equipment cost is \$217,000, and will be funded with the ARPA Grant and is included in the FY2024 estimate below.

	ARPA	Operating Budget (General Fund)
FY2024*	\$405,304	
FY2025	\$193,157	\$202,880
FY2026		\$415,897

COUNTY COUNCIL

Salaries and Wages	\$	2,428,665
Benefits		1,428,590
Training and Civic Affairs		71,004
Communication and Utilities		17,849
Materials and Supplies		60,926
Contractual Services		253,148
Equipment		1,600
Grants and Fixed Charges		426,482
Operating Transfer Charges		161,959
Total	\$	4,850,223
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		386,565
Equipment		1,000
Grants and Fixed Charges		935,000
Contingency		55,000
Operating Transfer Charges		82,016
Total	\$	4,352,521
Total Authorized Full-Time Positions	16	

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	12,223,612
Benefits		8,338,475
Training and Civic Affairs		130,625
Communication and Utilities		8,308,491
Materials and Supplies		158,147
Contractual Services		6,770,985
Equipment		392,056
Grants and Fixed Charges		3,925,350
Operating Transfer Charges		1,163,161
Operating Transfer Credits		(12,098,321)
Total	\$	27,030,633
Total Authorized Full-Time Positions	167	

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages			\$	24,597,539
Benefits				14,348,323
Training and Civic Affairs				49,945
Communication and Utilities				24,785,917
Materials and Supplies				4,523,681
Contractual Services				10,534,975
Equipment				484,333
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			\$	77,957,691
Total Authorized Full-Time Positions	<u>389</u>	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				1,579,983
Equipment				55,175
Grants and Fixed Charges				56,500
Operating Transfer Charges				1,136,835
Operating Transfer Credits				(803,217)
Total			\$	15,593,142
Total Authorized Full-Time Positions	118			

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages			\$	11,754,322
Benefits				5,318,947
Training and Civic Affairs				20,232
Communication and Utilities				951,132
Materials and Supplies				1,403,163
Contractual Services				2,314,162
Equipment				19,900
Grants and Fixed Charges				3,110,149
Operating Transfer Charges				1,231,237
Operating Transfer Credits				(190,829)
Total			\$	25,932,415
Total Authorized Full-Time Positions	160			

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	67,200,807
Benefits		39,140,036
Training and Civic Affairs		178,869
Communication and Utilities		1,010,888
Materials and Supplies		1,040,811
Contractual Services		2,195,206
Equipment		1,471,072
Grants and Fixed Charges		6,492,175
Operating Transfer Charges		7,298,634
Total	\$	126,028,498
Total Authorized Full-Time Positions		711

REGISTER OF WILLS

Salaries and Wages	\$	1,111,172
Benefits		634,647
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	\$	1,953,891
Total Authorized Full-Time Positions		20

RECORDER OF DEEDS

Salaries and Wages	\$	1,232,844
Benefits		712,707
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	\$	2,287,316
Total Authorized Full-Time Positions	23	

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		30,043
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	\$	846,527
Total Authorized Full-Time Positions	7	

DEBT SERVICE

Debt Service	\$	45,540,069
Land and Structures		
Contingency		
Intragovernmental Service Charges		
Intragovernmental Service Credits		
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	\$	200,000
Total	\$	200,000
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	\$	1,376,948
Total	\$	1,376,948

NEW CASTLE COUNTY

Salaries and Wages	\$	128,181,751
Benefits		74,362,066
Training and Civic Affairs		683,771
Communication and Utilities		35,270,622
Materials and Supplies		7,374,247
Contractual Services		24,554,094
Equipment		2,444,736
Grants and Fixed Charges		16,157,763
Debt Service		45,540,069
Land and Structures		35,000
Contingency		2,336,948
Operating Transfer Charges		16,333,443
Operating Transfer Credits		(20,531,152)
Sub-Total New Castle County	\$	332,743,358
Total Authorized Full-Time Positions	<u>1,667</u>	<u>1,662</u>

RESERVE ACCOUNTS AS OF OCTOBER 24, 2023

Tax Stabilization Reserve Account (Unaudited)	74,008,702
Sewer Rate Stabilization Reserve Account (Unaudited)	8,484,160
General Fund Budget Reserve Account	44,592,418
Sewer Fund Budget Reserve Account	18,872,304
Total Reserves:	145,957,584

Prime Sponsor(s): Ms. Kilpatrick
Requested by: Public Works Department
Date of introduction: November 14, 2023

ORDINANCE NO. 23-156

**TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 13 (“STORMWATER
MAINTENANCE DISTRICTS”) REGARDING STORMWATER MAINTENANCE
AND HILLS OF HOCKESSIN COMMUNITY**

1 **WHEREAS**, stormwater is an important water resource which supports, among
2 other things, groundwater recharge for drinking water supplies and base-flow of streams;
3 and
4

5 **WHEREAS**, the requirements of the United States Environmental Protection
6 Agency and the Delaware Department of Natural Resources and Environmental Control
7 demand a comprehensive approach to stormwater management by New Castle County;
8 and
9

10 **WHEREAS**, the federal regulations and Delaware state regulations require the
11 County to implement and fund a program of stormwater controls that address discharges
12 from the County’s regulated stormwater flows to local water bodies; and
13

14 **WHEREAS**, inadequate management of stormwater runoff throughout a
15 watershed can increase flood depths and velocities, contribute to erosion and sediment,
16 overtax the carrying capacity of existing streams and storm sewers, greatly increase the
17 cost of public facilities to convey and manage stormwater, undermine floodplain
18 management and flood reduction efforts in upstream and downstream communities,
19 reduce groundwater recharge, and impact other related water resource needs and
20 threaten public health and safety; and
21

22 **WHEREAS**, in order to establish, operate, enhance, and maintain an effective and
23 efficient stormwater management, ensure the continued effective operation of the system
24 through installation and best management practices, and to provide other services such
25 as appropriate inspections, asset management, and regulatory oversight associated with
26 stormwater and watershed management, sufficient and stable funding is required to fund
27 these public services; and
28

29 **WHEREAS**, given the above, New Castle County Council determined it to be in
30 the best interests of the County and its residents to create stormwater maintenance
31 districts to accomplish the above and, thereby, promote more attractive, safer, and
32 healthier neighborhoods; and

33 **WHEREAS**, County Council recently enacted *New Castle County Code* Chapter
34 13, Sections 13.01.001 – 13.01.007 (by means of Ordinance No. 21-144), creating
35 stormwater maintenance districts to provide an alternative to and assist property owners
36 who are responsible for performing maintenance of stormwater management facilities
37 within residential and mixed-use subdivisions, and to relieve property owners of the
38 burden of the actual maintenance; and
39

40 **WHEREAS**, Chapter 13 provides that a maintenance organization responsible for
41 a stormwater management facility within a subdivision established prior to enactment
42 thereof may petition to establish a stormwater maintenance district (“SWD”), using forms
43 established by the Public Works Department (the “Department”); moreover, the
44 Department is authorized to determine whether a SWD should be established based on
45 a maintenance organization’s compliance with *New Castle County Code* Chapter 12,
46 Article 6 (“Stormwater Management Facility and Watercourse Maintenance”); and
47

48 **WHEREAS**, the stormwater management facility in Hills of Hockessin falls under
49 the County’s jurisdiction, and is, in the opinion of County government, necessary for
50 efficient and economical stormwater management; and
51

52 **WHEREAS**, by way of background, the Hills of Hockessin maintenance
53 organization timely petitioned the Department for creation of a SWD (between July -
54 September, 2023); the petition (attached hereto) reflects the affirmative vote for inclusion
55 in the SWD program by the Hills of Hockessin community; and
56

57 **WHEREAS**, the petition includes, among other things, the requisite description of
58 the area incorporated in the proposed SWD, a list of the community members and mailing
59 addresses, applicable parcel numbers, signatures of the community members by parcel,
60 and the individual votes, either yes or no, by community members; and
61

62 **WHEREAS**, the Department supports the petition, which awaits the approval of
63 County Council; and
64

65 **WHEREAS**, if County Council enacts this ordinance, the SWD program will be
66 approved for the Hills of Hockessin community; subsequent to any approval by County
67 Council, all relevant information evidencing the establishment of the SWD will be recorded
68 with the Office of the Recorder of Deeds; and
69

70 **WHEREAS**, County Council has determined that the provisions of this Ordinance
71 substantially advance and are reasonably and rationally related to legitimate
72 government interests, including, but not limited to, promoting the public health, safety,
73 welfare, and quality of life of the present and future inhabitants of New Castle County,
74 generally, and the Hills of Hockessin community, in particular.

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

76
77 Section 1. *New Castle County Code* Chapter 13 (“Stormwater Maintenance
78 Districts”) is hereby amended by adding the material that is underscored and deleting the
79 material that is stricken, as set forth below:

80 ...
81 Sec. 13.01.008. Stormwater maintenance districts - approved.

82 A. Following are the Stormwater Maintenance Districts approved by County Council:

83 1. Whispering Woods...

84
85 2. Hills of Hockessin.

86
87 Section 2. This Ordinance shall become effective upon its adoption by County
88 Council and approval by the County Executive, or as otherwise provided in 9 *Del. C. §*
89 1156.

Adopted by County Council of
New Castle County on:

Karen M. Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
of New Castle County

SYNOPSIS: This Ordinance, if approved, approves a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Hills of Hockessin community for the maintenance of one pond servicing 18 lots.

FISCAL NOTE: This Ordinance, if approved, creates a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Hills of Hockessin community. The fee will be included on the County tax bills beginning in the 2024 tax year to cover anticipated costs for a period of 18 months (January 2024 – June 2025). After which time, the annual tax bills beginning with the 2025 tax year will cover anticipated costs for a period of 12 months (July - June). There will be no fiscal impact since the fee shall cover the maintenance and operational costs of the stormwater infrastructure.

Prime Sponsor(s): Ms. Kilpatrick
Requested by: Public Works Department
Date of introduction: November 14, 2023

ORDINANCE NO. 23-157

**TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 13 (“STORMWATER
MAINTENANCE DISTRICTS”) REGARDING STORMWATER MAINTENANCE
AND THORNBERRY COMMUNITY**

1 **WHEREAS**, stormwater is an important water resource which supports, among
2 other things, groundwater recharge for drinking water supplies and base-flow of
3 streams; and
4

5 **WHEREAS**, the requirements of the United States Environmental Protection
6 Agency and the Delaware Department of Natural Resources and Environmental Control
7 demand a comprehensive approach to stormwater management by New Castle
8 County; and
9

10 **WHEREAS**, the federal regulations and Delaware state regulations require the
11 County to implement and fund a program of stormwater controls that address
12 discharges from the County’s regulated stormwater flows to local water bodies; and
13

14 **WHEREAS**, inadequate management of stormwater runoff throughout a
15 watershed can increase flood depths and velocities, contribute to erosion and sediment,
16 overtax the carrying capacity of existing streams and storm sewers, greatly increase the
17 cost of public facilities to convey and manage stormwater, undermine floodplain
18 management and flood reduction efforts in upstream and downstream communities,
19 reduce groundwater recharge, and impact other related water resource needs and
20 threaten public health and safety; and
21

22 **WHEREAS**, in order to establish, operate, enhance, and maintain an effective
23 and efficient stormwater management, ensure the continued effective operation of the
24 system through installation and best management practices, and to provide other
25 services such as appropriate inspections, asset management, and regulatory oversight
26 associated with stormwater and watershed management, sufficient and stable funding
27 is required to fund these public services; and
28

29 **WHEREAS**, given the above, New Castle County Council determined it to be in
30 the best interests of the County and its residents to create stormwater maintenance
31 districts to accomplish the above and, thereby, promote more attractive, safer, and
32 healthier neighborhoods; and

33 **WHEREAS**, County Council recently enacted *New Castle County Code* Chapter
34 13, Sections 13.01.001 – 13.01.007 (by means of Ordinance No. 21-144), creating
35 stormwater maintenance districts to provide an alternative to and assist property
36 owners who are responsible for performing maintenance of stormwater management
37 facilities within residential and mixed-use subdivisions, and to relieve property owners
38 of the burden of the actual maintenance; and
39

40 **WHEREAS**, Chapter 13 provides that a maintenance organization responsible
41 for a stormwater management facility within a subdivision established prior to enactment
42 thereof may petition to establish a stormwater maintenance district (“SWD”), using
43 forms established by the Public Works Department (the “Department”); moreover, the
44 Department is authorized to determine whether a SWD should be established based on
45 a maintenance organization’s compliance with *New Castle County Code* Chapter 12,
46 Article 6 (“Stormwater Management Facility and Watercourse Maintenance”); and
47

48 **WHEREAS**, the stormwater management facility in Thornberry falls under the
49 County’s jurisdiction, and is, in the opinion of County government, necessary for
50 efficient and economical stormwater management; and
51

52 **WHEREAS**, by way of background, the Thornberry maintenance organization
53 timely petitioned the Department for creation of a SWD (between July - September,
54 2023); the petition (attached hereto) reflects the affirmative vote for inclusion in the
55 SWD program by the Thornberry community; and
56

57 **WHEREAS**, the petition includes, among other things, the requisite description of
58 the area incorporated in the proposed SWD, a list of the community members and
59 mailing addresses, applicable parcel numbers, signatures of the community members
60 by parcel, and the individual votes, either yes or no, by community members; and
61

62 **WHEREAS**, the Department supports the petition, which awaits the approval of
63 County Council; and
64

65 **WHEREAS**, if County Council enacts this ordinance, the SWD program will be
66 approved for the Thornberry community; subsequent to any approval by County
67 Council, all relevant information evidencing the establishment of the SWD will be
68 recorded with the Office of the Recorder of Deeds; and
69

70 **WHEREAS**, County Council has determined that the provisions of this
71 Ordinance substantially advance and are reasonably and rationally related to
72 legitimate government interests, including, but not limited to, promoting the public
73 health, safety, welfare, and quality of life of the present and future inhabitants of New
74 Castle County, generally, and the Thornberry community, in particular.

75 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
76

77 Section 1. *New Castle County Code* Chapter 13 (“Stormwater Maintenance
78 Districts”) is hereby amended by adding the material that is underscored and deleting
79 the material that is stricken, as set forth below.

80 ...
81 Sec. 13.01.008. Stormwater maintenance districts - approved.

82 A. Following are the Stormwater Maintenance Districts approved by County Council:

83 1. Whispering Woods...

84
85 3. Thornberry.

86
87 Section 2. This Ordinance shall become effective upon its adoption by County
88 Council and approval by the County Executive, or as otherwise provided in 9 *Del. C. §*
89 1156.

Adopted by County Council of
New Castle County on

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
of New Castle County

SYNOPSIS: This Ordinance, if approved, approves a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Thornberry community for the maintenance of one pond servicing 19 lots.

FISCAL NOTE: This Ordinance, if approved, creates a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Thornberry community. The fee will be included on the County tax bills beginning in the 2024 tax year to cover anticipated costs for a period of 18 months (January 2024 – June 2025). After which time, the annual tax bills beginning with the 2025 tax year will cover anticipated costs for a period of 12 months (July - June). There will be no fiscal impact since the fee shall cover the maintenance and operational costs of the stormwater infrastructure.

Prime Sponsor(s): Ms. George
Requested by: Public Works Department
Date of introduction: November 14, 2023

ORDINANCE NO. 23-158

**TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 13 (“STORMWATER
MAINTENANCE DISTRICTS”) REGARDING STORMWATER MAINTENANCE
AND ACADEMY HILL PHASE IV COMMUNITY**

1 **WHEREAS**, stormwater is an important water resource which supports, among
2 other things, groundwater recharge for drinking water supplies and base-flow of streams;
3 and
4

5 **WHEREAS**, the requirements of the United States Environmental Protection
6 Agency and the Delaware Department of Natural Resources and Environmental Control
7 demand a comprehensive approach to stormwater management by New Castle County;
8 and
9

10 **WHEREAS**, the federal regulations and Delaware state regulations require the
11 County to implement and fund a program of stormwater controls that address discharges
12 from the County’s regulated stormwater flows to local water bodies; and
13

14 **WHEREAS**, inadequate management of stormwater runoff throughout a
15 watershed can increase flood depths and velocities, contribute to erosion and sediment,
16 overtax the carrying capacity of existing streams and storm sewers, greatly increase the
17 cost of public facilities to convey and manage stormwater, undermine floodplain
18 management and flood reduction efforts in upstream and downstream communities,
19 reduce groundwater recharge, and impact other related water resource needs and
20 threaten public health and safety; and
21

22 **WHEREAS**, in order to establish, operate, enhance, and maintain an effective and
23 efficient stormwater management, ensure the continued effective operation of the system
24 through installation and best management practices, and to provide other services such
25 as appropriate inspections, asset management, and regulatory oversight associated with
26 stormwater and watershed management, sufficient and stable funding is required to fund
27 these public services; and
28

29 **WHEREAS**, given the above, New Castle County Council determined it to be in
30 the best interests of the County and its residents to create stormwater maintenance
31 districts to accomplish the above and, thereby, promote more attractive, safer, and
32 healthier neighborhoods; and

33 **WHEREAS**, County Council recently enacted *New Castle County Code* Chapter
34 13, Sections 13.01.001 – 13.01.007 (by means of Ordinance No. 21-144), creating
35 stormwater maintenance districts to provide an alternative to and assist property owners
36 who are responsible for performing maintenance of stormwater management facilities
37 within residential and mixed-use subdivisions, and to relieve property owners of the
38 burden of the actual maintenance; and
39

40 **WHEREAS**, Chapter 13 provides that a maintenance organization responsible for
41 a stormwater management facility within a subdivision established prior to enactment
42 thereof may petition to establish a stormwater maintenance district (“SWD”), using forms
43 established by the Public Works Department (the “Department”); moreover, the
44 Department is authorized to determine whether a SWD should be established based on
45 a maintenance organization’s compliance with *New Castle County Code* Chapter 12,
46 Article 6 (“Stormwater Management Facility and Watercourse Maintenance”); and
47

48 **WHEREAS**, the stormwater management facility in Academy Hill Phase IV falls
49 under the County’s jurisdiction, and is, in the opinion of County government, necessary
50 for efficient and economical stormwater management; and
51

52 **WHEREAS**, by way of background, the Academy Hill Phase IV maintenance
53 organization timely petitioned the Department for creation of a SWD (between July -
54 September, 2023); the petition (attached hereto) reflects the affirmative vote for inclusion
55 in the SWD program by the Academy Hill Phase IV community; and
56

57 **WHEREAS**, the petition includes, among other things, the requisite description of
58 the area incorporated in the proposed SWD, a list of the community members and mailing
59 addresses, applicable parcel numbers, signatures of the community members by parcel,
60 and the individual votes, either yes or no, by community members; and
61

62 **WHEREAS**, the Department supports the petition, which awaits the approval of
63 County Council; and
64

65 **WHEREAS**, if County Council enacts this ordinance, the SWD program will be
66 approved for the Academy Hill Phase IV community; subsequent to any approval by
67 County Council, all relevant information evidencing the establishment of the SWD will be
68 recorded with the Office of the Recorder of Deeds; and
69

70 **WHEREAS**, County Council has determined that the provisions of this Ordinance
71 substantially advance and are reasonably and rationally related to legitimate
72 government interests, including, but not limited to, promoting the public health, safety,
73 welfare, and quality of life of the present and future inhabitants of New Castle County,
74 generally, and the Academy Hill Phase IV community, in particular.

75 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
76

77 Section 1. *New Castle County Code* Chapter 13 (“Stormwater Maintenance
78 Districts”) is hereby amended by adding the material that is underscored and deleting the
79 material that is stricken, as set forth below.

80 ...
81 Sec. 13.01.008. Stormwater maintenance districts - approved.

82 A. Following are the Stormwater Maintenance Districts approved by County Council:

83 1. Whispering Woods...

84 4. Academy Hill Phase IV.

85 Section 2. This Ordinance shall become effective upon its adoption by County
86 Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* §
87 1156.
88
89

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
of New Castle County

SYNOPSIS: This Ordinance, if approved, approves a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Academy Hill Phase IV community for the maintenance of one pond servicing 54 lots.

FISCAL NOTE: This Ordinance, if approved, creates a Stormwater Maintenance District and will establish a Stormwater District Maintenance Fee for the Academy Hill Phase IV community. The fee will be included on the County tax bills beginning in the 2024 tax year to cover anticipated costs for a period of 18 months (January 2024 – June 2025). After which time, the annual tax bills beginning with the 2025 tax year will cover anticipated costs for a period of 12 months (July - June). There will be no fiscal impact since the fee shall cover the maintenance and operational costs of the stormwater infrastructure.

Prime Sponsor(s): Mr. Smiley, Mr. Cartier
Requested by: Administration/Finance
Date of introduction: November 14, 2023

ORDINANCE NO. 23-159

**AMEND THE GRANTS BUDGET:
APPROPRIATE \$100,000 IN AMERICAN RESCUE PLAN ACT LOCAL ASSISTANCE
AND TRIBAL CONSISTENCY FUND FROM THE U.S. DEPARTMENT OF
TREASURY**

1 **WHEREAS**, the federal American Rescue Plan Act (ARPA) appropriated funds for
2 the Local Assistance and Tribal Consistency Fund, to provide payments to eligible
3 revenue sharing counties and eligible Tribal governments for use on any governmental
4 purpose except for a lobbying activity; and
5

6 **WHEREAS**, New Castle County has received \$100,000 from this fund, as an
7 eligible county; and
8

9 **WHEREAS**, authorization is sought to appropriate these funds towards additional
10 support for local non-profit organizations impacted by the COVID-19 pandemic, to
11 alleviate some of the challenges of providing funds to non-profit organizations given the
12 high eligibility and reporting requirements of the State and Local Fiscal Recovery Funds.
13

14 **WHEREAS**, Council has determined that the provisions of this Ordinance
15 substantially advance, and are reasonably and rationally related to, legitimate
16 government interests (i.e., promoting the health, safety, morals, convenience, order
17 prosperity and/or welfare of the present and future inhabitants of this State).
18

19 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
20

21 Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby
22 amended by adding the material on the attached Exhibit "A," which is considered to be
23 underscored in its entirety, attached hereto and made a part thereof.
24

25 Section 2. This Ordinance shall become effective immediately upon its adoption
26 by County Council and approval by the County Executive, or as otherwise provided in 9
27 *Del. C. § 1156*.
28

29 Section 3. It is the intent of the County Council that the provisions of this Ordinance
30 shall be effective retroactive to March 15, 2021.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate \$100,000.00 toward support of non-profit organizations impacted by the COVID-19 pandemic, especially small non-profits less able to comply with the strict requirements of the ARPA State and Local Fiscal Recovery Funds that the county has received and is administering.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by increasing the authorized spending authority of the Grants Budget of \$100,000. This increase will impact FY2024 and FY2025 since the funds are anticipated to be fully expended by June 30, 2025.

DEPARTMENT: County Executive

GRANT TITLE: Local Assistance and Tribal Consistency Fund

PROGRAM TITLE: Local Assistance and Tribal Consistency Fund

EXHIBIT: "A"

Ordinance No. 23-159

Expense	Current	Change	Revised
Salaries and Wages	\$ -	\$ -	\$ -
Benefits	\$ -	\$ -	\$ -
Training/Civic Affairs	\$ -	\$ -	\$ -
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ -	\$ -	\$ -
Contractual Services	\$ -	\$ -	\$ -
Equipment	\$ -	\$ -	\$ -
Grants/Fixed Charges	\$ 100,000.00	\$ -	\$ 100,000.00
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 100,000.00	\$ -	\$ 100,000.00

Revenue	Current	Change	Revised
Federal	\$ -	\$ 100,000.00	\$ 100,000.00
State	\$ -	\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ -	\$ 100,000.00	\$ 100,000.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 3/15/2021 **Estimated Program Completion:** 6/30/2025

The Local Match: N/A **Found in (ORG):** N/A

Ordinance Passed: **Date Revised:**

PROGRAM DESCRIPTION:

The funds may be used to cover any cost incurred on or after March 15, 2021, for any governmental purpose other than a lobbying activity.

11/14/2023

Prime Sponsor(s): Ms. Durham, Ms. George
Co-sponsor(s): Mr. Tackett, Mr. Street,
Mr. Cartier, Mr. Carter,
Ms. Hartley-Nagle,
Mr. Toole, Ms. Kilpatrick
Date of introduction: November 14, 2023

ORDINANCE NO. 23-160

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS AND OFFICES”) TO CREATE THE NEW CASTLE COUNTY PUBLIC ARTS COMMISSION

1 **WHEREAS**, promoting the arts is vital to fostering a vibrant and inclusive community
2 in New Castle County; and

3
4 **WHEREAS**, the arts serve as an economic driver, creating jobs and generating tax
5 revenue and is an economic asset that stimulates business activity, and expands an area’s
6 work force and tax base; and

7
8 **WHEREAS**, the arts attract tourism to New Castle County: According to the Delaware
9 State Tourism Office’s [2021 Value of Tourism Report](#), 39% of overnight visitors to New
10 Castle County engaged in cultural activities, and 59% engaged in entertainment activities.
11 Visitors spent a total of \$2.52 billion, and Delaware’s economy was able to keep 66 cents of
12 each tourism dollar spent in the state; and

13
14 **WHEREAS**, the arts serve as a civic catalyst, creating a welcoming sense of place
15 and a desirable quality of life; it makes communities vibrant, welcoming and desirable.
16 Creative placemaking positively impacts local economies and quality of life; creates jobs,
17 and stimulates commercial traffic, all of which leverage neighborhood revitalization, give
18 representation to diverse populations, and strengthen communities; and

19
20 **WHEREAS**, contemporary art installations, exhibitions, interventions, and
21 celebrations can create important opportunities to address social and economic inequalities
22 in our communities and provide forums for safe dialog to heal these historic fractures, and

23
24 **WHEREAS**, a Public Arts Commission will provide an opportunity for all community
25 members, especially underserved populations, to actively and equitably engage in the
26 development and promotion of public art activities; and

27
28 **WHEREAS**, the establishment of a New Castle County Public Arts Commission
29 (“Commission”) will support local visual artists, enhance public spaces, increase tourism,
30 and celebrate the County’s cultural diversity; and

31
32 **WHEREAS**, the goals of a County Public Arts Commission are aligned with the goals
33 of the Delaware Arts Alliance’s “Creative Economy and Cultural Tourism Recovery and
34 Growth Plan” currently under development; and

35
36 **WHEREAS**, the Public Arts Commission will encourage equitable public participation
37 and collaboration in public arts-related initiatives; and
38

39 **WHEREAS**, the Public Arts Commission will play a significant role in shaping policies
40 and strategies to integrate the arts into County community spaces and development
41 projects; and

42
43 **WHEREAS**, the Public Arts Commission will serve as an approval body for the design
44 and location of public art on County property, and acquisition of works of art by the County,
45 as well as review conservation and relocation plans for County-owned sculptures and public
46 works of art, installations, and exhibitions; and

47
48 **WHEREAS**, the New Castle County Public Arts Commission will serve as a vital
49 platform to enhance artistic expression, creativity, equitable representation, and cultural
50 enrichment in the public realm.

51
52 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**

53
54 Section 1. *New Castle County Code* Chapter 2 ("Administration"), Article 5
55 ("Departments and Offices") is hereby amended by adding the material that is
56 underscored, as follows.

57
58 **Sec. 2.05.516. - New Castle County Public Arts Commission**

59
60 A. The New Castle County Public Arts Commission ("Commission") shall consist of nine (9)
61 members including the Chair. The County Council shall appoint five (5) members,
62 including ex officio designees, with the advice and consent of the County Executive.
63 The County Executive shall appoint four (4) members with the advice and consent of
64 County Council. The County Executive, with the advice and consent of County Council,
65 shall appoint one member from the nine nominated members as Chairperson who shall
66 serve at the pleasure of the County Executive. Recommendations for membership will
67 be sought from local visual arts organizations, educational institutions, and community
68 leaders in the visual arts field. Except for certain initial appointments as identified below,
69 all Commission members other than the Chair and ex officio positions shall serve 4 year
70 terms, which may be renewed. Membership of the Commission shall consist of:

- 71 1. At least 1 representative from visual arts organizations, including art museums,
72 that are located or operate within the County;
73 2. At least 2 County residents who are visual artists (including but not limited to a
74 sculptor and painter) or who have a demonstrated involvement in public art;
75 3. At least 1 representative from the faculty or governing body of an
76 educational institution with art or architecture programs;
77 4. At least 1 representative from a non-profit organization engaged in supporting the
78 visual arts;
79 5. At least 1 registered landscape architect;
80 6. The Director of the Delaware Art Museum [ex officio] or their designee; and

81
82 B. The Department of Community Services shall provide the administrative and community
83 support required by the Commission in the performance of its official duties. The
84 Department of Public Works shall provide technical and project management support
85 for the public art installations directed by the Commission. The Commission may
86 engage with other County departments in the performance of its official duties.

87
88 C. The initial appointments of the members of the Commission shall be 2 or 4 years to
89 stagger the terms so that approximately half the members will be up for reappointment
90 every 2 years.

91
92 D. The Commission shall have the authority to develop its own bylaws, with the advice and
93 assistance of the Department of Law and Department of Community Services.
94

95 E. Under this Commission, "Public art" shall include works of art commissioned, gifted,
96 transferred, purchased, borrowed, and exhibited for the enhancement of NCC County
97 properties, both exterior and interior public spaces, as permanent or temporary
98 installations. "Public art" can also include works of art owned by NCC Government that
99 are installed on other properties not owned by NCC. The permanent collection of
100 Rockwood Park & Museum, which is managed by a separate collections policy, is
101 excluded.
102

103 F. *Duties.* The Commission shall generally advise and keep informed the County Council,
104 the County Executive, and relevant County Departments on matters pertaining to public
105 art in New Castle County. Additionally, the Commission shall:
106

- 107 1. Promote and advocate for permanent or semi-permanent public visual arts projects that
108 reflect the cultural, natural, and historical diversity of New Castle County;
- 109 2. Provide advice and oversight on public art acquisition by the County, whether by
110 purchase, gift or otherwise and its proposed location;
- 111 3. Develop and recommend policies to manage County public art collections,
112 exhibitions, commissions, maintenance, conservation, and installations;
- 113 4. Regularly review existing public art inventory, conditions, and maintenance
114 schedule(s), make recommendations for care and maintenance, and ensure
115 compliance with the County Collections policy;
- 116 5. Review and recommend any changes to existing public art owned or managed by
117 the County, including maintenance, conservation, removal, relocation, alteration or
118 deacquisition;
- 119 6. Facilitate public engagement and encourage community participation in public
120 arts related initiatives;
- 121 7. Advise on strategies to integrate public art elements into County construction
122 projects and public spaces;
- 123 8. Support local visual artists and arts organizations through collaboration with the
124 County on potential grant programs and funding opportunities; and
- 125 9. Collaborate with stakeholders to develop a comprehensive public art strategy for
126 New Castle County.
127

128 G. To encourage broad community participation in the public art program and to ensure
129 artwork of the highest quality, the Commission may solicit the participation of
130 community representatives and professionals in the visual arts and design fields as
131 part of the artist and art work selection process for particular public art projects in
132 accordance with the size and complexity of the projects. These advisors may assist
133 the Commission in the selection of artists, project oversight, and other related
134 purposes, but shall have no vote on matters coming before the Commission.
135

136 H. *Meetings.* The Commission shall meet quarterly, but may meet more frequently if it so
137 chooses. All meetings shall be open to the public and publicly noticed, consistent with
138 the Freedom of Information Act.
139

140 I. *Reports.* The Commission shall issue an annual report to the County Executive and
141 County Council by June 30 of each year on its activities, the public arts strategy, and
142 recommendations.

143

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

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

Approved on:

Matthew Meyer
County Executive
of New Castle County

SYNOPSIS: This ordinance creates the New Castle County Public Arts Commission.
FISCAL NOTE: There is no anticipated fiscal impact with the adoption of this ordinance.

RESOLUTION NO. 23-188

**CONGRATULATING JOSEPH F. WISNIEWSKI FOR HIS DEDICATED SERVICE
AS EXECUTIVE DIRECTOR OF THE BELLEVUE COMMUNITY CENTER**

WHEREAS, Joseph F. Wisniewski was born in 1960 to Joseph and Marie Wisniewski and raised, with his four siblings, in Wilmington's Ninth Ward; and

WHEREAS, Joe attended Christ Our King and St. John the Beloved schools and graduated from Salesianum High School in 1978 and, following in his father's footsteps, worked for a time at Hercules; and

WHEREAS, he earned a BA, STB (Bachelor of Sacred Theology) and a MA in Theology from St. Mary's Seminary & University, Baltimore, MD from 2001- 2007; and

WHEREAS, Joe was ordained as a Catholic priest in 2007 and celebrated his first mass at his grade school parish church, Christ Our King, and was also a parish priest at several other churches as well as Campus Ministry Director at Father Judge High School in Philadelphia; and

WHEREAS, Joe started as the Community Program Coordinator, Alcohol & Drug Prevention and then Director of Operations at the Bellevue Community Center until he became Executive Director; and

WHEREAS, Joe has been the Executive Director of the Bellevue Community Center since April 2018; and

WHEREAS, during his tenure, Joe secured a record \$2 million in state capital investment to rebuild the center's facilities which enhanced the usefulness and appearance of the center for community programs. Additionally, he secured numerous private foundation grants to support the programs of the Bellevue Community Center; and

WHEREAS, during Joe's tenure of active leadership he assembled a dedicated team that launched and sustained many pathbreaking program initiatives that positively engaged the youth and families of the community at all levels, including the establishment of Bellevue Farms, the first urban farm in the area; and

WHEREAS, he responded decisively to the multiple challenges inflicted by the Covid pandemic and successfully shepherded the center and its staff through that difficult period; and

WHEREAS, he has had a life-long passion for soccer, and has been a coach, match announcer, and even founded a newspaper and television broadcast dedicated to the sport; and

WHEREAS, Joe enjoys gardening and the mountains, fly fishing and golf as well as a good bourbon and cigars.

NOW, THEREFORE, BE IT RESOLVED, by and for the County Council of New Castle County that County Council hereby congratulates and honors Joseph F. Wisniewski for his dedication, leadership, and service to the Bellevue Community Center.

Adopted by County Council of
New Castle County on: November 14, 2023

Karen Hartley-Nagle
President of County Council
of New Castle County Council

SYNOPSIS: Same as title.

FISCAL IMPACT: There is no discernible fiscal impact with the adoption of this resolution.

RESOLUTION NO. 23-189

**CELEBRATING THE DEDICATION OF FRANK AND PAT MAIER
TO MAKING THEIR HOME AN ARDEN HALLOWEEN LEGEND**

1 **WHEREAS**, Frank and Pat Maier have lived in Arden for 28 years and the home
2 they live in has been in Pat's family for 75 years; and

3 **WHEREAS**, the Maiers have won awards for holiday decorating; and

4 **WHEREAS**, inspired by the woodsy setting and uniqueness of their yard, they began
5 to collect more and more Halloween decorations as the years went on and would even
6 travel as far as New England to purchase unique displays for Halloween. It became a
7 tradition the day after Halloween to shop at local stores and purchase items for the next
8 year; and

9 **WHEREAS**, they would also host Halloween parties for their grandkids and all their
10 school friends. The Maier home quickly became widely known as the Halloween House in
11 Arden. It has become a tradition for many families to make a pilgrimage to the Maier's
12 house in September and October; and

13 **WHEREAS**, Mr. Maier and the Maier's children and grandchildren dressed up and
14 walked through the yard scaring visitors, while Mrs. Maier gave tours, explaining the
15 elaborate the background stories of each scary scene; and

16 **WHEREAS**, the Maiers have decided to make this year their last year of creating
17 their Halloween House and are grateful for the many the many wonderful memories and
18 opportunities to enhance the Halloween season for so many people.

19 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
20 Castle County and that County Council hereby celebrate and congratulate Frank and Pat
21 Maier for making their home an Arden Halloween legend.

Adopted by County Council of
New Castle County on: 11/14/2023

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this resolution.

RESOLUTION NO. 23-190

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH
AMANECER COUNSELING & RESOURCES CENTER TO PROVIDE EMERGENCY
FOOD RESOURCES AND FINANCIAL SUPPORT TO LOW - INCOME FEMALE
VICTIMS OF DOMESTIC VIOLENCE FOR THE DEPARTMENT OF
ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$100,529.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local to Fiscal Recovery ("CSLFR") funds
3 under the American Rescue Plan Act of 2021 ("ARPA"), Pub. Law. No. 117-2 from the
4 United States Department of the Treasury ("Treasury"); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 "Ordinances") appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with
16 Amanecer Counseling & Resources Center to comply with the Uniform Guidance, 2 CFR
17 Part 200; and
18

19 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
20 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
21 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
22 and
23

24 **WHEREAS**, the subaward agreement with Amanecer Counseling & Resources
25 Center contemplates transfers of up to \$100,529.00 to avoid eviction/utility shut-off and/or
26 legal protection to prevent physical harm to 50 female victims of domestic violence.
27

28 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
29 Castle County that County Council hereby approves the subaward agreement listed on
30 the attached Exhibit "A," entitled "New Castle County Purchase Requisition/Justification
31 Form," as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
32 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

Amanecer Counseling & Resources Center

\$100,529.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$100,529.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION			VENDOR INFORMATION				
NAME	Tonya M. Adkins		FISCAL YR	2024	NAME	Family Counseling Center of St. Paul's Inc.	
DEPARTMENT	ADMINISTRATION_12		FUND	110 GRANTS	ADDRESS	DBA: Amanecer Counseling & Resources Center	
ORGANIZATION	11122013 ADMIN - FIN - GRANTS					301 N Van Buren St.	
PHONE	(302) 395-5076		REQ#	2406515		Wilmington, DE 19805	
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES	☐ NO			CONTACT NAME	Rob McCreary	
CURRENT VENDOR	☒ YES	☐ NO			PHONE	(302) 740-6400	EXT
VENDOR #	106000				EMAIL	rob@amanecer.org	FAX #

ADDITIONAL NOTES	

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

N/A

VI. OTHER, PLEASE EXPLAIN

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RESOLUTION NO. 23-191

AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH CHILD INC. TO HIRE ADDITIONAL COMMUNITY HEALTH WORKERS TO PROVIDE CASE MANAGEMENT AND OTHER SUPPORT TO WOMEN AND CHILDREN IMPACTED BY DOMESTIC VIOLENCE FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE IN THE AMOUNT OF \$375,000.00

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local to Fiscal Recovery ("CSLFR") funds
3 under the American Rescue Plan Act of 2021 ("ARPA"), Pub. Law. No. 117-2 from the
4 United States Department of the Treasury ("Treasury"); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 "Ordinances") appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with Child
16 Inc. to comply with the Uniform Guidance, 2 CFR Part 200; and
17

18 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
19 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
20 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
21 and
22

23 **WHEREAS**, the subaward agreement with Child Inc. contemplates transfers of up
24 to \$375,000.00 to hire additional Community Health Workers to provide case
25 management and other support services to women and children impacted by domestic
26 violence.
27

28 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
29 Castle County that County Council hereby approves the subaward agreement listed on
30 the attached Exhibit "A," entitled "New Castle County Purchase Requisition/Justification
31 Form," as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
32 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

Child Inc.

\$375,000.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$375,000.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION			VENDOR INFORMATION				
NAME	Tonya M. Adkins		FISCAL YR	2024	NAME	Child Inc.	
DEPARTMENT	ADMINISTRATION_12		FUND	110 GRANTS	ADDRESS	507 Philadelphia Pike	
ORGANIZATION	11122013 ADMIN - FIN - GRANTS					Wilmington, DE 19809	
PHONE	(302) 395-5076		REQ#	2406509			
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES	☐ NO			CONTACT NAME	Lori Sitler, Ph.D	
CURRENT VENDOR	☒ YES	☐ NO			PHONE	(302) 762-8989	EXT
VENDOR #	101251				EMAIL	lsitler@childinc.com	FAX #

ADDITIONAL NOTES	

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

This project is to support Child Inc. in hiring additional Community Health Workers to provide case management and other support to women and children impacted by domestic violence.

To meet the exacerbated need stemming from the pandemic.

N/A

V. IS THIS A PASS THROUGH GRANT?		IF YES, AGENCY
☒ YES	☐ NO	

IF YES, AGENCY

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RESOLUTION NO. 23-192

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH
DELAWARE CENTER FOR JUSTICE, INC. TO SUPPORT THE ADULT VICTIM
SERVICES (AVS) PROGRAM FOR THE DEPARTMENT OF ADMINISTRATION,
OFFICE OF FINANCE IN THE AMOUNT OF \$50,000.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local to Fiscal Recovery (“CSLFR”) funds
3 under the American Rescue Plan Act of 2021 (“ARPA”), Pub. Law. No. 117-2 from the
4 United States Department of the Treasury (“Treasury”); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 “Ordinances”) appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with
16 Delaware Center for Justice, Inc. to comply with the Uniform Guidance, 2 CFR Part 200;
17 and
18

19 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
20 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
21 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
22 and
23

24 **WHEREAS**, the subaward agreement with Delaware Center for Justice, Inc.
25 contemplates transfers of up to \$50,000.00 to assist clients and overcome the impact of
26 crime and trauma.
27

28 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
29 Castle County that County Council hereby approves the subaward agreement listed on
30 the attached Exhibit “A,” entitled “New Castle County Purchase Requisition/Justification
31 Form,” as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
32 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

Delaware Center for Justice, Inc.

\$50,000.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$50,000.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION			VENDOR INFORMATION						
NAME	Tonya M. Adkins		FISCAL YR	2024	NAME	Delaware Center for Justice, Inc.			
DEPARTMENT	ADMINISTRATION_12		FUND	110 GRANTS	ADDRESS	100 West 10th Street, Suite 905			
ORGANIZATION	11122013 ADMIN - FIN - GRANTS					Wilmington, DE 19801			
PHONE	(302) 395-5076		REQ#	2406512					
DELIVERY LOCATION									
SEND VENDOR PO	☒ YES	☐ NO			CONTACT NAME	David Bever			
CURRENT VENDOR	☒ YES	☐ NO			PHONE	(302) 658 - 7174		EXT	
VENDOR #	109920				EMAIL	dbever@dcjustice.org		FAX #	

ADDITIONAL NOTES	

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

To support the Adult Victim Services (AVS) Program.

To assist clients overcome the impact of crime and trauma.

Clients will have less access to the services provided by the organization.

V. IS THIS A PASS THROUGH GRANT?		☒ YES	☐ NO	IF YES, AGENCY	[Redacted]
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IF YES, AGENCY _____

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RESOLUTION NO. 23-193

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH
DELAWARE COALITION AGAINST GUN VIOLENCE TO ESTABLISH A
COMMUNITY VIOLENCE INTERVENTION PILOT PROGRAM FOR THE
DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE
IN THE AMOUNT OF \$65,000.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local to Fiscal Recovery (“CSLFR”) funds
3 under the American Rescue Plan Act of 2021 (“ARPA”), Pub. Law. No. 117-2 from the
4 United States Department of the Treasury (“Treasury”); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 “Ordinances”) appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with
16 Delaware Coalition Against Gun Violence to comply with the Uniform Guidance, 2 CFR
17 Part 200; and
18

19 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
20 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
21 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
22 and
23

24 **WHEREAS**, the subaward agreement with Delaware Coalition Against Gun
25 Violence contemplates transfers of up to \$65,000.00 to pursue four goals of
26 understanding violence from the community’s perspective, raising community awareness,
27 implementing prevention programming, and connecting communities to support services.
28

29 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
30 Castle County that County Council hereby approves the subaward agreement listed on
31 the attached Exhibit “A,” entitled “New Castle County Purchase Requisition/Justification
32 Form,” as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
33 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

Delaware Coalition Against Gun Violence \$65,000.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$65,000.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION			VENDOR INFORMATION				
NAME	Tonya M. Adkins		FISCAL YR	2024	NAME	Delaware Coalition Against Gun Violence	
DEPARTMENT	ADMINISTRATION_12		FUND	110 GRANTS	ADDRESS	2 Penns Way, Suite 305	
ORGANIZATION	11122013 ADMIN - FIN - GRANTS					New Castle, DE 19720	
PHONE	(302) 395-5076		REQ#	2406512			
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES	☐ NO			CONTACT NAME	Traci Manza Murphy	
CURRENT VENDOR	☒ YES	☐ NO			PHONE	302-893-5528	EXT
VENDOR #	109008				EMAIL	tracimurphy@decagv.org	FAX #

ADDITIONAL NOTES	

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

The project proposes to establish a community violence intervention pilot program.

To pursue four goals: understanding violence from the community's perspective, raising community awareness, implementing prevention programming, and connecting communities to support services.

N/A

V. IS THIS A PASS THROUGH GRANT?		IF YES, AGENCY
☒ YES	☐ NO	

IF YES, AGENCY

--

RESOLUTION NO. 23-194

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH FAIR
CHANCE TO PARTIALLY FUND THE HOPE CENTERS CAREER SERVICE
PROGRAM FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE
IN THE AMOUNT OF \$100,000.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local Fiscal Recovery (“CSLFR”) funds under
3 the American Rescue Plan Act of 2021 (“ARPA”), Pub. Law. No. 117-2 from the United
4 States Department of the Treasury (“Treasury”); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 “Ordinances”) appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with FAIR
16 CHANCE to comply with the Uniform Guidance, 2 CFR Part 200; and
17

18 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
19 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
20 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
21 and
22

23 **WHEREAS**, the subaward agreement with FAIR CHANCE contemplates transfers
24 of up to \$100,000.00 to partially fund the Career Services program at the New Castle
25 Hope Center.
26

27 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
28 Castle County that County Council hereby approves the subaward agreement listed on
29 the attached Exhibit “A,” entitled “New Castle County Purchase Requisition/Justification
30 Form,” as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
31 § 2.02.004.

Adopted by County Council of
New Castle County on: 11/14/2023

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

Fair Chance

\$100,000.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$100,000.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION				VENDOR INFORMATION			
NAME	Tonya M. Adkins			FISCAL YR	2024	NAME	Fair Chance
DEPARTMENT	ADMINISTRATION_12			FUND	110 GRANTS	ADDRESS	9457 South University Blvd #526
ORGANIZATION	11122013 ADMIN - FIN - GRANTS						Highlands Ranch, CO 80126
PHONE	(302) 395-5076			REQ#	2406513		
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES	☐ NO				CONTACT NAME	Kathy McIntyre
CURRENT VENDOR	☒ YES	☐ NO				PHONE	720-695-8790
VENDOR #	109275					EXT	
						EMAIL	Kathy@coloradocareerproject.c
						FAX #	

ADDITIONAL NOTES	

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

To support Fair Chance Career Services program provided at the New Castle Hope Center.

Fair Chance offers empowerment training to increase volition and self-esteem, interviews, career services (resumes, Joblink, job databases), and Advocacy-placement in which Fair Chance actively represents and promotes candidates to employers.

The Fair Chance program will end at the Hope Center.

☐ YES ☒ NO

☒ YES ☐ NO

VI. OTHER, PLEASE EXPLAIN

10/25/2023

RESOLUTION NO. 23-195

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH YWCA
DELAWARE, INC. TO PROVIDE PREVENTION AND SUPPORT RESOURCES TO
THE YOUTH FROM ROSEGATE AND RICHARDSON PARK PROMOTING
WELLBEING AND PROTECTIVE FACTORS AGAINST VIOLENCE FOR THE
DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE
IN THE AMOUNT OF \$244,110.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local Fiscal Recovery ("CSLFR") funds under
3 the American Rescue Plan Act of 2021 ("ARPA"), Pub. Law. No. 117-2 from the United
4 States Department of the Treasury ("Treasury"); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 "Ordinances") appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with the
16 YWCA Delaware, Inc. to comply with the Uniform Guidance, 2 CFR Part 200; and
17

18 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
19 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
20 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
21 and
22

23 **WHEREAS**, the subaward agreement with YWCA Delaware, Inc. contemplates
24 transfers of up to \$244,110.00 to assist the target population of youth who are
25 underserved by other school and community resources, and therefore have an increased
26 risk of delayed graduation from high school, teen pregnancy, and relationship violence,
27 as indicated by anti-social behavior and high Adverse Childhood Experience (ACE)
28 scores. These students require meaningful support, understanding mentorship, and
29 prudent guidance in order to develop resilience and succeed despite a disadvantaged
30 beginning.
31

32 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
33 Castle County that County Council hereby approves the subaward agreement listed on
34 the attached Exhibit "A," entitled "New Castle County Purchase Requisition/Justification
35 Form," as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
36 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

YWCA Delaware, Inc. \$244,110.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$244,110.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION			VENDOR INFORMATION				
NAME	Tonya M. Adkins		FISCAL YR	2024	NAME	YWCA Delaware, Inc.	
DEPARTMENT	ADMINISTRATION_12		FUND	110 GRANTS	ADDRESS	100 W. 10th Street, Suite 515	
ORGANIZATION	11122013 ADMIN - FIN - GRANTS					Wilmington, DE 19801 - 6604	
PHONE	(302) 395-5076		REQ#	2406514			
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES	☐ NO			CONTACT NAME	Rebecca Cotto	
CURRENT VENDOR	☒ YES	☐ NO			PHONE	302-655-0039	EXT
VENDOR #	100393				EMAIL	RCotto@ywcade.org	FAX #

ADDITIONAL NOTES	

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

Project will connect youth in neighborhoods Rosegate and Richardson Park with prevention and support resources, promoting wellbeing and protective factors against violence.

Our target population will be youth who are underserved by other school and community resources, and therefore at increased risk of delayed graduation from high school, teen pregnancy, and relationship violence, as indicated by anti-social behavior and high Adverse Childhood Experience (ACE) scores. These students require meaningful support, understanding mentorship, and prudent guidance in order to develop resilience and succeed despite a disadvantaged beginning.

N/A

IV. IS THIS A PASS THROUGH GRANT? ☒ YES ☐ NO		IF YES, AGENCY
---	--	-----------------------

IF YES, AGENCY _____

[illegible]

Page 73 of 158

RESOLUTION NO. 23-196

**AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH YWCA
DELAWARE, INC. TO SUSTAIN AND EXPAND SERVICES AND CONTINUE TO
PROVIDE A 24/7 SURVIVOR HELPLINE WITH NO CUTS TO ESSENTIAL
SERVICES, OPERATING HOURS, OR SURVIVORS SUPPORTED FOR THE
DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE
IN THE AMOUNT OF \$344,075.00**

1 **WHEREAS**, New Castle County, as an eligible recipient, received a total of
2 \$108,531,220.00 in Coronavirus State and Local Fiscal Recovery ("CSLFR") funds under
3 the American Rescue Plan Act of 2021 ("ARPA"), Pub. Law. No. 117-2 from the United
4 States Department of the Treasury ("Treasury"); and
5

6 **WHEREAS**, New Castle County Ordinance 21-129 and Ordinance 22-097 (the
7 "Ordinances") appropriated the full amount of these CSLFR funds from the Department
8 of the Treasury to the American Rescue Plan Act Grant for New Castle County to respond
9 to the COVID-19 public health emergency and its negative economic impacts; and
10

11 **WHEREAS**, the Ordinances appropriated funding for Non-Profit Grants, which
12 contemplated providing funds for non-profit organizations addressing pandemic-related
13 needs in the community; and
14

15 **WHEREAS**, New Castle County must enter into a subaward agreement with the
16 YWCA Delaware, Inc. to comply with the Uniform Guidance, 2 CFR Part 200; and
17

18 **WHEREAS**, *New Castle County Code* § 2.02.004 requires that all contracts
19 involving expenditures of funds in excess of \$50,000.00 in aggregate to one vendor in a
20 fiscal year, which are not competitively bid, be approved by Resolution of County Council;
21 and
22

23 **WHEREAS**, the subaward agreement with YWCA Delaware, Inc. contemplates
24 transfers of up to \$344,075.00 to sustain and expand services primarily serving
25 individuals facing mental health consequences, homelessness, and economic impacts as
26 a result of domestic and sexual violence, greatly exacerbated by the effects of COVID-19
27 (the housing crisis; inflation; increased demand for domestic violence and sexual assault
28 services).
29

30 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
31 Castle County that County Council hereby approves the subaward agreement listed on
32 the attached Exhibit "A," entitled "New Castle County Purchase Requisition/Justification
33 Form," as a valid contract in excess of \$50,000.00 pursuant to *New Castle County Code*
34 § 2.02.004.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the execution of the listed subaward agreement.

Department of Administration, Office of Finance

YWCA Delaware, Inc. \$344,075.00

FISCAL IMPACT: This Resolution authorizes the execution of one subaward agreement totaling \$344,075.00. Funding is included in the FY2024 Approved Grant Budget in the American Rescue Plan Act Grant.

Michael Smith
Chief Financial Officer

REQUISITIONER INFORMATION				VENDOR INFORMATION			
NAME	Tonya M. Adkins			FISCAL YR	2024	NAME	YWCA Delaware, Inc.
DEPARTMENT	ADMINISTRATION_12			FUND	110 GRANTS	ADDRESS	100 W. 10th Street, Suite 515
ORGANIZATION	11122013 ADMIN - FIN - GRANTS						Wilmington, DE 19801 -6604
PHONE	(302) 395-5076			REQ#	2406510		
DELIVERY LOCATION							
SEND VENDOR PO	☒ YES		☐ NO			CONTACT NAME	Elizabeth McCourt
CURRENT VENDOR	☒ YES		☐ NO			PHONE	302-655-0039
VENDOR #	100393					EXT	
						EMAIL	emccourt@ywcade.org
						FAX #	

ADDITIONAL NOTES	

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

YWCA operates Delaware's only Sexual Assault Response Center (SARC). This project allows YWCA to sustain and expand services. YWCA will continue to provide a 24/7 survivor helpline with no cuts to essential services, operating hours, or survivors supported.

This project primarily serves disproportionately impacted individuals facing mental health consequences, homelessness and economic impacts as a result of domestic and sexual violence, greatly exacerbated by the effects of COVID-19 (the housing crisis; inflation; increased demand for domestic violence and sexual assault services).

Funding from the County will sustain services to 5,000 survivors/year--and meet the growing need for involved case management and counseling services in the aftermath of abuse--in the context of decreased funding opportunities.

V. IS THIS A PASS THROUGH GRANT?	☒ YES	☐ NO	IF YES, AGENCY	
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IF YES, AGENCY	
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RESOLUTION NO. 23-197

**TO AMEND NEW CASTLE COUNTY COUNCIL
PROCEDURAL RULE NO. 2.4 (“CHANGES TO LEGISLATION”) REGARDING
ORDERLY CONSIDERATION OF AMENDMENTS TO LEGISLATION**

1 **WHEREAS**, from time to time, it becomes necessary to update and amend New
2 Castle County Council’s Procedural Rules; and
3

4 **WHEREAS**, like many legislative bodies, County Council has the authority to
5 adopt its own internal rules of procedure outlining the process to be followed (see
6 *Delaware Code* Title 9, Section 1150); and
7

8 **WHEREAS**, the authority granted by the General Assembly to County Council
9 applies broadly; and
10

11 **WHEREAS**, County Council Rules provide no guidance as to the process to follow
12 when competing amendments to a piece of legislation are before Council for its
13 consideration; and
14

15 **WHEREAS**, other jurisdictions have enacted orderly rules to be followed in such
16 circumstances, and it would be wise for Council to adopt similar rules; and
17

18 **WHEREAS**, County Council has deemed it necessary to amend its
19 Procedural Rules regarding the process applicable to proposed amendments to
20 legislation to ensure that the amendments are considered by Council in an orderly
21 sequence and in a predictable manner; and
22

23 **WHEREAS**, a clear procedure for amendment of legislation will ensure a well-
24 structured and deliberate process, which is for the ultimate benefit of New Castle
25 County and its residents.
26

27 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
28 Castle County that County Council hereby amends County Council Procedural Rule
29 No. 2.4 (“Changes to Legislation”) by adding the material that is underscored and
30 deleting the material that is stricken, as set forth below.
31

32 **2.4. Changes to legislation...**
33

34 2.4.2. *Floor Amendments*. Floor amendments (second and yay/nay or roll call vote
35 required) to amend existing legislation may be sponsored/moved brought before
36 Council by any Council ~~m~~Member ~~at any time~~ before final action is taken on the
37 legislation, subject to Rule 2.4.2.1. The moving Council member shall briefly
38 summarize the floor amendment prior to vote. Appendix 4 (sample floor
39 amendment).
40
41

2.4.2.1. Proposed known floor amendments shall be submitted via electronic mail to the Clerk of Council consistent with all deadlines established elsewhere in Council Rules, including Rule 2.4.2.3. Upon receipt of each proposed known floor amendment and as proof of submission, the Clerk will contemporaneously assign a number to each proposed amendment in the order in which the Clerk received the floor amendment (for ex., Floor Amendment No. 1 for the first received, Floor Amendment No. 2 for the second received, etc.), which shall thereafter reflect the amendment number.

The proposed known floor amendments shall then be considered by Council in the numerical sequence assigned by the Clerk to the proposed floor amendments. Unless a Council Member is amenable to cede their numerical position or withdraw a proposed floor amendment, there shall be no deviation from the assigned order. Moreover, proposed amendments that were not previously known and are raised on the floor of Council during debate are to be recognized and to proceed in the order in which they were raised after Council has considered all previously submitted known floor amendments.

2.4.2.1.2 Unless withdrawn, Each proposed floor amendment shall be considered and voted upon before the vote on the underlying proposed ordinance. If the a floor amendment is adopted, the sponsor of the original legislation shall either move to have the legislation, as amended, read by title only with amendment 1, 2 and/or 3, etc. and placed before Council for consideration (second and yay/nay or roll call vote required), or withdraw the original legislation.

2.4.2.2.3 ...

2.4.2.3.4

2.4.2.4.5

2.4.2.5.6

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: The proposed revisions to New Castle County Council Procedural Rule 2.4 provide for an orderly and predictable process for the consideration of proposed floor amendments to legislation, as found in other jurisdictions including the Delaware House of Representatives.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this legislation.

RESOLUTION NO. 23-198

**TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 3
("SPONSORSHIP AND MANAGEMENT OF LEGISLATION")
REGARDING MANAGEMENT OF LEGISLATION**

WHEREAS, from time to time, it becomes necessary to update and revise New Castle County Council's Procedural Rules; and

WHEREAS, like many legislative bodies, County Council has the authority to adopt its own internal rules of procedure outlining the process to be followed (see *Delaware Code* Title 9, Section 1150); and

WHEREAS, the authority granted by the General Assembly to County Council applies broadly; and

WHEREAS, Council Rules pertaining to when a Council member is absent from a Council meeting but would like the legislation to proceed without delay need to be clarified; and

WHEREAS, other jurisdictions have established precise and orderly rules to be followed in such circumstances; and

WHEREAS, County Council has deemed it necessary to amend its Procedural Rules regarding the process to be followed when the prime sponsor of legislation is absent to ensure that the process plays out in an orderly and predictable manner; and

WHEREAS, a clearly defined procedure will lead to a structured and deliberate process, which is to the benefit of New Castle County and its residents.

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County that County Council hereby amends County Council Procedural Rule No. 3.1 ("Sponsorship") by adding the material that is underscored and deleting the material that is stricken, as set forth below.

RULE NO. 3. SPONSORSHIP AND MANAGEMENT OF LEGISLATION.

3.1. Sponsorship.

3.1.1. The prime sponsor floor manages the legislation and is the only Council member who can introduce, table, lift from the table, substitute, and/or withdraw the legislation. ~~Notwithstanding the foregoing, in the absence of the sponsor, any co-sponsor can introduce, table, lift from the table, or place legislation before Council for consideration.~~

42 In the absence of the prime sponsor, legislation shall be floor managed by a
43 co-prime sponsor or a Member designated in writing (electronic mail is
44 sufficient) by the prime sponsor to the Council President and the Clerk. In
45 the absence of the prime sponsor or any co-prime sponsor and there being
46 no Member designated to floor manage the legislation by the prime sponsor,
47 then the legislation will be laid on the table or postponed to a date certain.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This proposed revision to New Castle County Council Procedural Rule 3.1 provides for an orderly and predictable process for the consideration of legislation when the prime sponsor is absent from a Council meeting, but wants to ensure that Council is able to consider the legislation without delay. The proposed rule changes are similar to the process found in other jurisdictions.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this resolution.

RESOLUTION NO. 23-199

**TO AMEND NEW CASTLE COUNTY COUNCIL
PROCEDURAL RULE NO. 4 RELATING TO
BOARD AND COMMISSION APPOINTMENTS**

1 **WHEREAS**, from time to time, it becomes necessary to update and revise
2 New Castle County Council's Procedural Rules; and
3

4 **WHEREAS**, like many legislative bodies, the County Council has the
5 authority to adopt its own internal rules of procedure outlining the process to be
6 followed (see *Delaware Code* Title 9, Section 1150); and
7

8 **WHEREAS**, the authority granted by the General Assembly to County
9 Council applies broadly; and
10

11 **WHEREAS**, County Council has found it necessary to amend its Procedural
12 Rules regarding the process for appointment of candidates to County boards and
13 commissions; and
14

15 **WHEREAS**, County Council endeavors to identify candidates who
16 collectively culminate in a balanced blend of members on each board and
17 commission who best promote and reflect diversity of thought, knowledge, and
18 experience; and
19

20 **WHEREAS**, Council Members know their Districts best; given this, the
21 District Council Member is the only Member of Council who should sponsor
22 legislation appointing a candidate from their District; and
23

24 **WHEREAS**, amending the Council's Procedural Rules consistent with the
25 above will lead to parity among Council Members, in addition to providing clarity,
26 predictability, and transparency surrounding the process; and
27

28 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
29 Castle County that County Council hereby amends New Castle County Council
30 Procedural Rule No. 4 ("Ordinances and Resolutions (collectively, "Legislation")) by
31 adding the material that is underscored and deleting the material that is stricken as
32 set forth below.
33

34 **RULE NO. 4. REGULAR COUNCIL MEETINGS.**

35
36 **4.5. Consideration of Certain Types of Legislation and/or Variances.**

37 ...

38 **4.5.7. Consideration of Resolutions for Board and/or Commission Appointments**

39 ...

40 4.5.7.5. *Appointments*. The Council Member in whose District a
41 candidate for a board or commission resides is the only Council

42 Member who may sponsor and advance the Resolution to approve the
43 applicant's candidacy. For purposes of verifying the applicable
44 Councilmanic District, the primary personal address of the candidate
45 must be submitted to the Clerk of Council, who shall maintain the
46 confidentiality of such information.

47 Adopted by County Council of
48 New Castle County on:
49

50 _____
51 Karen Hartley-Nagle
52 President of County Council
53 of New Castle County

SYNOPSIS: The proposed rule change would provide clarity and predictability to County Council's Procedural Rules. Moreover, the proposed rule change would clarify that the Council Member in whose District a candidate for a board or commission resides is the only Council Member who may sponsor and advance the Resolution to approve the candidate. Additionally, the primary personal address of the candidate must be submitted to the Clerk of Council.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this resolution.

RESOLUTION NO. 23-200

**TO AMEND NEW CASTLE COUNTY COUNCIL
PROCEDURAL RULE NO. 2 REGARDING CONSIDERATION OF LEGISLATION**

WHEREAS, from time to time, it becomes necessary to update and revise New Castle County Council's Procedural Rules; and

WHEREAS, like many legislative bodies, County Council has the authority to adopt its own internal rules of procedure outlining the process to be followed (see *Delaware Code* Title 9, Section 1150); and

WHEREAS, the authority granted by the General Assembly to County Council applies broadly; and

WHEREAS, County Council has deemed it necessary to amend its Procedural Rules regarding the deadlines to submit proposed changes to legislation, including substitutes and known floor amendments, to the Clerk of Council to provide for greater uniformity between Council Rules and increased legal notice to all of Council of known floor amendments; and

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County that County Council hereby amends New Castle County Council Procedural Rule No. 2 ("Ordinances and Resolutions (collectively, "Legislation")) by adding the material that is underscored and deleting the material that is stricken as set forth below.

**RULE NO. 2. ORDINANCES AND RESOLUTIONS (COLLECTIVELY,
"LEGISLATION").**

...
2.3. Legislation Review and Submittal Deadlines.

2.3.4. ~~Substitutes containing substantive changes, rather than minor~~
~~typographical, stylistic or grammatical corrections, being introduced shall~~
~~be electronically submitted to the Clerk of Council electronically and in~~
~~hard copy on or before by 12 noon ten o'clock (10:00) a.m. the day before~~
~~Thursday prior to the Council meeting during which they will be introduced~~
~~or considered. The Clerk will thereafter promptly distribute the substitute~~
~~to all Council Members. Substitutes with non-substantive changes shall~~
~~be submitted by the legislative aide to the Clerk and all of Council at least~~
~~by the Wednesday morning before the meeting to permit time to amend~~
~~the agenda.~~

2.3.5. Sample notification and publication calendar.

Sunday 1	Monday 2	Tuesday 3	Wednesday 4	Thursday 5	Friday 6	Saturday 7
	10:00 am Notice <u>Submission to</u> Clerk of new legislation to be introduced at 1 st monthly mtg			10:00 Notice- of any- substitutes to- legislation at 1 st monthly mtg		
8	9	10	11	12	13	14
	New legislation to be introduced at 2 nd monthly mtg- to be submitted for administration, law review, and fiscal note 12 noon <u>Submission to</u> Clerk of any substitutes and known floor amendments to legislation at 1 st monthly mtg	7:00 6:30 pm 1 st monthly Council mtg; new legislation to be introduced at 2 nd monthly mtg to be submitted for fiscal note	10:00 Notice- to Clerk of previously introduced legislation to be considered at 2 nd monthly mtg			Publication of ordinances- introduced this week and ordinances to undergo consideration- at 2 nd monthly mtg
15	16	17	18	19	20	21
<u>Publication of</u> <u>ordinances</u> <u>introduced</u> <u>this week and</u> <u>ordinances to</u> <u>undergo</u> <u>consideration</u> <u>at 2nd monthly</u> <u>mtg</u>	10:00 am <u>Submission</u> Notice to Clerk of new legislation to be introduced at 2 nd monthly mtg			10:00 Notice- of any- substitutes to- legislation at 2 nd monthly mtg		
22	23	24	25	26	27	28
	New legislation to be introduced at 1 st monthly mtg to be submitted for administration- law review, and fiscal notes; 12 noon <u>Submission</u> to Clerk of any substitutes and known floor amendments to legislation at 2 nd monthly mtg	7:00 6:30 2 nd monthly Council mtg; New legislation to be introduced at 1 st monthly mtg to be submitted for fiscal notes	10:00 Notice- to Clerk of previously introduced legislation to be considered at 2 nd monthly mtg			Publication of ordinances- introduced- this week and ordinances to undergo consideration- at 1 st monthly mtg
29						
<u>Publication of</u> <u>ordinances</u> <u>introduced this</u> <u>week and</u> <u>ordinances to</u> <u>undergo</u> <u>consideration at</u> <u>1st monthly mtg</u>						

2.4. Changes to legislation

2.4.1 *Substitutes*. A substitute ordinance may be introduced by the sponsor of the original ordinance. If a substitute ordinance contains other than grammatical, typographical, or formatting corrections or changes, the substitute must be provided to the Clerk of Council electronically and in

52 ~~hard copy by 10:00 a.m. the Thursday before the Council meeting at which~~
53 ~~the substitute will be introduced or acted upon. The substitute shall render~~
54 null and void prior versions of the ordinance. The title of a substitute
55 ordinance must be identical to the title of the ordinance for which it is a
56 substitute and may not add matter not embraced in the title. The sponsor
57 shall briefly summarize the changes in the substitute prior to the vote.

58
59 2.4.2.3. Known ~~F~~ Floor amendments (if known) shall be submitted to the Clerk of
60 Council electronically by ~~and in hard copy on or before four o'clock (4:00)~~
61 ~~p.m. 12 noon on the day before the ordinance is being to be considered~~
62 by Council. ... Floor amendments that arise after such time, and are
63 enacted, shall be incorporated into the passed legislation ~~and provided~~
64 ~~to the Clerk the day following the Council meeting.~~

65 Adopted by County Council of
66 New Castle County on:

67
68
69 _____
70 Karen Hartley-Nagle
71 President of County Council
of New Castle County

SYNOPSIS: The proposed rule changes provide clarity to Council's Procedural Rules while, at the same time, providing consistency and uniformity to the Rules by making the deadline to submit a substitute and a known floor amendment mirror one another. Furthermore, the net effect of the proposed revisions is to provide Council with more reasonable time and notice of proposed floor amendments. Finally, the Resolution also makes housekeeping corrections relating to outdated practices and meeting start times.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this legislation.

RESOLUTION NO. 23-201

**CONSENTING TO INVESTMENT LISTING CHANGES
IN THE DEFERRED COMPENSATION PLAN
PURSUANT TO NEW CASTLE COUNTY CODE SECTION 26.03.206**

1 **WHEREAS**, as a benefit to New Castle County employees, Section 26.03.206 of
2 the *New Castle County Code* (the “Code”) requires the establishment of a Deferred
3 Compensation Plan (the “Plan”) that is managed by an approved administrator; and
4

5 **WHEREAS**, the Code establishes a Deferred Compensation Committee (the
6 “Committee”), which administers the Plan; and
7

8 **WHEREAS**, an accepted investment listing shall be approved by the Deferred
9 Compensation Committee and included in the agreement signed with the approved
10 administrators, which listing shall include categories of accepted investments, but shall in
11 no way imply that the County approves or is responsible for any specific investment
12 decisions made by the employee under the categories stipulated; and
13

14 **WHEREAS**, the Code requires the Committee recommend the terms of the
15 agreements with administrators, which agreements shall not be valid until approved by
16 the resolution of the County Council; and
17

18 **WHEREAS**, on February 25, 2014, County Council adopted a resolution
19 consenting to Metropolitan Life Insurance Company (“MetLife”) as an administrator of the
20 Plan; and
21

22 **WHEREAS**, on March 25, 2014, County Council authorized the County Executive
23 to sign the Services Agreement with MetLife (the “Agreement”); and
24

25 **WHEREAS**, the Agreement lists the funds available under the Plan in Appendix B;
26 and
27

28 **WHEREAS**, on June 25, 2014, the County executed the Agreement; and
29

30 **WHEREAS**, on June 20, 2017, the Agreement was extended and amended to
31 incorporate, among other things, changes to the funds available under the Plan, effective
32 July 1, 2017; and
33

34 **WHEREAS**, the Agreement, as amended, was extended each year through June
35 30, 2024, with no change to the terms and conditions; and
36

37 **WHEREAS**, after a comprehensive analysis, the Committee recommended
38 several changes to the accepted investment listings, effective January 2, 2024.
39

40 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council of New
41 Castle County that County Council hereby approves the investment listing changes, as
42 set forth in Exhibit “A” hereto.

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: This Resolution approves the investment listing changes to the MetLife Services Agreement, as amended, as set forth in Exhibit A.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this resolution.

Exhibit A – Attached Investment Listing Change.

New Castle County 457(b) Deferred Compensation Plan Investment Listing Changes

R23-201

[illegible]

Prime Sponsor(s): Mr. Sheldon
Requested by: Land Use Department
Date of introduction: November 14, 2023

RESOLUTION NO. 23-202

**PLAN OF DELAWARE STATE POLICE TROOP 6; CHRISTIANA HUNDRED; WEST
SIDE OF ALBERTSON BOULEVARD; MAJOR LAND DEVELOPMENT PLAN THAT
PROPOSES TO DEMOLISH EXISTING BUILDINGS AND CONSTRUCT 57,628
SQUARE FEET OF NEW BUILDINGS AND ASSOCIATED IMPROVEMENTS; SR
ZONING; APPLICATION NO. 2022-0499-S; COUNCIL DISTRICT 9**

1 **NOW, THEREFORE, BE IT RESOLVED**, by and for the County Council of New
2 Castle County that County Council hereby approves the following major land development
3 plan, Plan of Delaware State Police Troop 6 (Application No. 2022-0499-S), as heretofore
4 approved by the Land Use Department, and the President of County Council is hereby
5 authorized to endorse her approval upon the following plan.

**PLAN OF DELAWARE STATE POLICE TROOP 6
Christiana Hundred**

Adopted by County Council of
New Castle County on:

President of County Council
of New Castle County

SYNOPSIS: Same as title

FISCAL IMPACT: This will have no immediately discernible fiscal impact on the county but, if the parcel is developed in accordance with this record plan, there may be one or more fiscal effects on New Castle County government including, but not limited to, an increase in the assessed value of the property with the resultant increase in taxes collectible thereon and an increased demand for County services.



Department of Land Use

MEMORANDUM

TO: Council President
Members of County Council
Counsel to Council
Clerk of County Council

FROM: Charuni Patibanda

RE: Application Number 2022-0499-S
Delaware State Police Troop 6
Record Major Land Development Plan

DATE: October 24, 2023

Enclosed for Council's review and consideration of approval are paper prints of the above-referenced plan. The Department has determined that this proposal complies with all applicable requirements of the New Castle County Code.

A suggested title and synopsis are attached.

cc: Matthew Meyer, County Executive
Vanessa Phillips, Chief Administrative Officer
Brian Boyle, Senior Policy Director

Plan of Delaware State Police Troop 6; Christiana Hundred; West side of Albertson Boulevard; Major Land Development Plan that proposes to demolish existing buildings and construct 57,628 square feet of new buildings and associated improvements; SR zoning; Council District 9.

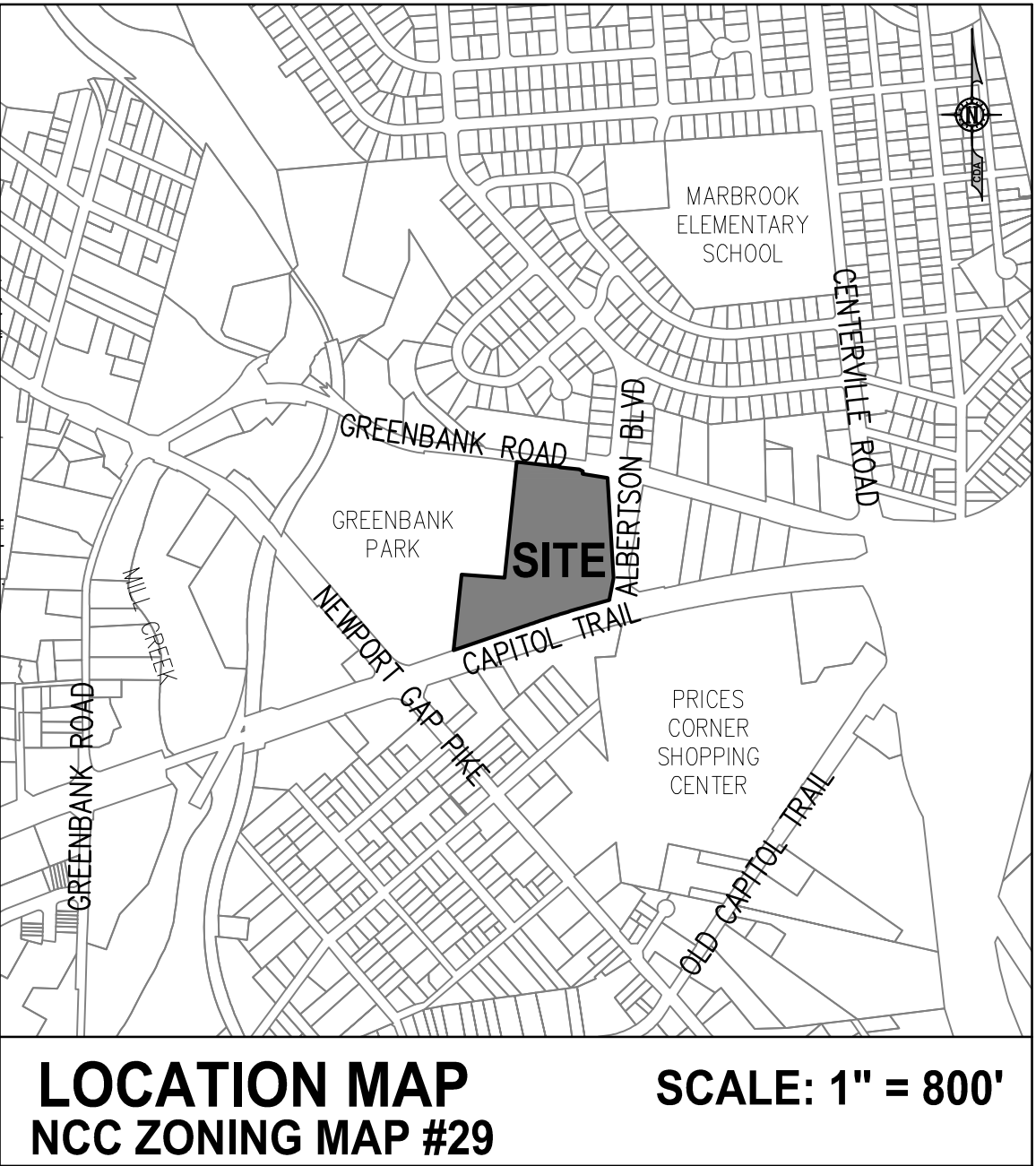
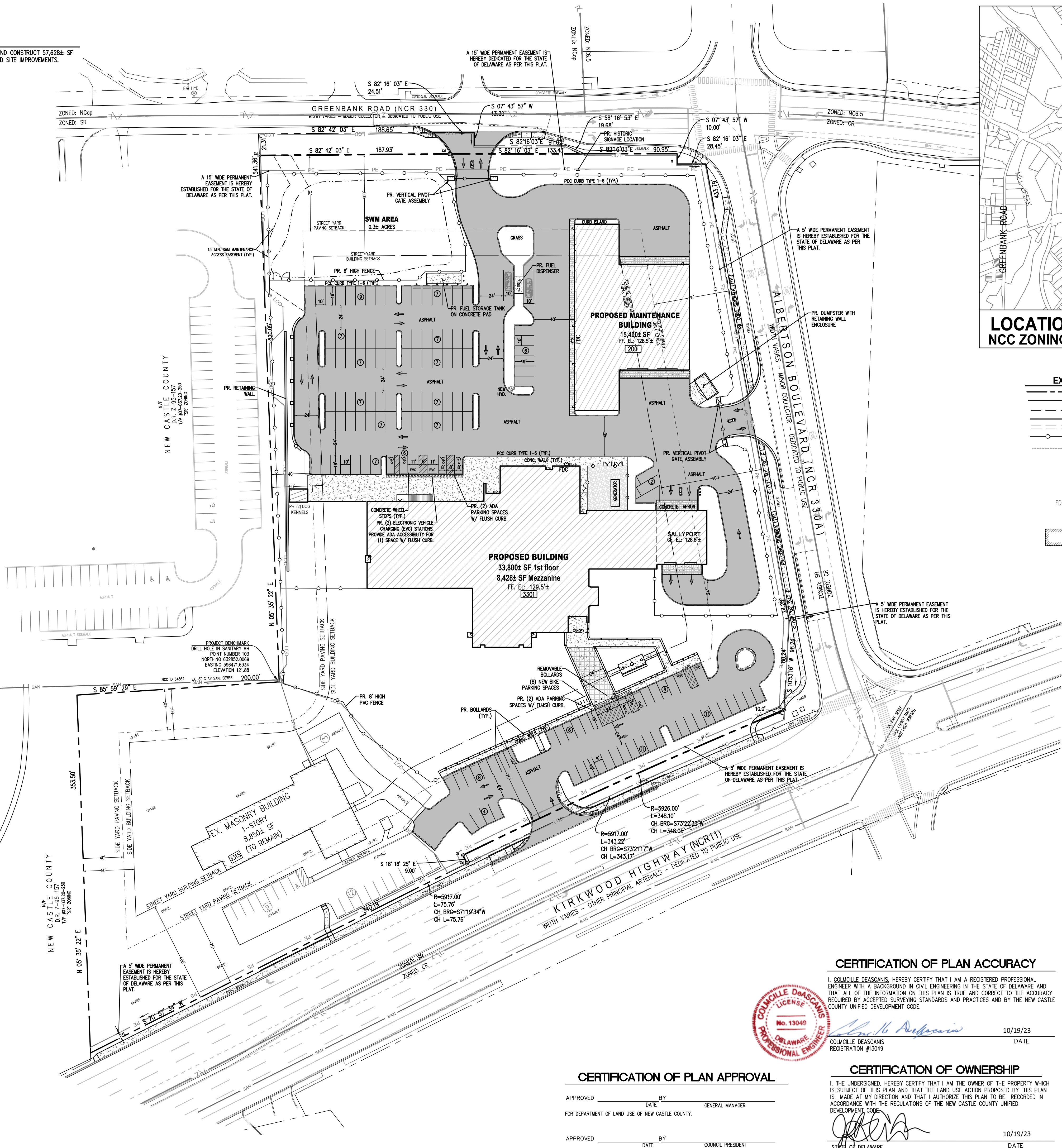
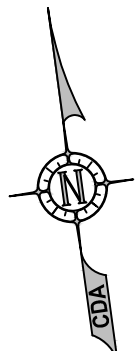
Synopsis: Same as title

SITE DATA

1. OWNER ADDRESS: STATE OF DELAWARE C/O DEPART. OF SAFETY AND HOMELAND SECURITY
245 WKEE ROAD 800 S. BAY ROAD, SUITE 2
DOVER, DE 19904 DOVER, DE 19901
302-744-2680
2. PROPERTY ADDRESS: 3301 KIRKWOOD HIGHWAY
WILMINGTON, DE 19808
3. TAX PARCEL NUMBER: 07-037.20-246
4. AREA OF PARCEL: 8.92± ACRES
0.19± ACRES (DELDOT ROW DEDICATION)
8.73± ACRES TOTAL
5. ZONING: SR - SUBURBAN RESERVE
PROPOSED USE: OTHER PERMITTED USES
INSTITUTIONAL - PUBLIC SERVICE
- | LOT AREA | LOT WIDTH | STREET YARD | SIDE YARD | REAR YARD | PAVING SETBACK
STREET / OTHER | BUILDING
HEIGHT |
|----------|-----------|-------------|-----------|-----------|----------------------------------|--------------------|
| 5 ACRES | 300' | 100' | 50' | 100' | 75' / 40' | 50' |
6. SOURCE OF TITLE: DEED INSTRUMENT #2011117-0069637
7. SURVEY: DATUM: JANUARY 2022 BY CDA ENGINEERING, INC.
VERTICAL - NAVD 88
HORIZONTAL - COORDINATE SYSTEM AND BASIS OF BEARINGS:
DELAWARE STATE PLANE NAD 83/91
BENCHMARK: DRILL HOLE IN SANITARY MH / POINT NUMBER 103
NORTHING 632852.0069 / EASTING 596471.6334
ELEVATION 121.88
MONUMENTS: EXISTING: 14 FOUND PROPOSED: 5
EXISTING: 1 PROPOSED: 1
TOTAL EXISTING: 38,135± SF
TO BE REMOVED: 29,265± SF
NET REMAINING: 8,850± SF
NEW BUILDINGS: 15,400± SF (MAINT. BLDG.)
33,800± SF (POLICE BLDG.)
8,428± SF (2ND FLOOR MEZZANINE)
57,628± SF (TOTAL NEW)
TOTAL PROPOSED GFA: 66,478± SF (57,628± NEW + 8,850± EX.)
(NET INCREASE GFA: 28,583± SF)
10. AREA BREAKDOWN: EXISTING PROPOSED
BUILDING COVERAGE: 0.56± AC. (6%) 1.34± AC. (16%)
OTHER IMPERVIOUS SURFACES: 2.51± AC. (29%) 3.12± AC. (36%)
SWM AREA: 0.00± AC. (0%) 0.30± AC. (3%)
OPEN SPACE: 5.66± AC. (65%) 3.97± AC. (45%)
TOTAL: 8.73± AC. (100%) 8.73± AC. (100%)
11. PARKING: REQUIRED: 16 SPACES (MAINT. BUILDING 15,400 SF/1,000 SF * 1 SPACES)
136 SPACES (POLICE BUILDING 33,800 SF/1,000 SF * 4 SPACES)
40 SPACES (MEDICAL BUILDING 8,850 SF/1,000 SF * 4.5 SPACES)
192 SPACES TOTAL REQUIRED
PROVIDED: 165 SPACES* INCLUDING 5 ADA SPACES WITH MIN. (3) VAN ACCESSIBLE SPACES
*SEE VARIANCE NOTE
- BICYCLE PARKING: REQUIRED: 7 SPACES (70 SPACES EXCLUSIVE OF VEHICLE STORAGE & FLEET VEHICLES)
PROVIDED: 8 SPACES
12. WATER SUPPLY: ARTESIAN WATER COMPANY - WATER SUPPLY IS SUBJECT TO THE APPROVAL OF THE DELAWARE
STATE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DELAWARE
DEPARTMENT OF PUBLIC HEALTH.
13. SEWER: NEW CASTLE COUNTY - SEWERAGE IS SUBJECT TO THE APPROVAL OF THE NEW CASTLE COUNTY
DEPARTMENT OF PUBLIC WORKS. AT THE TIME OF APPROVAL OF THIS PLAN, SEWER CAPACITY EXISTED
TO ACCOMMODATE THE ANTICIPATED FLOWS GENERATED BY THIS ADDITIONAL DEVELOPMENT. NEW CASTLE
COUNTY HAS COMMITTED TO PROVIDE SEWER SERVICE IN ACCORDANCE WITH LAND DEVELOPMENT
IMPROVEMENT AGREEMENT FOR THIS DEVELOPMENT. THE OWNER OF THIS PROPERTY, HIS SUCCESSORS
OR ASSIGNS, SHALL BE RESPONSIBLE FOR EXTENDING SEWER SERVICE TO EACH LOT SHOWN ON OR
CREATED BY THIS PLAN.
SEWER FLOW: EXISTING: 3,814 GPD (38,135± SF * 0.1 GPD)
PROPOSED: 5,805 GPD (58,050± SF * 0.1 GPD)
NET INCREASE: 1,991 GPD (PEAK: 7,964 GPD)
14. FLOODPLAIN: THIS PROPERTY IS NOT WITHIN THE 100-YEAR FLOODPLAIN ACCORDING TO THE FEMA FLOOD INSURANCE
RATE MAP #10003030135L, PANEL 135 OF 475, WITH AN EFFECTIVE DATE OF JANUARY 22, 2020. A
FLOODPLAIN STUDY IS NOT REQUIRED FOR THIS APPLICATION.
15. WRPA: THE SITE DOES NOT LIE WITHIN A WATER RESOURCE PROTECTION AREA (WRPA) ACCORDING TO THE WRPA
MAP PER MAP 1 OF 3, DELAWARE, DATED MARCH 2022.
16. WETLANDS: A WETLANDS INVESTIGATION WAS CONDUCTED BY WATERSHED ECO ON JANUARY 11, 2022 PER 1987 US
ARMY CORPS OF ENGINEERS WETLAND Delineation Manual (1-87-1) AND THE REGIONAL SUPPLEMENT TO
THE CORPS OF ENGINEERS WETLAND MANUAL. NO WETLANDS WERE FOUND TO EXIST ON THIS PARCEL.
THE SITE DOES NOT INCLUDE A ONA PER THE STATE INVENTORY OF NATURAL AREAS.
17. CRITICAL NATURAL AREA: NONE
18. DEED RESTRICTION: NONE
19. SUPERSEDES NOTE: THIS PLAN SUPERSEDES, IN PART, THE RECORD MINOR SUBDIVISION PLAN FOR DELAWARE STATE POLICE TROOP
6, DATED APRIL 9, 1970 AND SUBSEQUENT REVISIONS, AND RECORDED ON APRIL 15, 1970 IN THE OFFICE OF
THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, STATE OF DELAWARE, IN MICROFILM #1506.
20. DEBRIS DISPOSAL: NO DEBRIS SHALL BE BURIED ON THE SITE.
21. DELDOT: ALL ENTRANCES SHALL CONFORM TO DELDOT'S CURRENT DEVELOPMENT COORDINATION MANUAL (DCM) AND SHALL
BE SUBJECT TO ITS APPROVAL.
22. LIMIT OF DISTURBANCE: 6.8± ACRES
23. DRAINAGE: DRAINAGE AND EROSION AND SEDIMENT CONTROL, AND STORMWATER MANAGEMENT SHALL BE PROVIDED IN ACCORDANCE
WITH THE DELAWARE SEDIMENT AND STORMWATER REGULATIONS AND THE NEW CASTLE COUNTY DRAINAGE CODE.
24. SEWER ACCESS: NEW CASTLE COUNTY HAS THE RIGHT OF ACCESS TO THE SITE FOR THE PURPOSES OF OPERATING, MAINTAINING AND
REPAIRING THE SANITARY SEWER LINES CONTAINED WITHIN THE SEWER EASEMENTS SHOWN ON THIS PLAN.
25. SEWER EASEMENT: UNLESS OTHERWISE DESCRIBED BY METES AND BOUNDS, OR BY MATHEMATICAL REFERENCE TO A PROPERTY LINE, A 40'
WIDE PERMANENT EASEMENT, 20' ON EACH SIDE OF THE CENTERLINE OF THE PIPE, SHALL BE CREATED WHERE A
SANITARY SEWER OR STORM SEWER IS DESIGNATED FOR PUBLIC USE IN UNPAVED AREAS AND IS OUTSIDE OF A DEDICATED
PUBLIC ROW. A 20' WIDE PERMANENT EASEMENT, 10' ON EACH SIDE OF THE CENTERLINE OF THE PIPE, SHALL BE CREATED
WHERE A SANITARY SEWER OR STORM SEWER PIPE IS DESIGNATED FOR PUBLIC USE IN PRIVATELY MAINTAINED PAVED
AREAS, SUCH AS PARKING LOTS, PRIVATE STREETS OR DRIVEWAYS. IF THE CONSTRUCTED HORIZONTAL SEWER MAIN
LOCATION DEVIATES BY MORE THAN 2.5' FROM THE DESIGN LOCATION, THE PROJECT MAY BE SUBJECT TO A
RESUBDIVISION PLAN OR PIPE LOCATION AS DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS.
26. SIDEWALKS: UNLESS OTHERWISE SPECIFIED ON THE PLAN, SIDEWALKS SHALL BE INSTALLED IN THE LOCATIONS SHOWN ON THIS PLAN
AND SHALL BE A MINIMUM FIVE (5) FEET IN WIDTH, SIX (6) FEET IN WIDTH WHEN NO BUFFER BETWEEN SIDEWALK AND CURB
IS PROVIDED, AND CONSTRUCTED OF PORTLAND CEMENT CONCRETE.
27. SWM ACCESS EASEMENT: A STORMWATER MANAGEMENT ACCESS EASEMENT IN FAVOR OF DNREC, ITS AGENTS AND ASSIGNS IS HEREBY CREATED ON, OVER,
UNDER AND ACROSS THE ENTIRE AREA OF ALL STORMWATER MANAGEMENT FACILITIES INCLUDING, STORMWATER CONVEYANCE SYSTEMS,
BASINS, AND ALL COMPONENTS THEREOF, IDENTIFIED ON THE PLAN AND ALL WATERCOURSES FOR THE PURPOSE OF INSPECTING,
EVALUATING AND MAINTAINING THE STORMWATER MANAGEMENT FACILITIES AND WATERCOURSES. THE EASEMENT SHALL EXTEND 15'
FROM THE OUTER EDGES OF EACH SUCH STORMWATER MANAGEMENT FACILITY. A GENERAL ACCESS EASEMENT IS HEREBY CREATED
OVER AND ACROSS THE PROPERTY SHOWN ON THIS PLAN GRANTING DNREC, ITS AGENTS AND ASSIGNS THE RIGHT, PRIVILEGE AND
AUTHORITY TO ENTER UPON AND TRAVEL ACROSS THE PROPERTY TO EACH STORMWATER MANAGEMENT FACILITY. THE EASEMENTS
HEREIN CREATED SHALL BE FOR PEDESTRIAN, VEHICULAR AND EQUIPMENT USE. IF DNREC, ITS AGENTS OR ASSIGNS DETERMINES THAT
MAINTENANCE IS REQUIRED TO A STORMWATER MANAGEMENT FACILITY, DNREC SHALL PROVIDE NOTICE OF THE REQUIRED MAINTENANCE
AND THE TIME FRAME IN WHICH SUCH MAINTENANCE SHALL BE COMPLETED TO THE PROPERTY OWNER OR RESPONSIBLE PARTY. NO
NOTICE SHALL BE REQUIRED WHERE DNREC PERFORMS MAINTENANCE WHERE THERE IS IMMINENT THREAT TO LIFE, HEALTH OR
PROPERTY. IN THE EVENT DNREC ELECTS TO MAINTAIN THE STORMWATER MANAGEMENT FACILITIES, ALL EXPENSES SHALL BE ASSESSED
JOINTLY AND SEVERALLY AGAINST THE OWNERS OF THE PROPERTY SHOWN ON THIS PLAN.
28. LANDSCAPING: PUBLIC FACILITIES ARE EXEMPT FROM LANDSCAPING REQUIREMENTS PER SECTION 40.05.050.H OF THE NCCC.
29. ADDRESSES: ADDRESSES ARE AS ASSIGNED BY THE NEW CASTLE COUNTY GIS SERVICES, AS FOLLOWS:
3315 KIRKWOOD HIGHWAY (EX. BUILDING TO REMAIN)
3301 KIRKWOOD HIGHWAY (NEW POLICE BUILDING)
200 GREENBANK ROAD (NEW MAINTENANCE BUILDING)
30. VARIANCES: THE NEW CASTLE COUNTY BOARD OF ADJUSTMENT GRANTED APPROVAL FOR APPLICATION #2022-0618-A ON DECEMBER 8, 2022 (DECISION
FILED JANUARY 26, 2023) FOR THE FOLLOWING VARIANCES:
1) TO CONSTRUCT A MAINTENANCE BUILDING 33- FEET FROM THE ALBERTSON BOULEVARD RIGHT-OF-WAY (100-FOOT STREET YARD SETBACK).
SEE UDC TABLE 40.04.110.B; 2) TO CONSTRUCT A MAINTENANCE BUILDING 69 FEET FROM THE GREENBANK ROAD RIGHT-OF-WAY (100-FOOT
STREET YARD SETBACK) SEE UDC TABLE 40.04.110.B; 3) TO CONSTRUCT A POLICE HEADQUARTERS BUILDING 45 FEET FROM THE ALBERTSON
BOULEVARD RIGHT-OF-WAY (100-FOOT STREET YARD SETBACK). SEE UDC TABLE 40.04.110.B; 4) TO MAINTAIN AN EXISTING BUILDING 66 FEET
FROM THE KIRKWOOD HIGHWAY RIGHT-OF-WAY (100-FOOT STREET YARD SETBACK). SEE UDC TABLE 40.04.110.B; 5) TO PERMIT PAVING 19 FEET
FROM THE GREENBANK ROAD RIGHT-OF-WAY (75-FOOT STREET YARD PAVING SETBACK). SEE UDC TABLE 40.04.110.B; 6) TO PERMIT PAVING 12
FEET FROM THE ALBERTSON BOULEVARD RIGHT-OF-WAY (75-FOOT STREET YARD PAVING SETBACK). SEE UDC TABLE 40.04.110.B; 7) TO PERMIT
PAVING 6 FEET FROM THE KIRKWOOD HIGHWAY RIGHT-OF-WAY (75-FOOT STREET YARD PAVING SETBACK). SEE UDC TABLE 40.04.110.B; 8) TO
PERMIT PAVING 18 FEET FROM THE WESTERLY SIDE LOT LINE (40-FOOT OTHER YARD PAVING SETBACK). SEE UDC TABLE 40.04.110.B; 9) TO
PERMIT A LANDSCAPE SURFACE RATIO (LSR) OF 0.46 (0.85 MINIMUM LSR REQUIRED). SEE UDC TABLE 40.04.110.A; AND 10) TO PERMIT 165
PARKING SPACES (192 PARKING SPACES REQUIRED). SEE UDC TABLE 40.03.522. CONDITIONS: 1) THE APPLICANT SHALL PROVIDE AND MAINTAIN
LANDSCAPING GENERALLY CONSISTENT WITH THE EXHIBITS ENTERED INTO EVIDENCE AT THE HEARING, AS MAY BE AMENDED IN CONSULTATION
WITH THE DEPARTMENT; 2) THE BUILDING ELEVATIONS SHALL BE GENERALLY CONSISTENT WITH THE ARCHITECTURAL RENDERINGS ENTERED INTO
EVIDENCE AT THE HEARING, AS MAY BE AMENDED IN CONSULTATION WITH THE DEPARTMENT.
31. RETAINING WALL: RETAINING WALL(S) OVER 4 FEET OF EXPOSED HEIGHT REQUIRE A BUILDING PERMIT AND SHALL BE DESIGNED ACCORDING TO THE
INTERNATIONAL BUILDING CODE § 1807.2 AND CONFORM WITH THE LATEST VERSION OF NEW CASTLE COUNTY'S LAND USE
DEPARTMENT'S DESIGN CHECKLIST.

PURPOSE:

PURPOSE OF THIS PLAN: TO DEMOLISH EXISTING BUILDINGS AND CONSTRUCT 57,628± SF
OF NEW BUILDINGS WITH ASSOCIATED SITE IMPROVEMENTS.



LEGEND	
EXISTING	PROPOSED
	PROPERTY LINE
	ADJUTER LINE
	SETBACK/EASEMENT
	SANITARY
	CONCRETE CURB
	FENCE
	CONTOUR
	SANITARY MANHOLE
	UTILITY POLE
	FIRE HYDRANT
	FIRE DEPARTMENT CONNECTION
	LIMIT OF DISTURBANCE
	ZONING LINE
	BUILDING
	POSTAL ADDRESS

ISSUE/REVISION	DATE
EXPLORATORY PLAN SUBMISSION	7.21.22
ISSUED FOR BOARD OF ADJUSTMENT	9.8.22
RECORD PLAN CHECK PRINT SUBMISSION	2.8.23
ISSUED FOR DELDOT INITIAL STAGE APPROVAL	4.18.23
RECORD PLAN CHECK PRINT SUBMISSION	8.25.23
RECORD PLAN SUBMISSION	9.22.23
REVISED PER COUNTY COMMENTS	10.10.23
ISSUED FOR RECORDATION	10.19.23

CDA ENGINEERING INC.

CIVIL/SITE ENGINEERING AND LAND PLANNING

6 LARCH AVENUE Tel: 302.998.9202
SUITE 401 Fax: 302.691.1314
WILMINGTON, DE 19804 cdaengineering.com

DRAWN BY:	ZK
CHECKED BY:	CD
PROJECT No.:	22.106.00
SCALE:	1" = 50'
DATE:	JULY 21, 2022
CAD FILE:	

APPLICATION # 2022-0499		
DELAWARE STATE POLICE TROOP 6		
RECORD MAJOR LAND DEVELOPMENT PLAN		
CHRISTIANA HUNDRED	NEW CASTLE COUNTY	DELAWARE
DRAWING TITLE: RECORD PLAN		
DRAWING NUMBER: REC-1		

CERTIFICATION OF PLAN ACCURACY

I, COLMCILLE DEASCANIS, HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL ENGINEER WITH A BACKGROUND IN CIVIL ENGINEERING IN THE STATE OF DELAWARE AND THAT ALL OF THE INFORMATION ON THIS PLAN IS TRUE AND CORRECT TO THE ACCURACY REQUIRED BY ACCEPTED SURVEYING STANDARDS AND PRACTICES AND BY THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE.

COLMCILLE DEASCANIS
REGISTRATION #13049
10/19/23
DATE

CERTIFICATION OF OWNERSHIP

I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY WHICH IS SUBJECT OF THIS PLAN AND THAT THE LAND USE ACTION PROPOSED BY THIS PLAN IS MADE AT MY DIRECTION AND THAT I AUTHORIZE THIS PLAN TO BE RECORDED IN ACCORDANCE WITH THE REGULATIONS OF THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE.

STATE OF DELAWARE
DIVISION OF FACILITIES MANAGEMENT
C/O JENNIFER COVERDALE
10/19/23
DATE

CERTIFICATION OF PLAN APPROVAL

APPROVED BY DATE GENERAL MANAGER
FOR DEPARTMENT OF LAND USE OF NEW CASTLE COUNTY.

APPROVED BY DATE COUNCIL PRESIDENT
FOR COUNTY COUNCIL OF NEW CASTLE COUNTY.

Prime Sponsor(s): Mr. Cartier
Requested by: Department of Land Use
Date of introduction: November 14, 2023

RESOLUTION NO. 23-203

**PLAN OF FIRST STATE CROSSING PARCEL 1; BRANDYWINE HUNDRED;
SOUTH SIDE OF NAAMANS ROAD, 1300' WEST OF HICKMAN ROAD;
MAJOR REDEVELOPMENT PLAN THAT PROPOSES TO
CONSTRUCT A 317,892 SF WAREHOUSE; I ZONING;
APPLICATION NO. 2023-0112; COUNCIL DISTRICT 8**

NOW, THEREFORE, BE IT RESOLVED, by and for the County Council of New Castle County that County Council hereby approves the following major land development plan, Plan of First State Crossing Parcel 1 (Application No. 2023-0112), as heretofore approved by the Land Use Department, and the President of County Council is hereby authorized to endorse her approval upon the following plan.

**PLAN OF FIRST STATE CROSSING PARCEL 1
Brandywine Hundred**

Adopted by County Council of
New Castle County on:

President of County Council
of New Castle County

SYNOPSIS: Same as title

FISCAL IMPACT: This will have no immediately discernible fiscal impact on the county but, if the parcel is developed in accordance with this record plan, there may be one or more fiscal effects on New Castle County government including, but not limited to, an increase in the assessed value of the property with the resultant increase in taxes collectible thereon and an increased demand for County services.

MEMORANDUM

To: Council President
Members of County Council
Council to Council
Clerk of County Council

From: Charuni Patibanda

Re: Application No. 2023-0112
First State Crossing Parcel 1
Record Major Land Development Plan

Date: October 17, 2023

Enclosed for Council's review and consideration of approval are paper prints of the above-referenced plan. The Department has determined that this proposal complies with all applicable requirements of the New Castle County Code.

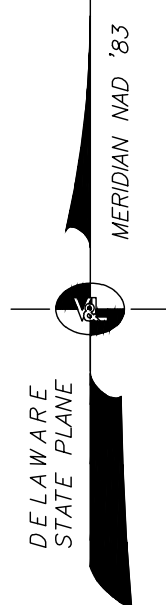
A suggested title, synopsis, and fiscal note are attached.

cc: Matthew Meyer, County Executive
Vanessa Phillips, Chief Administrative Officer
Brian Boyle, Senior Policy Director

Plan of First State Crossing Parcel 1; Brandywine Hundred; South side of Naamans Road, 1300' west of Hickman Road; Major Redevelopment Plan that proposes to construct a 317,892 SF warehouse; I zoning.

Synopsis: Same as title

Fiscal Note: This will have no immediately discernible fiscal impact on the county but, if the parcel is developed in accordance with this record plan, there may be one or more fiscal effects on New Castle County government including, but not limited to, an increase in the assessed value of the property with the resultant increase in taxes collectible thereon and an increased demand for County services.



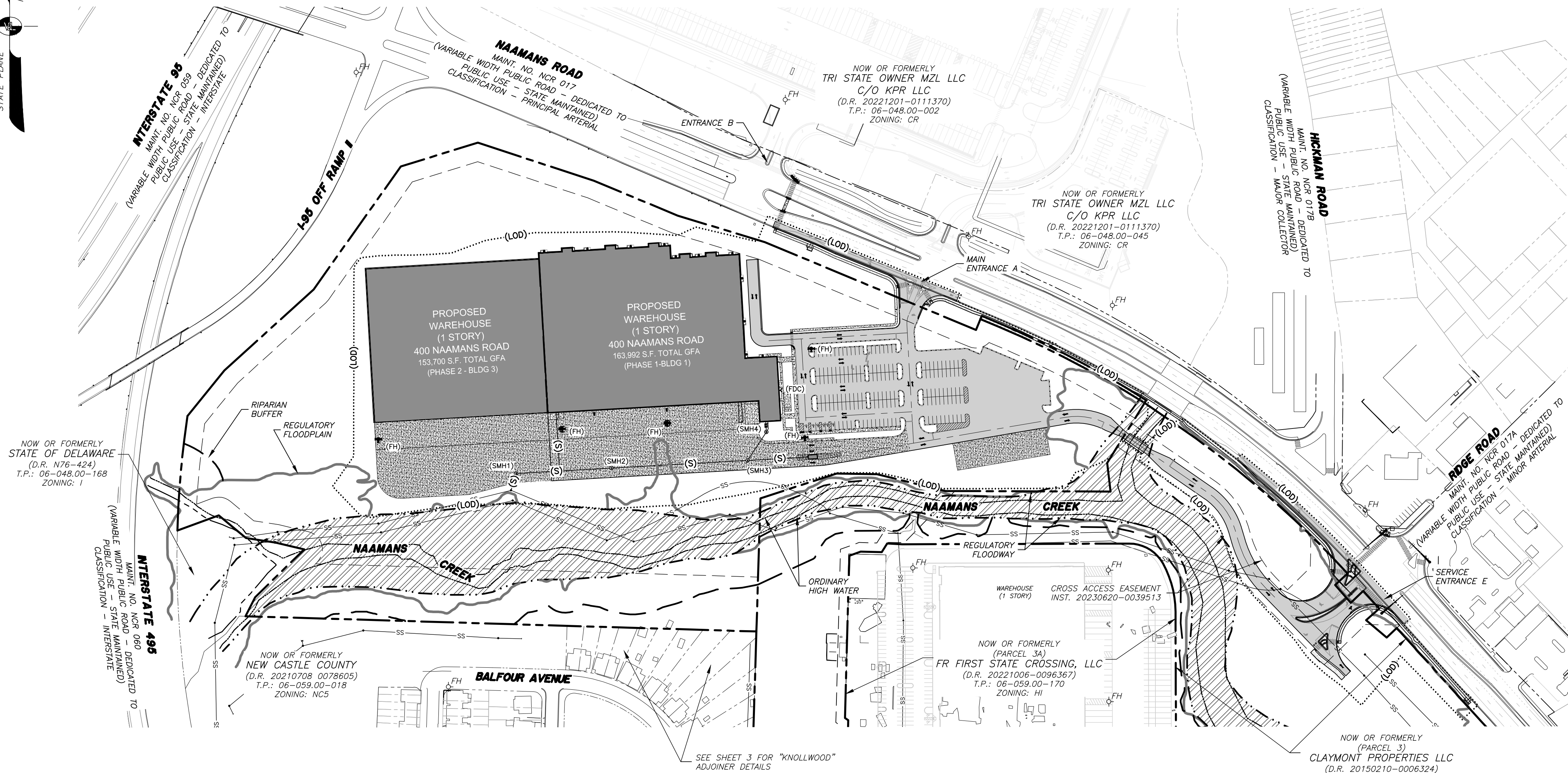
APPLICATION NO. 2023-0112

RECORD MAJOR REDEVELOPMENT PLAN

FOR

FIRST STATE CROSSING - PARCEL 1

400 NAAMANS ROAD
BRANDYWINE HUNDRED NEW CASTLE COUNTY DELAWARE



LEGEND	
EXISTING	PROPOSED
---	PROPERTY LINE
N/A	BUILDING RESTRICTION LINE
N/A	ACCESS EASEMENT
N/A	ASPHALT PAVEMENT
▨	BUILDING
N/A	CONCRETE
⚡	FIRE HYDRANT
---	REGULATORY FLOODPLAIN
---	REGULATORY FLOODWAY
---	RIPARIAN BUFFER
---	ORDINARY HIGH WATER
SS	SANITARY SEWER
N/A	LIMIT OF DISTURBANCE

PURPOSE NOTE:

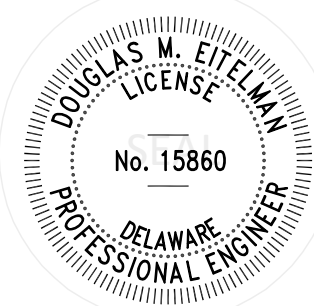
THE PURPOSE OF THIS PLAN IS TO:

- PROPOSE A MAJOR REDEVELOPMENT OF A BROWNFIELD SITE (DE-0046 OPERABLE UNITS #1&3) IN CONJUNCTION WITH SECTION 40.08.130 B6 OF THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE, PROPOSE 317,892 S.F. OF GROSS FLOOR AREA AND ASSOCIATED PHASED SITE AND ACCESS IMPROVEMENTS.
- SHOW THE RECORDED CROSS ACCESS EASEMENT OVER PART OF PARCEL 06-048.00-001 (PARCEL 3) FOR THE BENEFIT OF TAX PARCEL 06-048.00-041. (INST. 20230620-0039513)
- DEDICATE (0.065±ACRES) OF RIGHT-OF-WAY.

CERTIFICATION OF PLAN ACCURACY

I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL ENGINEER WITH A BACKGROUND IN CIVIL ENGINEERING IN THE STATE OF DELAWARE AND THAT ALL OF THE INFORMATION ON THIS PLAN IS TRUE AND CORRECT TO THE ACCURACY REQUIRED BY ACCEPTED SURVEYING STANDARDS AND PRACTICES AND BY THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE.

9.15.2023
SIGNATURE AND DATE
DOUGLAS M. EITELMAN, PE DE#15860
PRINTED NAME



CERTIFICATION OF OWNERSHIP

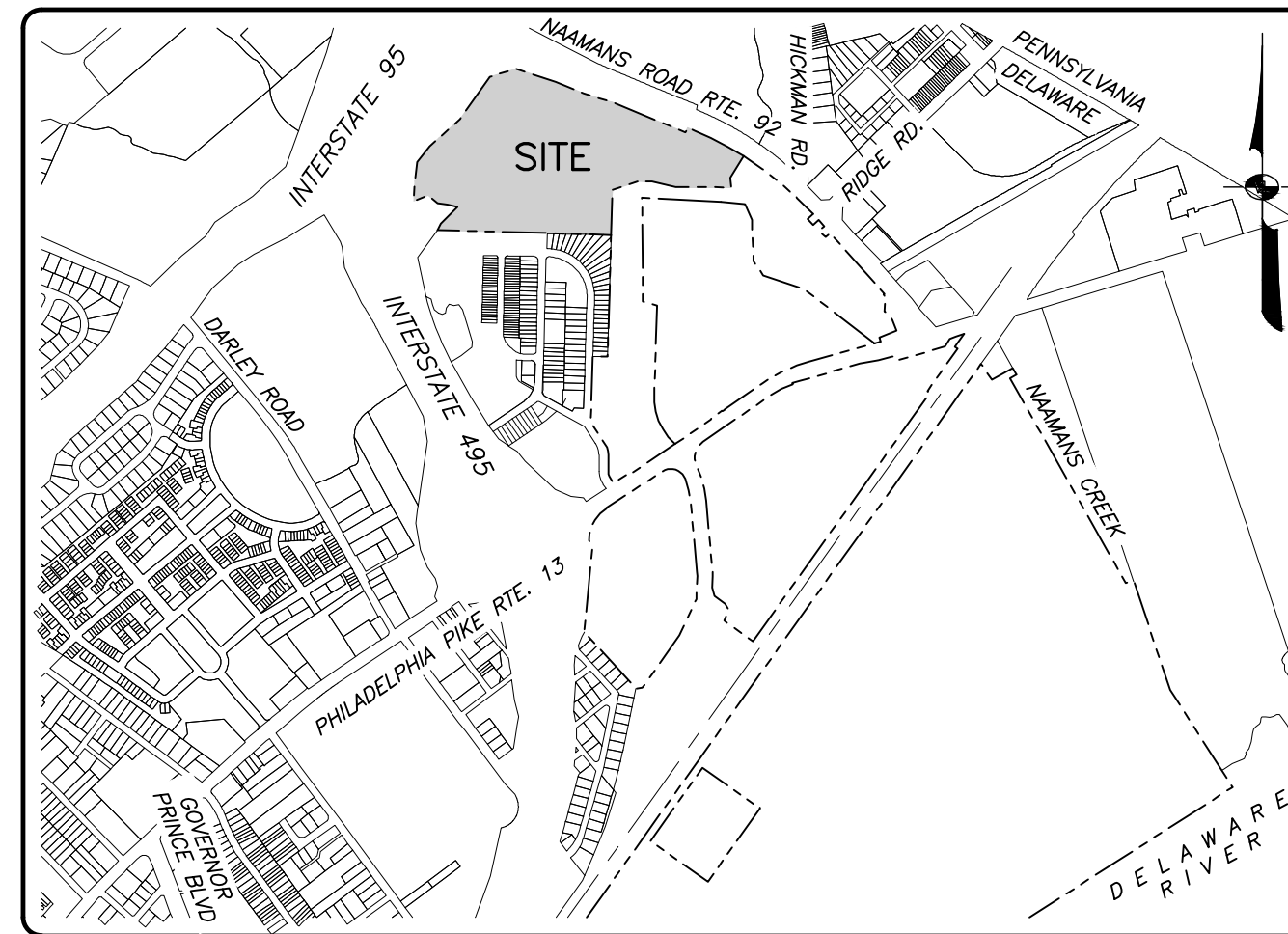
I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY WHICH IS SUBJECT OF THIS PLAN AND THAT THE LAND USE ACTION PROPOSED BY THIS PLAN IS MADE AT MY DIRECTION AND THAT I AUTHORIZE THIS PLAN TO BE RECORDED IN ACCORDANCE WITH THE REGULATIONS OF THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE.

SIGNATURE
PRINTED NAME
DATE

SHEET	SHEET TITLE
1-2	COVER SHEET
2	NOTES & PHASING MATRIX
3	PROPERTY PLAN
4-8	RECORD PLAN

CERTIFICATION OF PLAN APPROVAL

APPROVED _____ BY _____
DATE _____ GENERAL MANAGER FOR DEPARTMENT OF LAND USE OF NEW CASTLE COUNTY.
APPROVED _____ BY _____
DATE _____ COUNCIL PRESIDENT FOR COUNTY COUNCIL OF NEW CASTLE COUNTY.



ZONING MAP NOS. 10 & 11
LOCATION PLAN
SCALE: 1" = 1,200'

- GENERAL DATA:**
- OWNER: CLAYMONT PROPERTIES LLC
1515 DES PERES RD., SUITE 300
ST. LOUIS, MO 63131
PHONE: 314-835-2835
 - DEVELOPER: AGILE COLD CLAYMONT LLC
3117 ATHENS HIGHWAY
GAINESVILLE, GA 30507
PHONE: 616-304-3879
 - SITE ADDRESS: 400 NAAMANS ROAD
CLAYMONT, DE 19703
 - TAX PARCEL NUMBER: 06-048.00-041 (PARCEL 1)
 - SOURCE OF TITLE: DEED RECORD 20150210-0006324
 - SITE AREA: 31.613 ACRES (GROSS AREA)
0.065 ACRES (RIGHT OF WAY DEDICATION)
31.548 ACRES (NET AREA)
 - ZONING: I (INDUSTRIAL)
STREET SETBACK: 40 FEET (40 FEET TO PAVING)
SIDE SETBACK: 0/20+ FEET (10 FEET TO PAVING)
REAR SETBACK: 0/50+ FEET (10 FEET TO PAVING)
LOT WIDTH: 100 FEET
BUILDING HEIGHT: 60/140+ FEET
* ADJACENT TO RESIDENTIAL USE
** OVER 65 FEET MIN. SETBACK IS BUILDING HEIGHT ADJACENT TO RESIDENTIAL USE (LOT STANDARDS FROM TABLE 40.04.110: I INDUSTRIAL)
 - USE: EXISTING: INDUSTRIAL
PROPOSED: LIGHT INDUSTRY (WAREHOUSE)
 - MONUMENTS: EXISTING 1 [] PROPOSED 4 [] (SEE SHEET 3)
 - MODIFIED GRID: 130/374
 - COUNCILMANIC DISTRICT: 8
 - SOURCE OF SURVEY: PLANIMETRICS AND TOPOGRAPHY WERE OBTAINED FROM AN AERIAL SURVEY PREPARED BY QUENTUM SPATIAL COMPLETED ON MARCH 17, 2016 AND A FIELD SURVEY BY VANDEMARK & LYNCH, INC. FEB/MARCH 2023.
 - DATUM/BENCHMARK: HORIZONTAL: DELAWARE STATE PLANE MERIDIAN NAD 83'
VERTICAL: NORTH AMERICAN VERTICAL DATUM - 1988
 - WATER: VEDIA NORTH AMERICA WATER SUPPLY IS SUBJECT TO THE APPROVAL OF THE DELAWARE STATE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DELAWARE DEPARTMENT OF PUBLIC HEALTH.
 - SEWER: NEW CASTLE COUNTY SEWERAGE IS SUBJECT TO THE APPROVAL OF THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC WORKS. AT THE TIME OF APPROVAL OF THIS PLAN, SEWER CAPACITY EXISTED TO ACCOMMODATE THE ANTICIPATED FLOWS GENERATED BY THIS ADDITIONAL DEVELOPMENT. NEW CASTLE COUNTY HAS COMMITTED TO PROVIDE SEWER SERVICE IN ACCORDANCE WITH THE LAND DEVELOPMENT IMPROVEMENT AGREEMENT FOR THIS DEVELOPMENT. THE OWNER OF THIS PROPERTY, HIS SUCCESSORS OR ASSIGNS, SHALL BE RESPONSIBLE FOR EXTENDING SEWER SERVICE TO EACH LOT SHOWN ON OR CREATED BY THIS PLAN.
 - PARKING RATIONALE:
PARKING SPACES REQUIRED: 5 SPACE MINIMUM + (0.5 P.S. / 1,000 S.F. OF G.F.A.) * (317,892 S.F. OF G.F.A.) = 164 PARKING SPACES
PARKING SPACES PROVIDED: 166 SPACES (INC. 6 HC ACCESSIBLE SPACES)
46± LOADING DOCK BAYS
20 BICYCLE PARKING SPACES
*50 FUTURE SPACES
*THE DEPARTMENT HAS DETERMINED THAT AT THE TIME OF RECDORATION OF THIS PLAN, 116 PARKING SPACES ARE ACCEPTABLE FOR THE PROPOSED USE. THE DEPARTMENT RESERVES THE RIGHT TO RE-EVALUATE PARKING NEEDS AND REQUIRE STRIPING OF THE FUTURE PARKING, PRIOR TO A CHANGE IN USE, ISSUANCE OF A BUILDING PERMIT FOR FUTURE PHASES OF DEVELOPMENT, AND/OR MATERIAL CHANGES TO SITUATIONS AND REPRESENTATION OUTLINED IN THE PARKING DEMAND AND NEEDS ANALYSIS, DATED AUGUST 17, 2023.
 - PROJECTED SANITARY SEWER FLOWS:
WAREHOUSE 166 EMPLOYEES X 12.5 GPD : 2,075 GPD (AVERAGE)
2,075 X 4 = 8,300 GPD (PEAK)
 - AREA OF DISTURBANCE: PHASE 1: 17.0± ACRES
PHASE 2: 7.0± ACRES
 - FIRE HYDRANTS: (B) EXISTING ⚡ (S) PROPOSED ⚡ (FH)
 - INVESTMENT LEVEL: DELDOT INVESTMENT LEVEL 1.
 - THE SITE IS NOT IN A TRAFFIC IMPROVEMENT DISTRICT (TID).
 - SEE SHEET 2 FOR ADDITIONAL GENERAL NOTES.



VANDEMARK & LYNCH, INC.
ENGINEERS - SURVEYORS
4305 MILLER ROAD (302) 764-7635
WILMINGTON, DE 19802 WWW.VDLENG.COM

PROJECT NAME

FIRST STATE CROSSING PARCEL 1

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL



SEAL IS NOT VALID UNLESS RED OR EMBOSSED

PLAN TYPE

RECORD PLAN

MAJOR REDEVELOPMENT PLAN

COVER SHEET

SCALE: 1"=150'
0 150 300
GRAPHIC SCALE (FEET)

REVISIONS

NO.	DATE	REVISION
4	9.11.23	REVISED PER NCC COMMENTS
3	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	6.09.23	REVISED PER DELDOT COMMENTS

PROJECT NUMBER: 24545.13

SURVEYED BY: --
DRAWN BY: CMG
PROJECT MANAGER: DME
MODGRID: 130/374
DATE: 4.24.23
FILE: 24545.13-RECORD-01
APPLICATION #: 2023-0112

DRAWING NUMBER

1

SHEET SIZE: 24x36

SHEET 1 OF 8 REV 4

GENERAL NOTES:

1. THE SUBJECT PROPERTY LIES PARTIALLY WITHIN A 100-YEAR FLOODPLAIN AS DELINEATED ON THE NATIONAL FLOOD INSURANCE PROGRAM FLOOD RATE MAP, COMMUNITY PANEL NO. 10003C0087L, DATED JANUARY 22, 2020. FLOODPLAIN IMPACTS ASSOCIATED WITH RE-GRADING FOR ENVIRONMENTAL REMEDIATION, ESSENTIAL ACCESS, AND DRAINAGE IMPROVEMENTS ARE PROPOSED BY THIS PLAN AND AN A FLOODPLAIN PERMIT SHALL BE REQUIRED.
2. A WETLANDS INVESTIGATION WAS CONDUCTED BY TEN BEARS ENVIRONMENTAL ASSOCIATES CO. IN JUNE 2018 AND UPDATED FOR SITES 1&3 IN APRIL 2023. NO WETLANDS WERE LOCATED OUTSIDE OF THE ORDINARY HIGH WATER LINE DELINEATED ON THE SUBJECT PARCELS. NO IMPACTS TO WETLANDS OR WATERS ARE PROPOSED BY THIS PLAN.
3. A FOREST HABITAT VALUE ASSESSMENT WAS CONDUCTED BY TEN BEARS ENVIRONMENTAL ASSOCIATES CO. IN SEPTEMBER, 2022. THE RESULTS OF THE FIELD INVESTIGATION IDENTIFIED THE STUDY AREA AS A TIER 3 FOREST.
4. THIS SITE IS NOT LOCATED WITHIN A RESOURCE PROTECTION AREA PER THE MAP ENTITLED "WATER RESOURCE PROTECTION AREAS" FOR NEW CASTLE COUNTY DATED 1987 MAP 1 OF 3, LAST REVISED MARCH 2022.
5. THE STATE INVENTORY OF NATURAL AREAS HAS BEEN EXAMINED AND NO CRITICAL NATURAL AREAS WERE FOUND TO EXIST ON THIS SITE.
6. THE TOPOGRAPHY OF THIS SITE IS ENTIRELY MAN MADE PER CONTINUOUS DEVELOPMENT OF THE STEEL PLANT AND 1-95/495 LAST APPROVED PER MICROFILM NO. 10797, NCC PUBLIC WORKS APP. 4-90. AS SUCH SLOPES DO NOT MEET THE UDC DEFINITION WARRANTS OF PRECAUTIONARY OR PROHIBITIVE STEEP SLOPES.
7. ANY AREA DESIGNATED FOR PROTECTION AS A NATURAL RESOURCE PURSUANT TO ARTICLE 10 OF THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE, IS HEREBY PROTECTED BY A CONSERVATION EASEMENT THAT SHALL RUN IN PERPETUITY FOR THE BENEFIT OF NEW CASTLE COUNTY, ANY AREA ON THIS PLAN DELINEATED AS A CONSERVATION EASEMENT SHALL REMAIN IN ITS NATURAL STATE.
8. PROTECTED RESOURCES:

PROTECTED RESOURCE	TOTAL AREA (ACRES)	PERMITTED DISTURBANCE LEVEL ACRES / (%)	PROPOSED DISTURBANCE LEVEL ACRES / (%)	PERMITTED IMPERVIOUS COVER ACRES / (%)	EXISTING IMPERVIOUS COVER ACRES / (%)	PROPOSED IMPERVIOUS COVER ACRES / (%)
NAAMANS CREEK OHW	0.713	0.00 / 0.0%	0.00 / 0.0%	N / A	N / A	N / A
FLOODWAY	3.765	*0.00 / 0.0%	*0.10 / 2.6%	0.00 / (0.0%)	0.07 / 1.9%	0.01 / 0.3%
FLOODPLAIN	5.845	*0.00 / 0.0%	*0.93 / 15.9%	0.00 / (0.0%)	1.31 / 22.4%	0.18 / 3.1%
FOREST - TIER 3	19.546	17.59 / 90%	9.94 / 50.8%	N / A	N / A	N / A
RIPARIAN BUFFER	7.521	*0.00 / 0.0%	*0.93 / 12.4%	0.00 / (0.0%)	1.31 / 0.2%	0.18 / 2.4%

PROTECTED RESOURCE	TOTAL AREA (ACRES)	PERMITTED DISTURBANCE LEVEL ACRES / (%)	PROPOSED DISTURBANCE LEVEL ACRES / (%)	PERMITTED IMPERVIOUS COVER ACRES / (%)	EXISTING IMPERVIOUS COVER ACRES / (%)	PROPOSED IMPERVIOUS COVER ACRES / (%)
NAAMANS CREEK OHW	2.657	0.00 / 0.0%	0.00 / 0.0%	N / A	N / A	N / A
FLOODWAY	4.597	*0.00 / 0.0%	*0.06 / 1.3%	0.00 / (0.0%)	0.06 / 1.3%	0.06 / 1.3%
FLOODPLAIN	10.895	*0.00 / 0.0%	*2.65 / 24.3%	0.00 / (0.0%)	0.353 / 3.2%	0.744 / 6.8%
FOREST - TIER 3	4.259	3.83 / 90%	1.43 / 33.5%	N / A	N / A	N / A
RIPARIAN BUFFER	13.300	*0.00 / 0.0%	*2.66 / 20.0%	0.00 / (0.0%)	0.353 / 2.7%	0.744 / 5.6%

*. DISTURBANCE ASSOCIATED WITH REMEDIAL ACTIVITIES AND ESSENTIAL ACCESS PERMITTED PER UDC TABLE 40.10.210 WITH ACCEPTANCE OF THE PARCEL 1 ENVIRONMENTAL IMPACT ASSESSMENT (EIA) AND FLOODPLAIN PERMIT (NCC APP NO. 2023-0264) AND THE PARCEL 3 EIA AND FLOODPLAIN PERMIT (NCC APP NO. 2023-0462) .

9. A LANDSCAPE PLAN, PREPARED BY VANDEMARK & LYNCH, INC., LAST DATED JANUARY 31, 2023 OR AS AMENDED AND APPROVED IN WRITING BY THE DEPARTMENT OF LAND USE, IS HEREBY CONSIDERED A PART OF THIS PLAN.
10. THIS PLAN SUPERSEDES, IN PART, THE RECORD MINOR SUBDIVISION PLAN, DATED DECEMBER 1, 1989 AND RECORDED ON MARCH 8, 1991 IN THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, STATE OF DELAWARE, MICROFILM NUMBER 10797.
11. THERE SHALL BE NO DEBRIS BURIED ON THIS SITE.
12. POSTAL BOXES SHALL BE INSTALLED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE UNITED STATES POSTAL SERVICE.
13. ALL IMPROVEMENTS REQUIRED BY THIS PLAN AND THE NEW CASTLE COUNTY CODE SHALL BE SUBJECT TO THE LAND DEVELOPMENT IMPROVEMENT AGREEMENT (LDIA), AND THE PERFORMANCE GUARANTEE INCORPORATED THEREIN. THE LDIA IS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY ON _____, AT INSTRUMENT NO. _____.
14. THIS SITE IS SUBJECT TO A "ACCESS EASEMENT AGREEMENT", DATED JUNE 16, 2023, AS AMENDED OR REVISED, BETWEEN CLAYMONT PROPERTIES LLC, CLAYMONT FREEZER LLC, AND AGILE COLD CLAYMONT LLC, RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR NEW CASTLE COUNTY, DELAWARE IN INSTRUMENT NO. 20230620-0039513.
15. NEW CASTLE COUNTY HAS THE RIGHT OF ACCESS TO THE SITE FOR THE PURPOSES OF OPERATING, MAINTAINING AND REPAIRING THE SANITARY SEWER LINES CONTAINED WITHIN THE SEWER EASEMENTS SHOWN ON THE PLAN.
16. DRAINAGE, EROSION AND SEDIMENT CONTROL, AND STORMWATER MANAGEMENT SHALL BE PROVIDED IN ACCORDANCE WITH THE DELAWARE SEDIMENT AND STORMWATER REGULATIONS AND NEW CASTLE COUNTY DRAINAGE CODE.
17. IF EXISTING ENTRANCES ARE ALTERED, THEY SHALL CONFORM TO DELDOT'S DEVELOPMENT COORDINATION MANUAL (DCM) AND SHALL BE SUBJECT TO ITS APPROVAL. NO CONSTRUCTION ACTIVITY SHALL OCCUR IN THE RIGHT-OF WAY (ROW) WITHOUT A DELDOT PERMIT.
18. A TRAFFIC IMPACT STUDY (TIS) WAS COMPLETED IN SEPTEMBER 2022 AND DELDOT ISSUED A REVIEW LETTER DATED JUNE 20, 2023. SEE SHEET 8 FOR FINAL TIS RECOMMENDATIONS, AS AMENDED OR REVISED.
19. THE DEVELOPER IS AWARE THAT THE RELEASE OF BUILDING PERMITS FOR FIRST STATE CROSSING IS BEING PHASED. A LETTER AGREEMENT BETWEEN CLAYMONT PROPERTIES LLC, DEVELOPER, AND DELDOT IS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY ON FEBRUARY 5, 2023, AT INSTRUMENT NO. 20230203-0007938. NO OFFSITE IMPROVEMENTS ARE CONTINGENT ON A RELEASE OF A BUILDING PERMIT FOR TAX PARCEL NO. 06-048.00-041 (PARCEL 1).

PARCEL NO. 1	EXISTING TOTAL	PROPOSED TOTAL
BUILDING FOOTPRINT	0.000 AC.	6.681 AC.
IMPERVIOUS	10.150 AC.	6.827 AC.
OPEN SPACE	21.398 AC.	18.040 AC.
STORMWATER MANAGEMENT	0.000 AC.	0.000 AC.
TOTAL*	31.548 AC.	31.548 AC.

*. EXCLUDES 0.085 ACRES OF RIGHT OF WAY DEDICATION

PARCEL NO. 3	EXISTING TOTAL	PROPOSED TOTAL
BUILDING FOOTPRINT	0.000 AC.	0.000 AC.
IMPERVIOUS	0.353 AC.	0.744 AC.
OPEN SPACE	25.110 AC.	24.719 AC.
STORMWATER MANAGEMENT	0.000 AC.	0.000 AC.
TOTAL	25.463 AC.	25.463 AC.

21. BUILDING AREAS:

TOTAL BUILDING GROSS FLOOR AREA						
		FOOTPRINT (SF)	GROSS FLOOR AREA (SF)	USE	HEIGHT	NOTES
EXISTING						
NA	EXISTING	0	0	INDUSTRIAL	N/A	M.F. 10797 PARCEL 4-A
TOTAL		0	0			
PROPOSED						
1	PROPOSED	160,925	163,992	WAREHOUSE	72'-0"	PHASE 1 - COLD STORAGE WAREHOUSE W/ 3,067±SF 2ND FLOOR OFFICE
2	PROPOSED	200	200	ACCESSORY	15'-0"	PHASE 1 - GUARD HOUSE
3	PROPOSED	129,915	153,700	WAREHOUSE	120'-0"	PHASE 2 - COLD STORAGE WAREHOUSE W/ 23,785±SF MEZZANINE
TOTAL		291,040	317,892			

22. PROVISION FOR TRESPASSING BY THE DEVELOPER FOR A PERIOD OF AT LEAST ONE YEAR AFTER A LOT IS SOLD FOR PURPOSES OF COMPLETING OVERALL SITE DRAINAGE AND/OR LANDSCAPING REQUIREMENTS.
23. A GEOTECHNICAL EVALUATION HAS BEEN PERFORMED TO APPROXIMATE THE SEASONAL HIGH WATER TABLE (SHWT) ELEVATION(S) AND NO LOTS REQUIRE FURTHER EVALUATION, AS IT PERTAINS TO THEIR LOWEST PROPOSED FLOOR ELEVATION PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.
24. AFTER RECORDATION, ANY PROPOSED RETAINING WALL IN EXCESS OF 4- FEET OF EXPOSED HEIGHT MUST BE DESIGNED AND CERTIFIED BY A QUALIFIED PROFESSIONAL ENGINEER WITH ALL DETAILS AND COMPUTATIONS SUBMITTED TO THE DEPARTMENT BUILDING PLAN REVIEW SECTION FOR REVIEW AND PERMITTING.

DELDOT RECORD PLAN GENERAL NOTES (AS AMENDED MARCH 21, 2019):

1. ALL ENTRANCES SHALL CONFORM TO THE DELAWARE DEPARTMENT OF TRANSPORTATION'S (DELDOT'S) CURRENT DEVELOPMENT COORDINATION MANUAL AND SHALL BE SUBJECT TO ITS APPROVAL.
2. NO LANDSCAPING SHALL BE ALLOWED WITHIN THE RIGHT-OF-WAY UNLESS THE PLANS ARE COMPLIANT WITH SECTION 3.7 OF THE DEVELOPMENT COORDINATION MANUAL.
3. SHRUBBERY, PLANTINGS, SIGNS AND/OR OTHER VISUAL BARRIERS THAT COULD OBSTRUCT THE SIGHT DISTANCE OF A DRIVER PREPARING TO ENTER THE ROADWAY ARE PROHIBITED WITHIN THE DEFINED DEPARTURE SIGHT TRIANGLE. IF THE ESTABLISHED DEPARTURE SIGHT TRIANGLE IS OUTSIDE THE RIGHT-OF-WAY OR PROJECTS ONTO AN ADJACENT PROPERTY OWNER'S LAND, A SIGHT EASEMENT SHOULD BE ESTABLISHED AND RECORDED WITH ALL AFFECTED PROPERTY OWNERS TO MAINTAIN THE REQUIRED SIGHT DISTANCE.
4. UPON COMPLETION OF THE CONSTRUCTION OF THE SIDEWALK ACROSS THIS PROJECT'S FRONTAGE AND PHYSICAL CONNECTION TO ADJACENT EXISTING FACILITIES, THE DEVELOPER, THE PROPERTY OWNERS OR BOTH ASSOCIATED WITH THIS PROJECT, SHALL BE RESPONSIBLE TO REMOVE ANY EXISTING ROAD TIE-IN CONNECTIONS LOCATED ALONG ADJACENT PROPERTIES, AND RESTORE THE AREA TO GRASS. SUCH ACTIONS SHALL BE COMPLETED AT DELDOT'S DISCRETION, AND IN CONFORMANCE WITH DELDOT'S DEVELOPMENT COORDINATION MANUAL.
5. PRIVATE STREETS CONSTRUCTED WITHIN THIS SUBDIVISION SHALL BE MAINTAINED BY THE DEVELOPER, THE PROPERTY OWNERS WITHIN THIS SUBDIVISION OR BOTH (TITLE 17 §131). DELDOT ASSUMES NO RESPONSIBILITIES FOR THE FUTURE MAINTENANCE OF THESE STREETS.
6. THE SIDEWALK AND SHARED-USE PATH SHALL BE THE RESPONSIBILITY OF THE DEVELOPER, THE PROPERTY OWNERS OR BOTH WITHIN THIS SUBDIVISION. THE STATE OF DELAWARE ASSUMES NO RESPONSIBILITY FOR THE FUTURE MAINTENANCE OF THE SIDEWALK AND/OR SHARED-USE PATH.
7. LOTS WILL BE PERMITTED TO HAVE ACCESS POINTS THAT COMPLY WITH THE DEVELOPMENT COORDINATION MANUAL (DCM) SPACING REQUIREMENTS OF CHAPTER 1 AND LIMITATIONS ON NUMBER OF ACCESS POINTS ESTABLISHED IN DCM CHAPTER 7. HORSESHOE DRIVEWAYS AND SECONDARY ENTRANCES REQUIRE ADDITIONAL DELDOT REVIEW AND SEPARATE PERMITTING, RESTRICTIONS AS DESCRIBED IN THE DCM CHAPTER 7 MAY PROHIBIT SOME SECONDARY ENTRANCE REQUESTS FROM BEING GRANTED.
8. THE DEVELOPER SHALL BE REQUIRED TO FURNISH AND PLACE RIGHT-OF-WAY MONUMENTS IN ACCORDANCE WITH DELDOT'S DEVELOPMENT COORDINATION MANUAL.
9. TO MINIMIZE RUTTING AND EROSION OF THE ROADSIDE DUE TO ON-STREET PARKING, DRIVEWAY AND BUILDING LAYOUTS MUST BE CONFIGURED TO ALLOW FOR VEHICLES TO BE STORED IN THE DRIVEWAY BEYOND THE RIGHT-OF-WAY, WITHOUT INTERFERING WITH SIDEWALK ACCESS AND CLEARANCE.
10. CONSTRUCTION WILL NOT BE PERMITTED UNTIL CONSTRUCTION PLANS HAVE BEEN APPROVED, SURETY HAS BEEN RECEIVED AND THE TRAFFIC SIGNAL AGREEMENT IS COMPLETE. AT DELDOT'S DISCRETION, A TEMPORARY CONSTRUCTION ENTRANCE PERMIT MAY BE ISSUED FOR CLEARING, GRUBBING, TEMPORARY ENTRANCE CONSTRUCTION, BULK GRADING AND PERIMETER EROSION AND SEDIMENT CONTROLS UP TO THIRTY (30) DAYS PRIOR TO PLAN APPROVAL. NO BUILDING CONSTRUCTION WILL BE PERMITTED UNDER A TEMPORARY ENTRANCE CONSTRUCTION PERMIT. IF PLAN APPROVAL IS NOT RECEIVED WITHIN THIRTY (30) CALENDAR DAYS, ALL CONSTRUCTION ACTIVITIES SHALL BE STOPPED. DELDOT WILL NOT PROVIDE A C/O APPROVAL FOR A COMMERCIAL ENTRANCE TO NCC UNTIL THE ENTRANCE(S) ARE COMPLETED TO THE SATISFACTION OF THE DEPARTMENT.
11. THE DEVELOPER SHALL BE REQUIRED TO FURNISH AND PLACE RIGHT-OF-WAY MARKERS TO PROVIDE A PERMANENT REFERENCE FOR RE-ESTABLISHING THE RIGHT-OF-WAY AND PROPERTY CORNERS ON LOCAL AND HIGHER ORDER FRONTAGE ROADS. RIGHT-OF-WAY MARKERS SHALL BE SET AND/OR PLACED ALONG THE FRONTAGE ROAD RIGHT-OF-WAY AT PROPERTY CORNERS AND AT EACH CHANGE IN RIGHT-OF-WAY ALIGNMENT IN ACCORDANCE WITH SECTION 3.2.4.2 OF THE DEVELOPMENT COORDINATION MANUAL.
12. A PERPETUAL CROSS ACCESS INGRESS/EGRESS EASEMENT IS HEREBY ESTABLISHED AS SHOWN ON THIS PLAT.
13. CONSTRUCTION WILL NOT BE PERMITTED UNTIL CONSTRUCTION PLANS HAVE BEEN APPROVED, SURETY HAS BEEN RECEIVED AND THE TRAFFIC SIGNAL AGREEMENT IS COMPLETE. AT DELDOT'S DISCRETION, A TEMPORARY CONSTRUCTION ENTRANCE PERMIT MAY BE ISSUED FOR CLEARING, GRUBBING, TEMPORARY ENTRANCE CONSTRUCTION, BULK GRADING AND PERIMETER EROSION AND SEDIMENT CONTROLS UP TO THIRTY (30) DAYS PRIOR TO PLAN APPROVAL. NO BUILDING CONSTRUCTION WILL BE PERMITTED UNDER A TEMPORARY ENTRANCE CONSTRUCTION PERMIT. IF PLAN APPROVAL IS NOT RECEIVED WITHIN THIRTY (30) CALENDAR DAYS, ALL CONSTRUCTION ACTIVITIES SHALL BE STOPPED. DELDOT WILL NOT PROVIDE A C/O APPROVAL FOR A COMMERCIAL ENTRANCE TO NCC UNTIL THE ENTRANCE(S) ARE COMPLETED TO THE SATISFACTION OF THE DEPARTMENT.
14. THIS COMMERCIAL PARCEL HAS DIRECT FRONTAGE ALONG NAAMANS ROAD -- ROUTE 92, WHICH HAS A FUNCTIONAL CLASSIFICATION OF PRINCIPAL ARTERIAL AS DEFINED BY THE STATE OF DELAWARE'S DEPARTMENT OF TRANSPORTATION. PER SECTION 3.6.1 OF THE DELDOT DEVELOPMENT COORDINATION MANUAL (DCM), IT IS THE DEVELOPER'S RESPONSIBILITY TO EVALUATE NOISE LEVELS AND THEIR IMPACTS ON PROPOSED DEVELOPMENT, FOR PROJECTS ADJACENT TO EXISTING TRANSPORTATION FACILITIES WITH THIS FUNCTIONAL CLASSIFICATION, ROADWAYS WITH THIS CLASSIFICATION CAN BE EXPECTED TO GENERATE ELEVATED LEVELS OF ROAD AND TRAFFIC RELATED NOISE, SIMILAR TO WHAT CAN BE EXPECTED IN URBAN AREAS. A DETAILED NOISE ANALYSIS PER DCM 3.6 IS TYPICALLY RECOMMENDED TO HELP GAUGE THE ACTUAL IMPACTS THAT ROADWAY RELATED NOISE MAY HAVE ON VARIOUS POTENTIAL LAND-USES (SUCH AS THOSE DESCRIBED IN DCM FIGURE 3.6.3-A: NOISE ABATEMENT CRITERIA). WITH THE INCLUSION OF THIS NOTE, THE DEVELOPER IS ACKNOWLEDGING THAT THE PROPOSED SITE AND/OR BUILDING LOCATION CAN BE EXPECTED TO EXCEED THE SPECIFIC MAXIMUM NOISE LEVELS FOR CERTAIN COMMERCIAL AND NON-RESIDENTIAL USES AS SHOWN IN DCM FIGURE 3.6.3-A. THE DEVELOPER'S WAIVER OF THE NOISE ANALYSIS AND REVIEW OF POTENTIAL NOISE MITIGATION MEASURES ARE SUPPORTED BY THE INFEASIBILITY OF APPLYING NOISE MITIGATION MEASURES, BASED ON ENGINEERING CONSIDERATIONS AND FACTORS THAT WOULD LIMIT THE ABILITY TO ACHIEVE SUBSTANTIAL NOISE REDUCTION, RELATED TO THE COMMERCIAL USE OF THE SITE AND/OR BUILDINGS. THIS WAIVER ACKNOWLEDGES THAT THE DECIBEL LEVEL FOR THIS PARCEL MAY EXCEED THE APPLICABLE LIMITS FOR SOME CURRENT OR FUTURE PROPOSED USES. THE USE OF THIS NOTE SIGNIFIES THE SUBDIVISION ENGINEER'S CONCURRENCE WITH WAIVING THE DEVELOPER'S COMPLETION OF A DETAILED NOISE ANALYSIS AND SUBSEQUENT REVIEW OF RESULTING NOISE ABATEMENT FINDINGS OR MITIGATION MEASURES. ANY FUTURE COMPLAINTS RELATING TO EXISTING OR FUTURE NOISE LEVELS IMPACTING PROPOSED USES ON THIS SITE AND ALONG THIS EXISTING TRANSPORTATION FACILITY SHALL BE THE RESPONSIBILITY OF THE DEVELOPER OR LAND OWNER OR BOTH.

PHASING MATRIX:

	ITEM OF WORK	BULK GRADING PERMIT	BUILDING PERMIT BUILDING 1&2	OCCUPANCY BUILDING 1&2	BUILDING PERMIT BUILDING 3	OCCUPANCY BUILDING 3
1	ENTRANCE A TEMP. ENTRANCE PERMIT	X				
2	ENTRANCE A ENTRANCE PERMIT		X			
3	ENTRANCE A ENTRANCE IMPROVEMENTS			X	X	
4	PHASE 1 FRONTAGE IMPROVEMENTS			X	X	
5	PHASE 1 SITE IMPROVEMENTS			X		
6	PHASE 1 LANDSCAPING			X		
7	ENTRANCE B SIGNAL AGREEMENT			X	X	
8	ENTRANCE B PEDESTRIAN CROSSING			X	X	
9	ENTRANCE E ENTRANCE PERMIT			X	X	
10	ENTRANCE E SIGNAL AGREEMENT			X	X	
11	ENTRANCE E TEMP SIGNAL IMPROVEMENTS				X	
12	ENTRANCE E ENTRANCE IMPROVEMENTS & SERVICE DRIVEWAY				X	X
13	PHASE 2 FRONTAGE IMPROVEMENTS					X
14	ENTRANCE E SIGNAL IMPROVEMENTS					X
15	PHASE 2 SITE IMPROVEMENTS					X
16	PHASE 2 LANDSCAPING & REFORESTATION					X

DELDOT PHASING NOTES:

THE DEVELOPER/CONTRACTOR SHOULD BE AWARE THAT THE ISSUANCE OF THE CERTIFICATE OF OCCUPANCY BY THE LAND USE AGENCY FOR THIS PROJECT IS BEING PHASED.

THE CONSTRUCTION OF PHASE 1, WHICH INCLUDES THE FOLLOWING CONSTRUCTION:

- A RIGHT-IN/RIGHT-OUT/LEFT-IN SITE ENTRANCE (SITE ENTRANCE A); AND
- A RIGHT-TURN LANE WITH WIDE BIKE LANE AT SITE ENTRANCE A; AND
- MODIFICATIONS TO THE EXISTING NORTHWEST BOUND LEFT-TURN LANE AT SITE ENTRANCE A WITH MEDIAN WORK AND RESTRIPING; AND
- A SIGNALIZED PEDESTRIAN CROSSING ON SR 92/NAAMANS RD (NCR 017) AT THE EXISTING SIGNAL WHICH SERVES PARCEL 06-48.00-045 (NOW OR FORMERLY TRI-STATE MALL); AND
- A SHARED-USE PATH ALONG SR 92/NAAMANS RD (NCR 017) STARTING FROM THE PROPOSED SIGNALIZED PEDESTRIAN CROSSING TO STA 282+00; AND
- PEDESTRIAN LANDINGS, PAVEMENT MODIFICATIONS, DRAINAGE AND UTILITY RELOCATIONS, SIGNAGE, STRIPING, AND ANY ASSOCIATED WORK OR INCIDENTALS NECESSARY FOR THE COMPLETED CONSTRUCTION AS DEPICTED IN THE DELDOT-APPROVED ENTRANCE AND SIGNAL PLANS.

SHALL BE COMPLETED, INCLUDING ACCEPTANCE BY DELDOT, PRIOR TO THE ISSUANCE OF THE CERTIFICATE OF OCCUPANCY FOR BUILDINGS 1&2.

THE CONSTRUCTION OF PHASE 2, WHICH INCLUDES THE FOLLOWING CONSTRUCTION:

- A FULL MOVEMENT SITE ENTRANCE (SITE ENTRANCE E) TO CREATE A FOURTH LEG AT THE INTERSECTION OF SR 92/ NAAMANS RD (NCR 017) AND RIDGE RD (017A); AND
- SIGNALIZED PEDESTRIAN CROSSING(S) AT THE INTERSECTION OF SR 92/NAAMANS RD (NCR 017) AND RIDGE RD (017A), AND SITE ENTRANCE E; AND
- A SHARED-USE PATH ALONG SR 92/NAAMANS RD (NCR 017) FROM THE SHARED-USE-PATH CONSTRUCTED IN PHASE 1 TO THE PROPOSED BUS STOP APPROXIMATELY 320-FT SOUTHEAST OF SITE ENTRANCE E; AND
- PEDESTRIAN LANDINGS, PAVEMENT MODIFICATIONS, DRAINAGE AND UTILITY RELOCATIONS, SIGNAGE, STRIPING, AND ANY ASSOCIATED WORK OR INCIDENTALS NECESSARY FOR THE COMPLETED CONSTRUCTION AS DEPICTED IN THE DELDOT-APPROVED ENTRANCE AND SIGNAL PLANS.

SHALL BE COMPLETED, INCLUDING ACCEPTANCE BY DELDOT, PRIOR TO THE ISSUANCE OF THE BUILDING PERMIT FOR BUILDING 3.



VANDEMARK & LYNCH, INC.
ENGINEERS - SURVEYORS

4305 MILLER ROAD
WILMINGTON, DE 19802

(302) 764-7635
WWW.VDLENG.COM

PROJECT NAME

FIRST STATE
CROSSING
PARCEL 1

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL



SEAL IS NOT VALID UNLESS RED OR EMBOSSED

PLAN TYPE

RECORD PLAN

MAJOR
REDEVELOPMENT

NOTES & PHASING
MATRIX

REVISIONS

4	9.XX.23	REVISED PER NCC COMMENTS
8	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	6.09.23	PER DELDOT COMMENTS
NO.	DATE	REVISION

VANDEMARK & LYNCH, INC. IS NOT RESPONSIBLE FOR ANY MODIFICATION MADE TO THIS PLAN AND/OR CAD FILE WITHOUT ITS WRITTEN AUTHORIZATION.

PROJECT NUMBER: 24545.13

SURVEYED BY: --

DRAWN BY: CMG

PROJECT MANAGER: DME

MODGRID: 130/374

DATE: 4.24.23

FILE: 24545.13-RECORD-01

APPLICATION #: 2023-0112

DRAWING NUMBER

2

SHEET SIZE: 24x36

SHEET 2 OF 8

REV 4



PROJECT NAME

**FIRST STATE
CROSSING
PARCEL 1**

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL

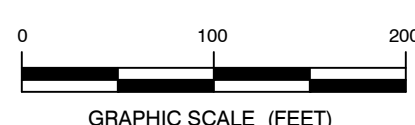
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PLAN TYPE

RECORD PLAN

MAJOR
REDEVELOPMENT
PROPERTY PLAN

SCALE: 1"=100'



REVISIONS

4	9.11.23	REVISED PER NCC COMMENTS
3	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	6.09.23	PER DELDOT COMMENTS
NO.	DATE	REVISION

VANDEMARK & LYNCH, INC. IS NOT RESPONSIBLE FOR ANY
MODIFICATION MADE TO THIS PLAN AND/OR CADD FILE
WITHOUT ITS WRITTEN AUTHORIZATION.

PROJECT NUMBER: 24545.13

SURVEYED BY:

DRAWN BY: C

PROJECT MANAGER:	DME
------------------	-----

MODGRID: 130/374

DATE: 4.24.23

FILE: 34545

APPLICATION #: 2022-0112

DRAWING NUMBER

DRAWING NUMBER

2

5

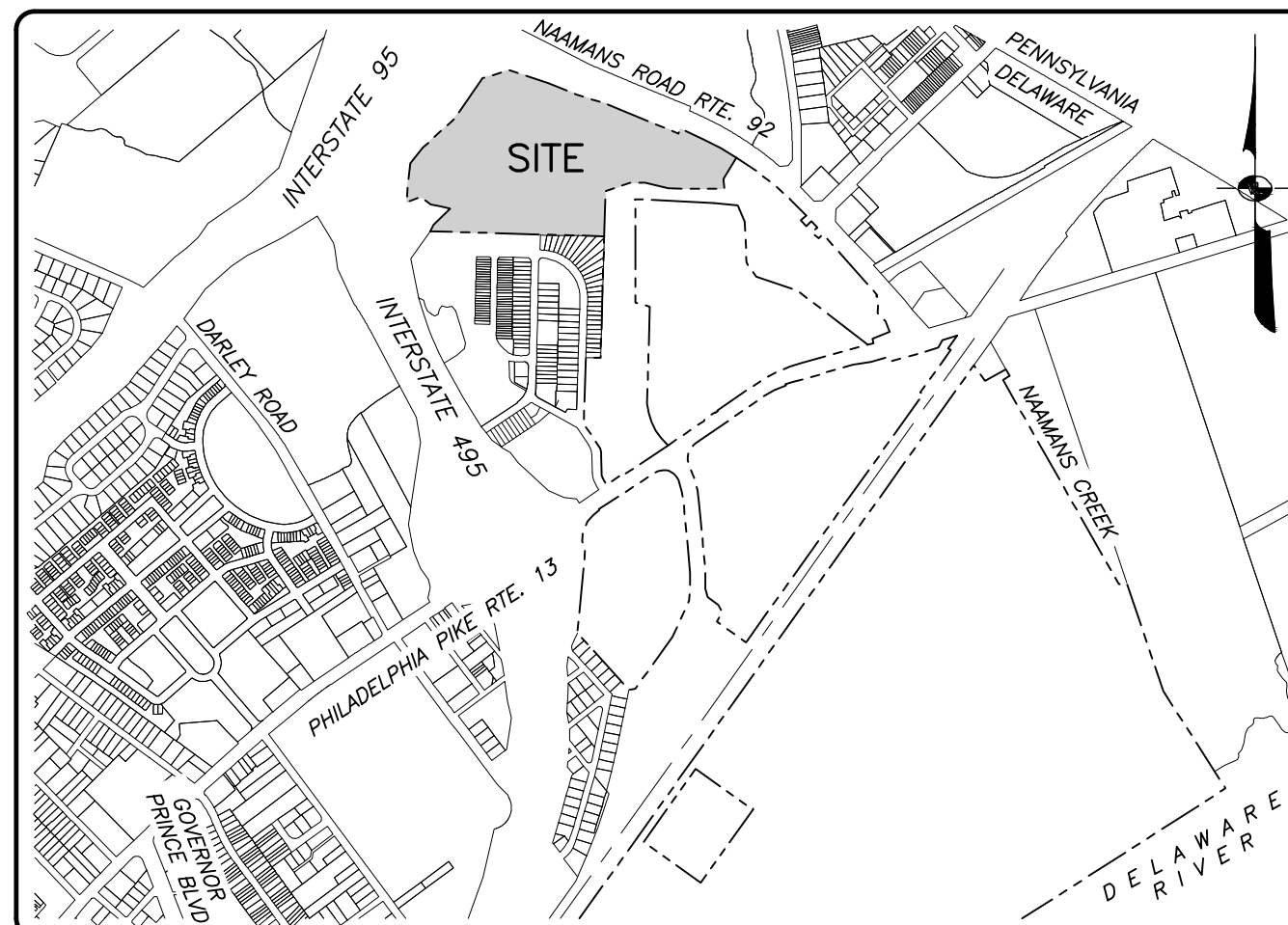
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SHEET SIZE: 24x36

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SHEET 3 OF 8

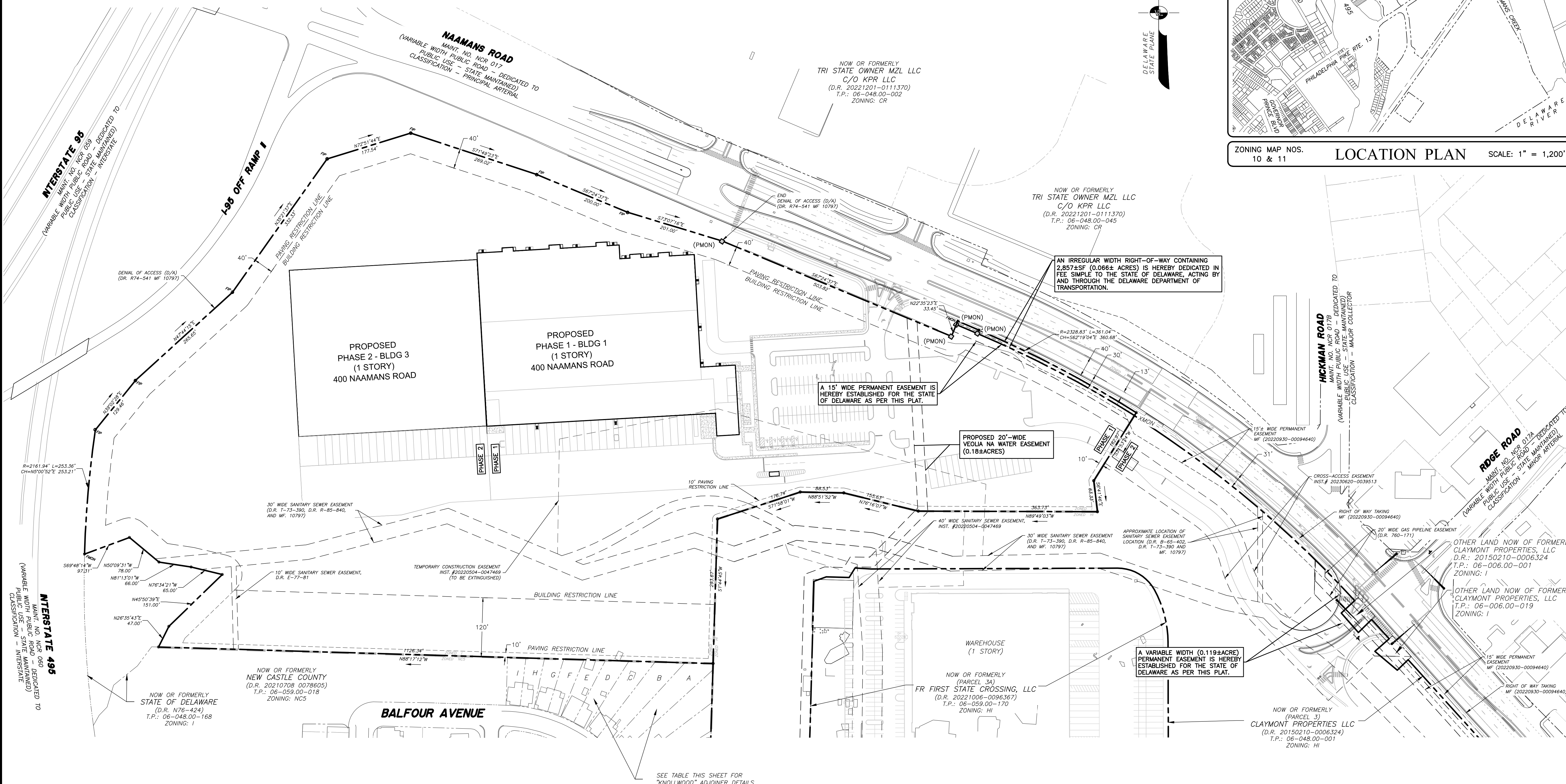
Page 10 of 10



ZONING MAP NOS
10 & 11

LOCATION PLAN

SCALE: 1" = 1,200



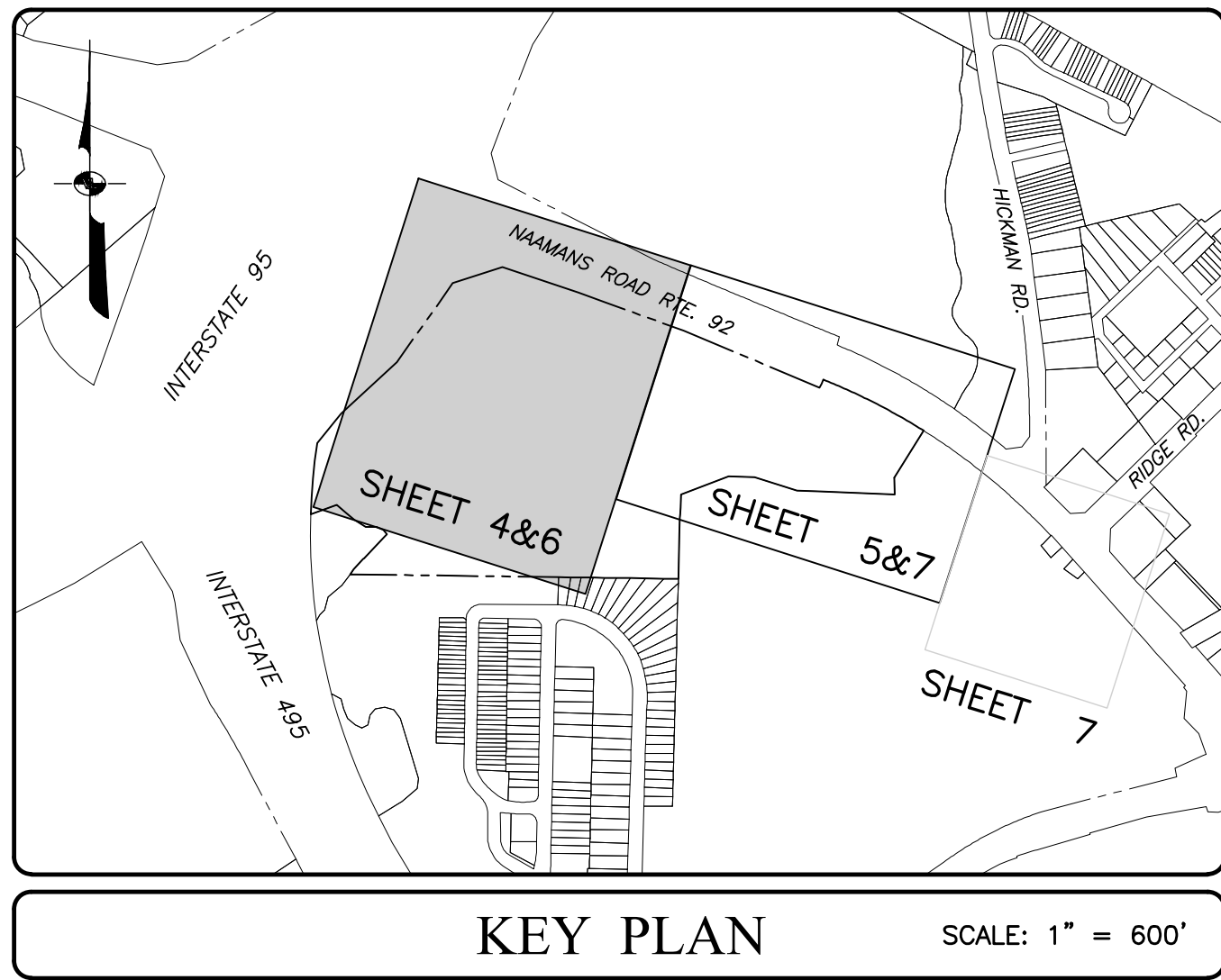
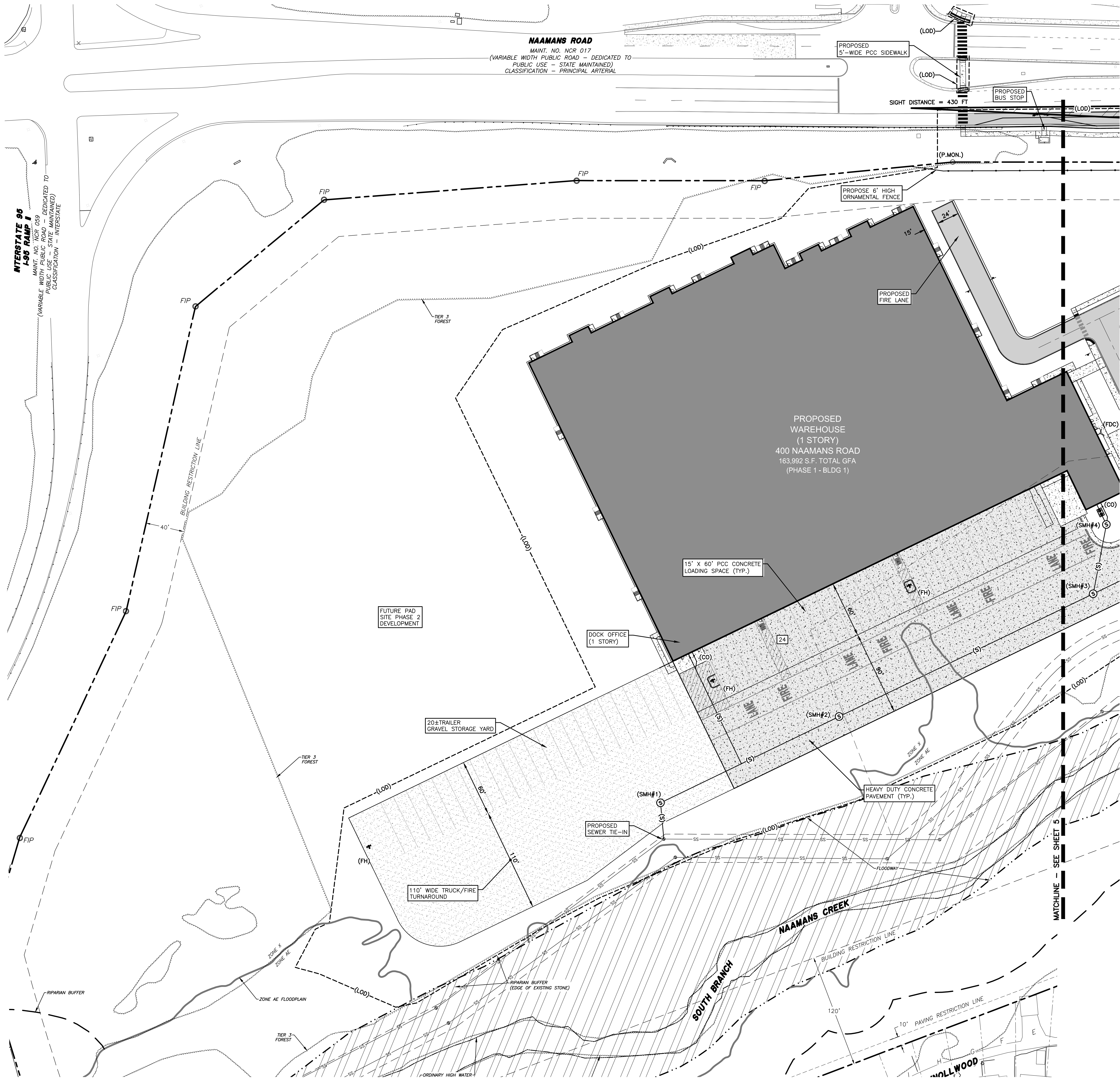
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#	OWNER	TAX PARCEL	ZONE	MF#	DEED RECORD
A	ENDERS MICHAEL P & TRACY B	06-059.00-143	NC5	000866	D.R. 20110111-0002340
B	OHLES SHELBA K	06-059.00-142	NC5	000866	D.R. 20110115-0061534
C	VINCENT ERNEST G & WF	06-059.00-141	NC5	000866	D.R. N/A
D	VINCENT KENNETH G	06-059.00-140	NC5	000866	D.R. 20020509-0043648
E	LEWIS GEORGE W JR	06-059.00-139	NC5	000866	D.R. 20020615-0062228
F	LIPARI AUDIE MERALDO PASTOR	06-059.00-138	NC5	000866	D.R. 20170625-0031657
G	BATTAN KIMBERLY A	06-059.00-137	NC5	000866	D.R. 20050118-0005759
H	MAY MARIE	06-059.00-136	NC5	000866	D.R. 20220615-0061847
I	MAY MARIE	06-059.00-135	NC5	000866	D.R. 20200817-0068872

3

SHEET SIZE: 24x36

SHEET 3 OF 8

REV 4



KEY PLAN

SCALE: 1" = 600'

LEGEND		
EXISTING		PROPOSED
---	PROPERTY LINE	---
---	EASEMENT LINE	---
N/A	BUILDING RESTRICTION LINE	---
N/A	ASPHALT PAVEMENT	---
---	BUILDING	---
N/A	CONCRETE	---
N/A	GRAVEL	---
SS	SANITARY SEWER	(S)
⊙	SANITARY SEWER MANHOLE	⊙ (S)
⊙	FIRE HYDRANT	⊙ (FH)
N/A	FIRE DEPARTMENT CONNECTION	⊙ (FDC)
N/A	PARKING COUNT	(12)
---	CONCRETE CURB	---
⊙	MONUMENT	⊙
N/A	HANDICAP	---
N/A	LIMIT OF DISTURBANCE	---
---	REGULATORY FLOODPLAIN	N/A
---	REGULATORY FLOODWAY	N/A
---	RIPARIAN BUFFER	N/A
---	ORDINARY HIGH WATER	N/A



VANDEMARK & LYNCH, INC.
ENGINEERS - SURVEYORS

4305 MILLER ROAD (302) 764-7635
WILMINGTON, DE 19802 WWW.VDLENG.COM

PROJECT NAME

FIRST STATE CROSSING PARCEL 1

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL



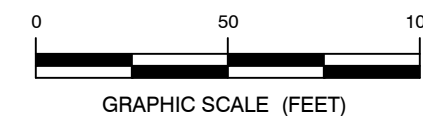
SEAL IS NOT VALID UNLESS RED OR EMBOSSED

PLAN TYPE

RECORD PLAN

MAJOR REDEVELOPMENT
PHASE 1

SCALE: 1"=50'



REVISIONS

NO.	DATE	REVISION
4	9.11.23	NO REVISIONS THIS SHEET
3	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	6.09.23	PER DELDOT COMMENTS

PROJECT NUMBER: 24545.13

SURVEYED BY: CMG

DRAWN BY: CMG

PROJECT MANAGER: DME

MODGRID: 130/374

DATE: 4.24.23

FILE: 24545.13-RECORD-03

APPLICATION #: 2023-0112

DRAWING NUMBER

4

SHEET SIZE: 24x36

SHEET 4 OF 8

REV 4



PROJECT NAME

**FIRST STATE
CROSSING
PARCEL 1**

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL

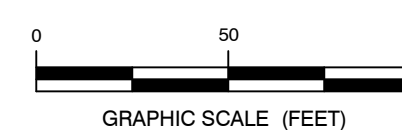
SEAL IS NOT VALID UNLESS RED OR EMBOSSED

PLAN TYPE

RECORD PLAN

MAJOR
REDEVELOPMENT
PHASE 1

SCALE: 1"=50'



REVISIONS

4	9.11.23	REVISED PER NCC COMMENTS
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2	8.10.23	PER REGULATORY COMMENTS
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NO.	DATE	REVISION
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PROJECT NUMBER: 24545.13

SURVEYED BY:

DRAWN BY: CMG

PROJECT MANAGER:

MODGRID: 130/374

DATE: 4.24.23

FILE: 24545 13-RECORD-03

APPLICATION #: 2023-0112

DRAWING NUMBER

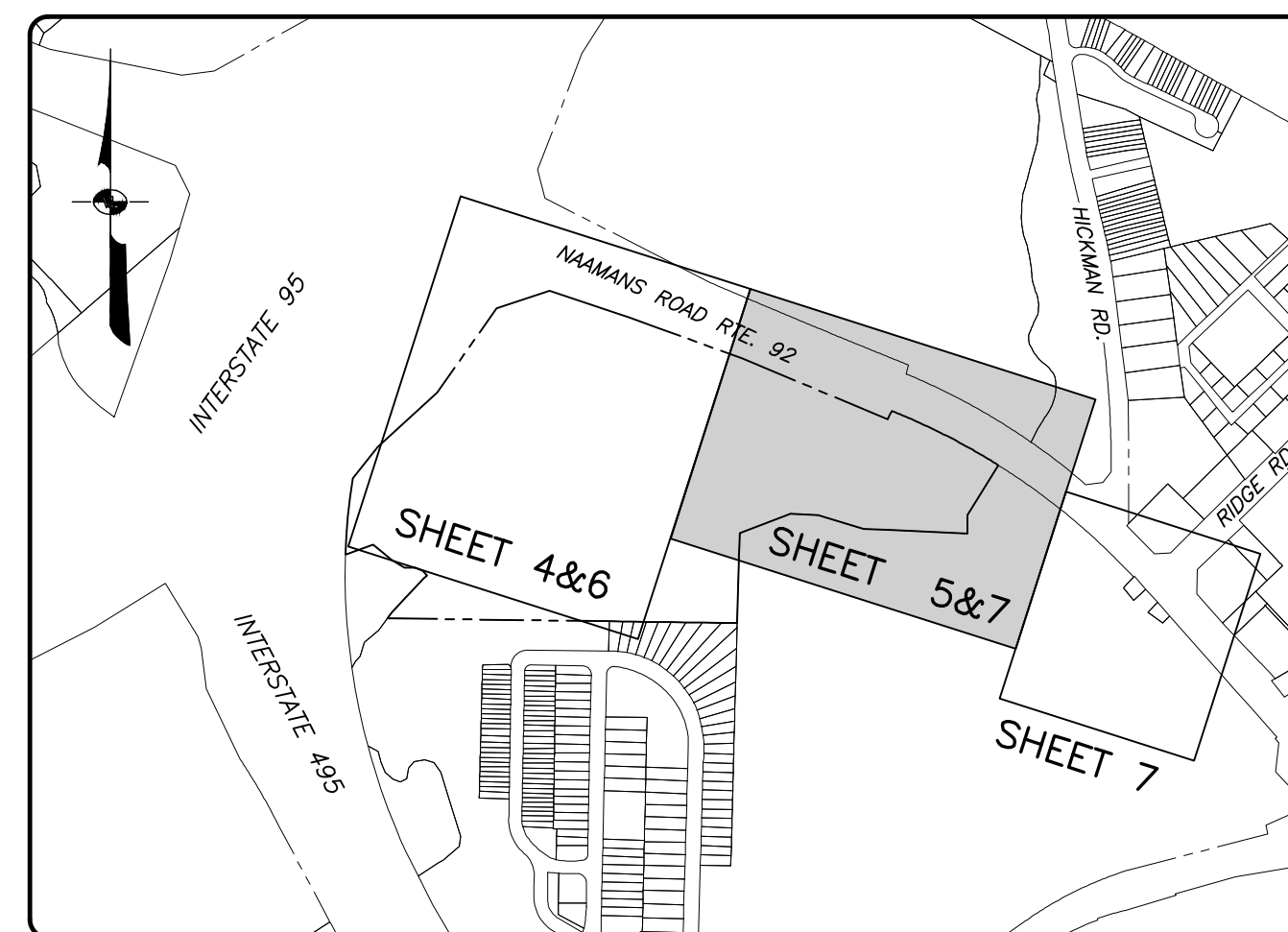
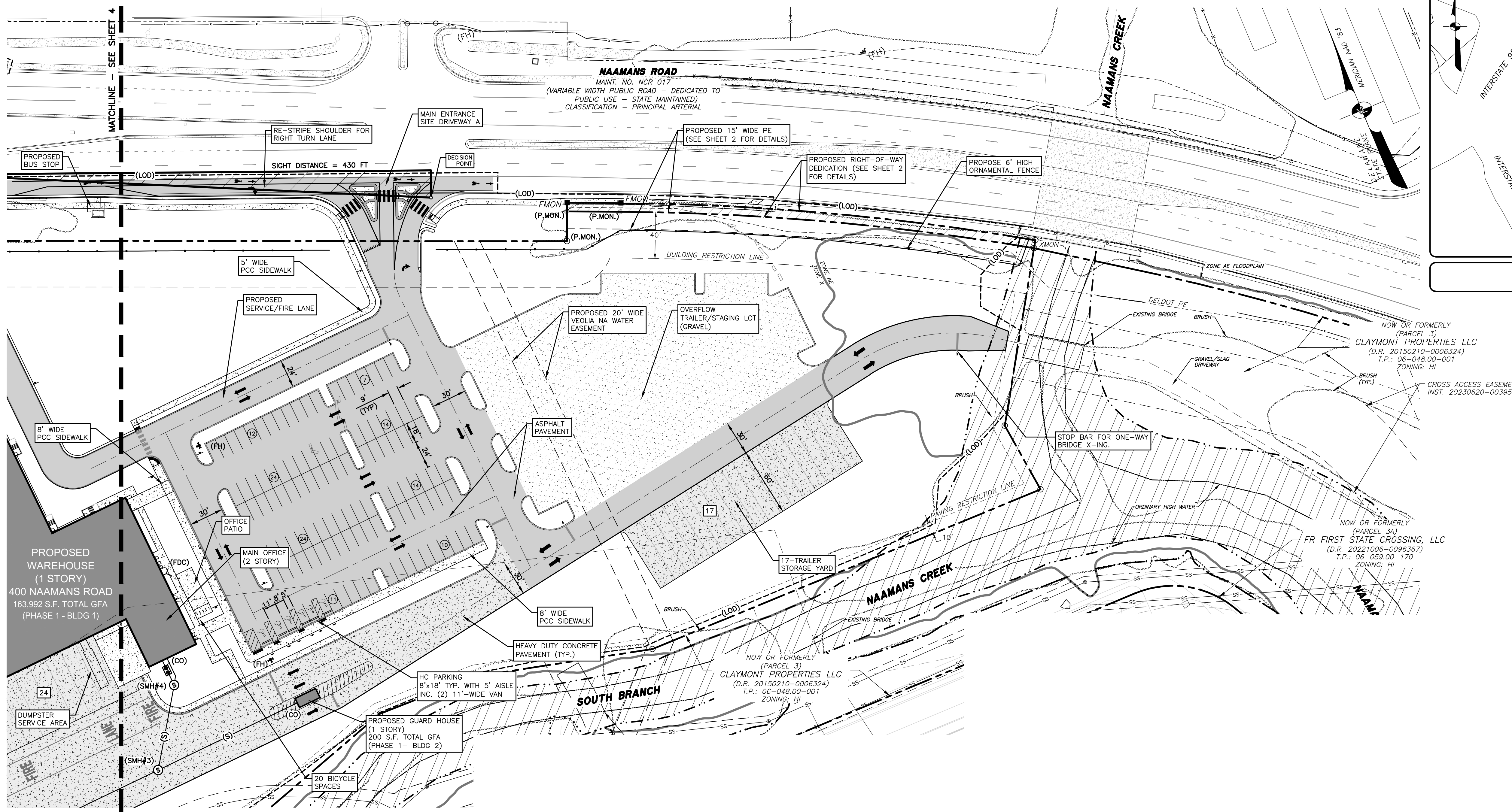
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SHEET SIZE: 24x36

SHEET 5 OF 8

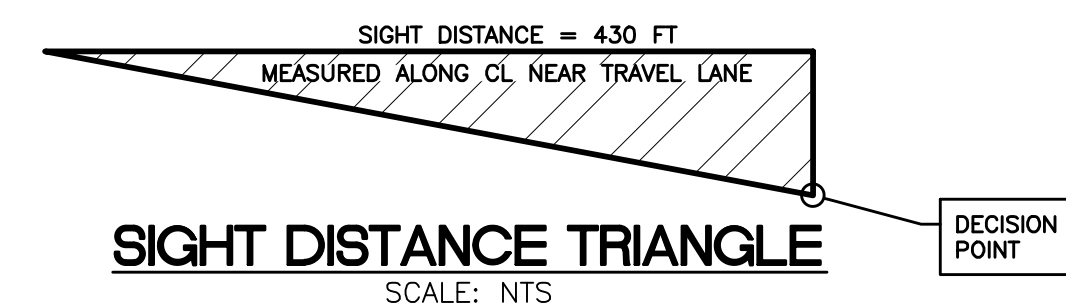
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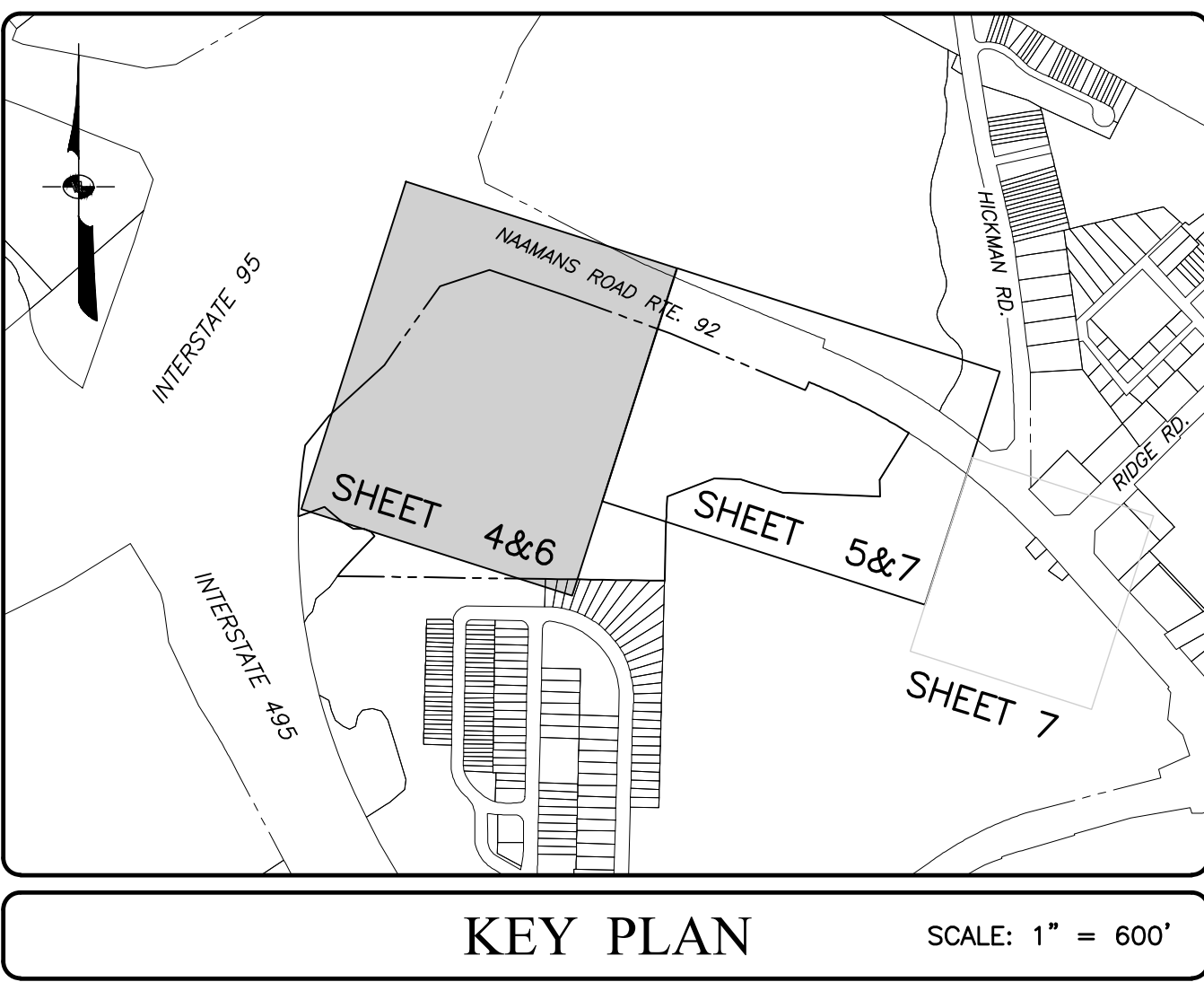
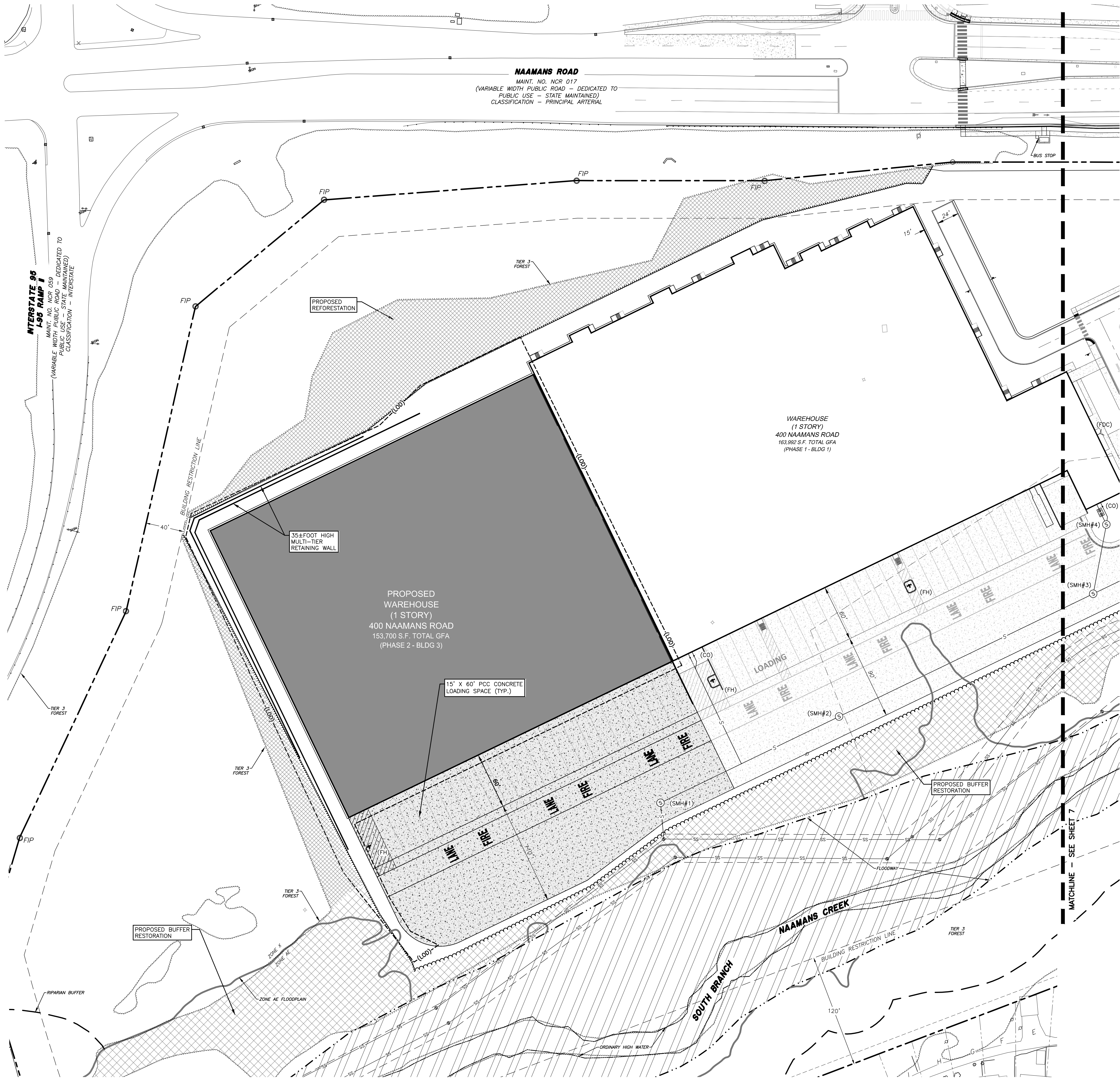


KEY PLAN

SCALE: 1" = 600'

EXISTING		PROPOSED
— — — — —	PROPERTY LINE	— — — — —
— — — — —	EASEMENT LINE	— — — — —
N/A	BUILDING RESTRICTION LINE	— — — — —
N/A	ASPHALT PAVEMENT	
	BUILDING	
N/A	CONCRETE	
N/A	GRAVEL	
— SS —	SANITARY SEWER	(S)
⊙	SANITARY SEWER MANHOLE	(S)
⊕ ^{FH}	FIRE HYDRANT	(FH)
N/A	FIRE DEPARTMENT CONNECTION	Y (FDC)
N/A	PARKING COUNT	(12)
— — — — —	CONCRETE CURB	— — — — —
	MONUMENT	
N/A	HANDICAP	♿
N/A	LIMIT OF DISTURBANCE	— (LOD) —
- - - - -	REGULATORY FLOODPLAIN	N/A
- · - · -	REGULATORY FLOODWAY	N/A
- - - - -	RIPARIAN BUFFER	N/A
- - - - -	ORDINARY HIGH WATER	N/A





LEGEND	
EXISTING	PROPOSED
---	PROPERTY LINE
---	EASEMENT LINE
N/A	BUILDING RESTRICTION LINE
---	ASPHALT PAVEMENT
▨	BUILDING
N/A	CONCRETE
N/A	GRAVEL
SS	SANITARY SEWER
⊙	SANITARY SEWER MANHOLE
⊕	FIRE HYDRANT
N/A	FIRE DEPARTMENT CONNECTION (FDC)
N/A	PARKING COUNT
▢	CONCRETE CURB
N/A	MONUMENT
N/A	HANDICAP
N/A	LIMIT OF DISTURBANCE
N/A	RIPIARIAN BUFFER RESTORATION
---	REGULATORY FLOODPLAIN
---	REGULATORY FLOODWAY
---	RIPIARIAN BUFFER
---	ORDINARY HIGH WATER



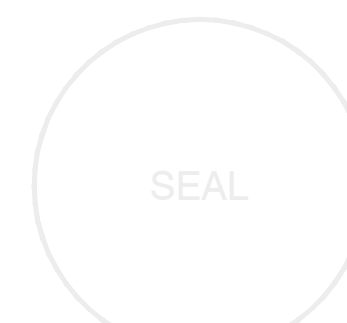
VANDEMARK & LYNCH, INC.
ENGINEERS - SURVEYORS
4305 MILLER ROAD (302) 764-7635
WILMINGTON, DE 19802 WWW.VDLENG.COM

PROJECT NAME

FIRST STATE CROSSING PARCEL 1

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL



SEAL IS NOT VALID UNLESS RED OR EMBOSSED

PLAN TYPE

RECORD PLAN

MAJOR REDEVELOPMENT PHASE 2

SCALE: 1"=50'

GRAPHIC SCALE (FEET)

REVISIONS

NO.	DATE	REVISION
4	9.11.23	REVISED PER NCC COMMENTS
3	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	8.09.23	PER DELDOT COMMENTS

PROJECT NUMBER: 24545.13
SURVEYED BY: ---
DRAWN BY: CMG
PROJECT MANAGER: DME
MODGRID: 130/374
DATE: 4.24.23
FILE: 24545.13-RECORD-04
APPLICATION #: 2023-0112

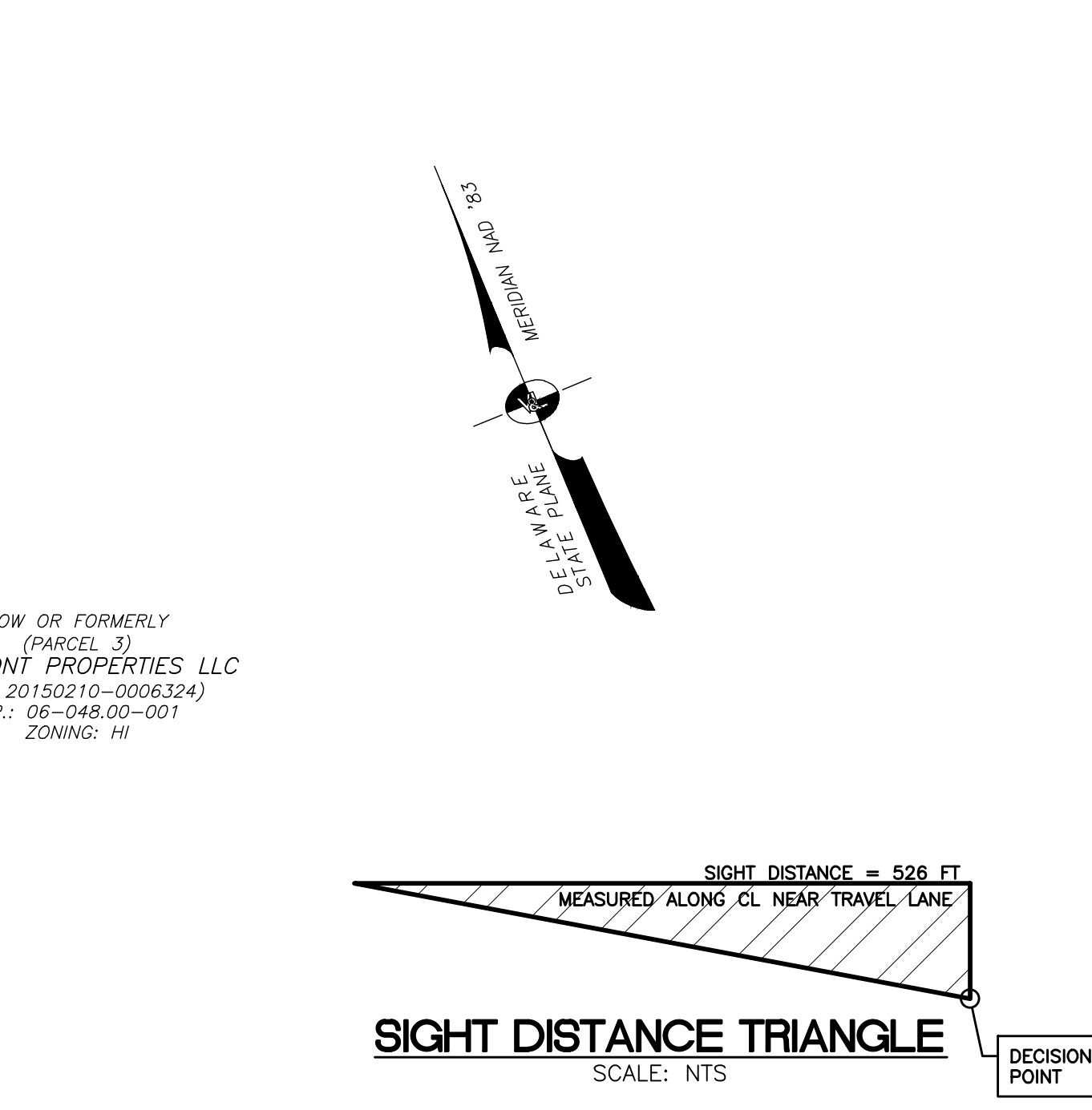
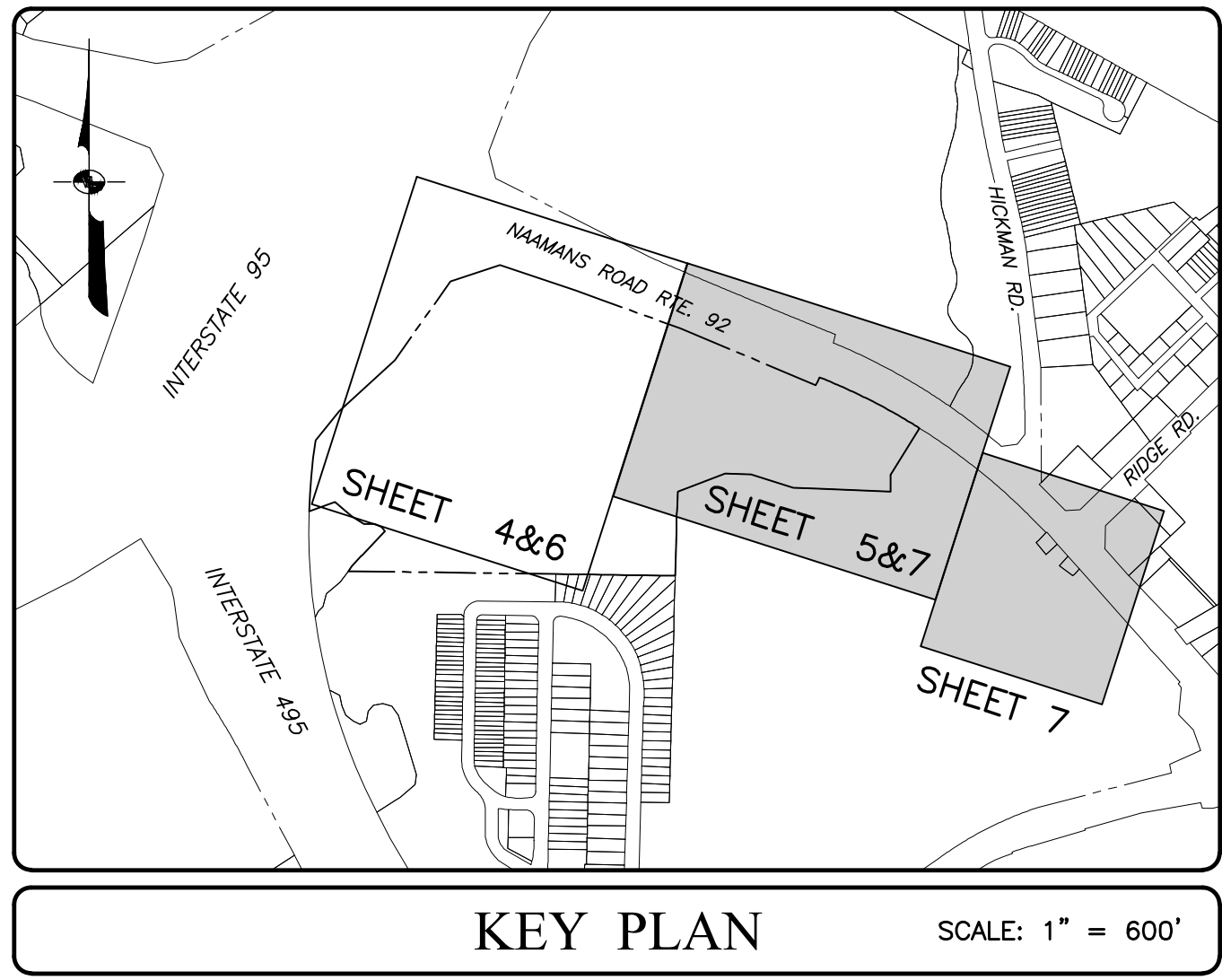
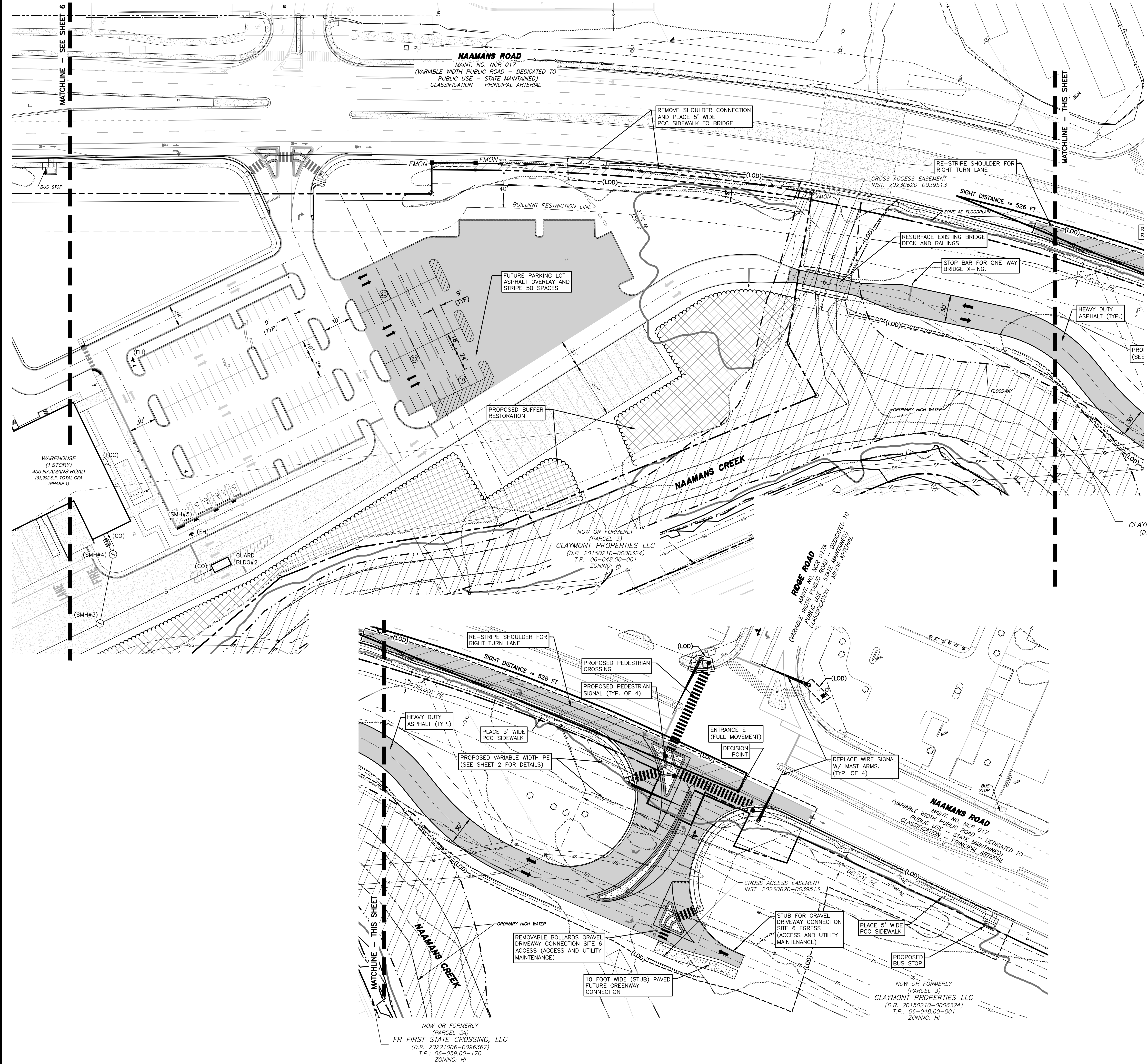
DRAWING NUMBER

6

SHEET SIZE: 24x36

SHEET 6 OF 8

REV 4



LEGEND		
EXISTING		PROPOSED
---	PROPERTY LINE	---
---	EASEMENT LINE	---
N/A	BUILDING RESTRICTION LINE	---
	ASPHALT PAVEMENT	
	BUILDING	
N/A	CONCRETE	
N/A	GRAVEL	
SS	SANITARY SEWER	N/A
⊙	SANITARY SEWER MANHOLE	N/A
⊕	FIRE HYDRANT	⊕(FH)
N/A	FIRE DEPARTMENT CONNECTION	(FDC)
N/A	PARKING COUNT	12
	CONCRETE CURB	
□	MONUMENT	□
N/A	HANDICAP	□
N/A	LIMIT OF DISTURBANCE	-(LOD)-
N/A	RIPIARIAN BUFFER RESTORATION	
---	REGULATORY FLOODPLAIN	N/A
---	REGULATORY FLOODWAY	N/A
---	RIPIARIAN BUFFER	N/A
---	ORDINARY HIGH WATER	N/A



VANDEMARK & LYNCH, INC.
ENGINEERS - SURVEYORS
4305 MILLER ROAD (302) 764-7635
WILMINGTON, DE 19802 WWW.VDLENG.COM

PROJECT NAME

FIRST STATE CROSSING PARCEL 1

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL

PLAN TYPE

RECORD PLAN

MAJOR REDEVELOPMENT PHASE 2

SCALE: 1"=50'

GRAPHIC SCALE (FEET)

REVISIONS

NO.	DATE	REVISION
4	9.11.23	REVISED PER NCC COMMENTS
8	8.23.23	REVISED PER DELDOT COMMENTS
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PROJECT NUMBER: 24545.13
SURVEYED BY: --
DRAWN BY: CMG
PROJECT MANAGER: DME
MODGRID: 130/374
DATE: 4.24.23
FILE: 24545.13-RECORD-04
APPLICATION #: 2023-0112

DRAWING NUMBER

7

SHEET SIZE: 24x36

SHEET 7 OF 8

REV 4



7. The following items pertain to site accesses on Naamans Road and other improvements needed in conjunction with development of the proposed cold storage warehouse on Site Parcel 1:
- a. The developer should construct the limited-movement Site Access A on Naamans Road opposite Tri-State Mall East Entrance. Site Access A will be a fourth leg added to the existing three-leg intersection. Site Access A is proposed as unsignalized left-in/right-in/right-out (no lefts in). The proposed configuration is shown in the table below.

Approach	Existing Configuration	Proposed Configuration
Eastbound Naamans Road	One left-turn lane and two through lanes	One left-turn lane, two through lanes and one right-turn lane
Westbound Naamans Road	One u-turn lane, two through lanes and one right-turn lane	One u-turn/left-turn lane, two through lanes and one right-turn lane
Northbound Site Access A	Does not exist	One right-turn-only lane
Southbound Tri-State Mall East Entrance	One shared left/right-turn lane	One shared left/through/right-turn lane

At Site Access A, a concrete channelization island should be added to physically restrict the northbound left-turn and through movements. The length of the new eastbound right-turn lane on Naamans Road at Site Access A should be 125 feet plus a 50-foot taper. The developer should coordinate with DelDOT's Development Coordination Section to determine final turn-lane lengths and other design details during the site plan review.

- b. The developer should construct the full-movement Site Access E on Naamans Road opposite Ridge Road. Site Access E will be a fourth leg added to the existing three-leg signalized intersection. The proposed configuration is shown in the table below.

Approach	Existing Configuration	Proposed Configuration
Eastbound Naamans Road	One left-turn lane and two through lanes	One left-turn lane, two through lanes and one right-turn lane
Westbound Naamans Road	One u-turn lane, two through lanes and one right-turn lane	One u-turn/left-turn lane, two through lanes and one right-turn lane
Northbound Site Access E	Does not exist	One left-turn lane and one shared through/right-turn lane
Southbound Ridge Road	One left turn lane and one right-turn lane	One left turn lane and one shared through/right-turn lane

First State Crossing

June 20, 2023
Page 11



- The length of the new eastbound right-turn lane on Naamans Road at Site Access E should be 200 feet plus a 50-foot taper. The developer should coordinate with DelDOT's Development Coordination Section to determine final turn-lane lengths and other design details during the site plan review.
- c. The developer should enter into a traffic signal agreement with DelDOT for the intersection of Naamans Road and Ridge Road/Site Access E.
- d. Note that a full-movement access (formerly known as Site Access B) was previously planned to be located on Naamans Road across from Tri-State Mall West Entrance at the signalized intersection, but Site Access B is no longer proposed.
- e. Bicycle and pedestrian facilities pertaining to Site Parcel 1 development must be coordinated with DelDOT. Initial recommendations include a sidewalk should be constructed along the site frontage on the south side of Naamans Road, and the developer must coordinate with DelDOT regarding one or more pedestrian crossings across on Naamans Road. Additionally, adjacent to the proposed right-turn lanes at the site accesses on Naamans Road, a minimum of a five-foot bicycle lane should be dedicated and striped with appropriate markings for bicyclists through the turn lane in order to facilitate safe and unimpeded bicycle travel.

Improvements in this TIS may be considered "significant" under DelDOT's *Work Zone Safety and Mobility Procedures and Guidelines*. These guidelines are available on DelDOT's website at http://deldot.gov/Publications/manuals/de_muted/index.shtml.

Please note that this review generally focuses on capacity and level of service issues; additional safety and operational issues will be further addressed through DelDOT's site plan review process.

Additional details on our review of this TIS are attached. Please contact me at (610) 640-3500 or through e-mail at ajparker@mccormicktaylor.com if you have any questions concerning this review.

Sincerely,

McCormick Taylor, Inc.

Andrew J. Parker, PE, PTOE
Project Manager

Enclosure

First State Crossing

June 20, 2023
Page 12



**VANDEMARK
& LYNCH, INC.**
ENGINEERS - SURVEYORS
4305 MILLER ROAD (302) 764-7635
WILMINGTON, DE 19802 WWW.VDLENG.COM

PROJECT NAME

**FIRST STATE
CROSSING
PARCEL 1**

400 NAAMANS ROAD
WILMINGTON
New Castle County, DE

SEAL



PLAN TYPE

RECORD PLAN

MAJOR
REDEVELOPMENT

REVISIONS

4	9.11.23	NO REVISIONS THIS SHEET
3	8.23.23	REVISED PER DELDOT COMMENTS
2	8.10.23	PER REGULATORY COMMENTS
1	6.09.23	PER DELDOT COMMENTS

NO.	DATE	REVISION
VANDEMARK & LYNCH, INC. IS NOT RESPONSIBLE FOR ANY MODIFICATION MADE TO THIS PLAN AND/OR CAD FILE WITHOUT ITS WRITTEN AUTHORIZATION.		

PROJECT NUMBER: 24545.13

SURVEYED BY: --

DRAWN BY: CMG

PROJECT MANAGER: DME

MODGRID: 130/374

DATE: 4.24.23

FILE: 24545.13-RECORD-05

APPLICATION #: 2023-0112

DRAWING NUMBER

8

SHEET SIZE: 24x36

SHEET 8 OF 8

REV 4

Prime sponsor(s): Mr. Sheldon
Co-sponsor(s): Mr. Smiley, Mr. Cartier
Mr. Tackett
Date of introduction: November 14, 2023

RESOLUTION NO. 23-204

CELEBRATING NATIONAL APPRENTICESHIP WEEK 2023

1 **WHEREAS**, from November 13-19, 2023, the United States celebrates “*National*
2 *Apprenticeship Week*,” and

3
4 **WHEREAS**, during National Apprenticeship Week, we celebrate the workers of
5 America and our County - - the best in the world - - and recognize the importance of
6 apprenticeship programs run by unions, employers, and other organizations. These
7 programs train workers to hone a skill and craft that is going to rebuild America and our
8 County for the 21st Century; and

9
10 **WHEREAS**, as profoundly stated by a former U.S. Deputy Secretary of
11 Labor, “[g]oing back to our Founding Fathers, apprenticeships are part of the American
12 culture. They have gone through hills and valleys during the course of our history as a
13 country, but they have always been with us...,” and

14
15 **WHEREAS**, this annual celebration offers leaders in business, government,
16 labor, education and other partners the opportunity to show their support of
17 apprentices while sponsors are able to showcase their programs, facilities, and
18 apprentices in the local community; and

19
20 **WHEREAS**, this year’s theme, “Registered Apprenticeship: Superhighway to Good
21 Jobs,” underscores the significance of apprenticeships as a proven and industry-driven
22 model that paves the way to rewarding careers for all, while fostering diversity, equity,
23 and inclusivity by offering education and on-the-job training to our youth, minorities,
24 women, veterans, and individuals with disabilities so that they are highly prepared for
25 and in a highly competitive position in the workforce; and

26
27 **WHEREAS**, apprenticeships create a critical pathway to good-paying jobs, and
28 apprentices earn while they learn. These programs, particularly through local unions,
29 ensure that our Nation and our County are producing the best-trained, best-prepared,
30 and best-skilled workers for industries now and of the future - - from health care and
31 information technology to clean energy. Moreover, supporting registered
32 apprenticeships is a key component of the economic vision of President Biden to build
33 an economy from the bottom up and the middle out: an economy that works for everyone;
34 and

35 **WHEREAS**, studies show, time and again, that apprenticeships provide an
36 excellent return on investment for both the workers and their employers, and
37 apprenticeships help employers increase staff loyalty and retention of workers, during and
38 following the apprenticeship; and
39

40 **WHEREAS**, apprenticeships are an investment in the County's future and
41 they help further the County's ability to remain competitive in a rapidly expanding and
42 increasingly competitive global market; and
43

44 **WHEREAS**, hundreds of millions of dollars from the American Rescue Plan and
45 Bipartisan Infrastructure Law are dedicated to helping the County and the State,
46 employers, labor organizations, and workforce intermediaries design, develop, and
47 expand registered apprenticeships and pre-apprenticeship programs, which means jobs
48 for electrical workers, pipefitters, carpenters, and more; and
49

50 **WHEREAS**, the middle class built America, and it built our County, and unions built
51 the middle class. Registered apprenticeships are a testament to the power of unions to
52 deliver good-paying jobs that offer dignity and respect. They also reflect American
53 workers' dedication and commitment to excellence. During *National Apprenticeship*
54 *Week*, we celebrate the apprentices of America, give our thanks to the mentors who train
55 them, and remind ourselves of our ongoing responsibility to invest in the best workforce
56 on the planet; and
57

58 **WHEREAS**, New Castle County Council is a strong supporter of apprentice
59 programs and their valuable contributions to developing the workforce and fostering
60 economic development in our County.
61

62 **NOW, THEREFORE, BE IT RESOLVED**, by and for the County Council of New
63 Castle County that County Council hereby recognizes and celebrates *National*
64 *Apprenticeship Week* 2023 (November 13-19, 2023).

Adopted by County Council of
New Castle County on:

Karen Hartley-Nagle
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL NOTE: There is no discernible fiscal impact with the adoption of this resolution.

Introduced by: Mr. Bell, Ms. Hartley-Nagle
Date of introduction: October 24, 2023

ORDINANCE NO. 23-143

**AMEND THE GRANTS BUDGET:
APPROPRIATE FEDERAL FUNDING OF \$198,854 TO THE JUSTICE ASSISTANCE GRANT
(JAG) 2023 GRANT FOR THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC
SAFETY, DIVISION OF POLICE**

WHEREAS, funding has been awarded from the Bureau of Justice Assistance to the New Castle County, Department of Public Safety, Division of Police, Justice Assistance Grant (JAG) – 2023 Grant; and

WHEREAS, the JAG program, administered by the Bureau of Justice Assistance, is the leading source of Federal Justice funding to State and Local jurisdictions and provides New Castle County with critical funding to support a range of police related programs; and

WHEREAS, this award will support police overtime, specialized police training and the purchase of K9 and recruitment supplies and night vision goggles; and

WHEREAS, the County Executive has determined that funds received are sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order prosperity and/or welfare of the present and future inhabitants of this State).

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 adding the material on the attached “Exhibit A,” which is considered to be underscored in its entirety.

Section 2. 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 3. It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to October 1, 2022.

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 federal funding of \$198,854 to the Justice Assistance Grant (JAG) 2023 Grant. This funding will be used by the Department of Public Safety, Division of Police for police overtime, specialized police training and the purchase of K9 and recruitment supplies and night vision goggles.

It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to October 1, 2022.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating federal funding of \$198,854 to the Justice Assistance Grant (JAG) 2023 Grant.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of \$198,854. This increase will impact FY2023, FY2024, FY2025, FY2026 and FY2027, since the targeted program completion date of this award is September 30, 2026. In addition, the Department will provide an Operating Budget match of \$32,250.18 from Approved Operating funds in the Department of Public Safety to cover the reduced costs of employee benefits. The operating expenses for the additional canine is included in their current Approved Operating budget.

There will be no fiscal impact beyond FY2027 as a result of this grant award.

DEPARTMENT: Public Safety

EXHIBIT: "A"

GRANT TITLE: JAG 2023

Ordinance No. 23-143

PROGRAM TITLE: JAG 2023

Expense	Current	Change	Revised
Salaries and Wages	\$ 69,417.45	\$ -	\$ 69,417.45
Benefits	\$ 5,582.55	\$ -	\$ 5,582.55
Training/Civic Affairs	\$ 95,854.00	\$ -	\$ 95,854.00
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ 10,000.00	\$ -	\$ 10,000.00
Contractual Services	\$ -	\$ -	\$ -
Equipment	\$ 12,000.00	\$ -	\$ 12,000.00
Grants/Fixed Charges	\$ 6,000.00	\$ -	\$ 6,000.00
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 198,854.00	\$ -	\$ 198,854.00

Revenue	Current	Change	Revised
Federal	\$ 198,854.00	\$ -	\$ 198,854.00
State		\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ 198,854.00	\$ -	\$ 198,854.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 10/1/2022

Estimated Program Completion: 9/30/2026

Operating Budget Match \$ 35,250.18

Found in: Police (10200305-10200308)

**Ordinance
Passed:**

Date Revised:

PROGRAM DESCRIPTION:

The Justice Assistance Grant (JAG) Program provides crucial funding to the New Castle County Division of Police. This grant will support police overtime to reduce crime in identified high crime areas of the County, fund specialized training for police officers and support the purchase of a police canine, recruitment supplies and equipment.

10/24/2023

Introduced by: Mr. Bell, Ms. Hartley-Nagle

Date of introduction: October 24, 2023

ORDINANCE NO. 23-144

**AMEND THE GRANTS BUDGET:
APPROPRIATE FEDERAL FUNDING OF \$550,000 TO THE CONNECT AND
PROTECT 911 JMHCP GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF
PUBLIC SAFETY, DIVISION OF POLICE**

WHEREAS, funding has been awarded from the United States Department of Justice, Office of Justice Programs to the New Castle County, Department of Public Safety, Division of Police, Connect and Protect 911 JMHCP Grant; and

WHEREAS, the project will place two contractual mental health professionals (MHP) into the 911 Operations Center to redirect calls that are identified as being mental health related; and

WHEREAS, the MHP will connect those in need to the mental health treatment system as opposed to the Criminal Justice system, freeing up critical emergency services; and

WHEREAS, the County Executive has determined that grants received will be sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

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 adding the material on the attached Exhibits "A" which shall be considered underscored in their entirety.

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.

Section 3. It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to October 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, if approved, will appropriate federal funding of \$550,000 to the Connect and Protect 911 JMHCP Grant. The project will place two contractual mental health professionals (MHP) into the 911 Operations Center to redirect calls that are identified as being mental health related. The MHP will connect those in need to the mental health treatment system as opposed to the Criminal Justice system, freeing up critical emergency services.

It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to October 1, 2023.

FISCAL NOTE: This Ordinance, if approved, will appropriate federal funding of \$550,000 to the Connect and Protect 911 JMHCP Grant. The project will place two contractual mental health professionals (MHP) into the 911 Operations Center to redirect calls that are identified as being mental health related. The MHP will connect those in need to the mental health treatment system as opposed to the Criminal Justice system, freeing up critical emergency services.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of \$550,000. The increase will affect FY2024, FY2025, FY2026 and FY2027, since the targeted program completion date of this award is September 30, 2026. In addition, the Department will provide an Operating Budget match of \$231,250 for the duration of the grant from Approved Operating funds in the Department of Public Safety comprised of the salary and benefits of the Assistant Chief who will serve as the program director for this award.

There will be no fiscal impact beyond FY2027 as a result of this grant award.

DEPARTMENT:

Public Safety

GRANT TITLE:

Connect and Protect 911 JMHCP

PROGRAM TITLE:

Connect and Protect 911 JMHCP

EXHIBIT:

"A"

Ordinance No.

23-144

Expense	Current	Change	Revised
Salaries and Wages	\$ 40,049.00	\$ -	\$ 40,049.00
Benefits	\$ 23,665.00	\$ -	\$ 23,665.00
Training/Civic Affairs	\$ 30,858.00	\$ -	\$ 30,858.00
Communication/Utilities	\$ 1,200.00	\$ -	\$ 1,200.00
Materials/Supplies	\$ 399.00	\$ -	\$ 399.00
Contractual Services	\$ 453,829.00	\$ -	\$ 453,829.00
Equipment	\$ -	\$ -	\$ -
Grants/Fixed Charges	\$ -	\$ -	\$ -
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 550,000.00	\$ -	\$ 550,000.00

Revenue	Current	Change	Revised
Federal	\$ 550,000.00	\$ -	\$ 550,000.00
State	\$ -	\$ -	\$ -
County	\$ -	\$ -	\$ -
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ 550,000.00	\$ -	\$ 550,000.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation:

10/1/2023

Estimated Program Completion:

9/30/2026

County Match:

\$ 231,250.00

Found in (ORG):

10200501 - Emergency Communications - Admin

Ordinance Passed:

Date Revised:

PROGRAM DESCRIPTION:

The project will place two mental health professionals (MHP) into the 911 Operations Center to redirect calls that are identified as being mental health related. The MHP will connect those in need to the mental health treatment system as opposed to the Criminal Justice system, freeing up critical emergency resources. The call takers answering these emergency calls will make the critical assessment of the health and safety of those involved in each call. They will determine whether help is needed, and if it should be led by law enforcement officers, emergency medical services or a mental health professional.

10/24/2023

Introduced by: Mr. Bell, Mr. Smiley, Mr. Cartier,
Ms. Hartley-Nagle

Date of introduction: October 24, 2023

ORDINANCE NO. 23-145

**AMEND THE FY2024 OPERATING BUDGET:
APPROPRIATE \$100,000 IN FUNDING FROM THE STATE OF DELAWARE TO SUPPORT A
FIRE SERVICE FINANCIAL REVIEW AND ANALYSIS TO BE ADMINISTERED BY THE
OFFICE OF THE COUNTY EXECUTIVE**

WHEREAS, the county recognizes a need to better understand the current financial state of the Fire Service, including financial analysis and recommendations for the sustainability of the Fire Rescue and Basic Life Support (BLS) services across the county; and

WHEREAS, the County has appropriated \$200,000 in the FY2024 Operating Budget for a Fire Service Financial Review and Analysis; and

WHEREAS, the Office of the County Executive and Department of Public Safety has been awarded \$100,000 in funding from the State of Delaware through the FY2024 Grant-in-Aid Act (House Bill 197); and

WHEREAS, the State funding will be used to support the Fire Service Financial Review and Analysis; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

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

Section 1. The Annual Operating Budget for the fiscal year beginning July 1, 2023 is hereby amended by deleting the material bracketed and stricken and adding the material underscored on the attached Exhibit "A."

Section 2. An appropriation of \$100,000 from the State of Delaware is hereby approved in order to support the Fire Service Financial Review and Analysis.

Section 3. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2023, and shall be effective retroactively as though incorporated initially in the Annual Operating Budget.

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 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 \$100,000 in funding from the State of Delaware through the FY2024 Grant-in-Aid Act (House Bill 197) to the Office of the County Executive to support a Fire Service Financial Review and Analysis.

The Office of the County Executive and the Department of Public Safety will be working collaboratively with a selected vendor through the formal procurement process to complete a Fire Service Financial Review and Analysis.

It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to July 1, 2023.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Operating Budget by appropriating \$100,000 in funding from the State of Delaware through the FY2024 Grant-in-Aid Act (House Bill 197) to the Office of the County Executive to support a Fire Service Financial Review and Analysis.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the FY2024 Operating Budget in the amount of \$100,000. There is no anticipated fiscal impact on the Operating Budget.

COUNTY COUNCIL

Salaries and Wages		\$	2,428,665
Benefits			1,428,590
Training and Civic Affairs			71,004
Communication and Utilities			17,849
Materials and Supplies			60,926
Contractual Services			253,148
Equipment			1,600
Grants and Fixed Charges			431,482
Operating Transfer Charges			161,959
Total		\$	4,855,223
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		<u>248,565</u>
Equipment			1,000
Grants and Fixed Charges			743,000
Contingency			55,000
Operating Transfer Charges			82,016
Total	3,922,521	\$	<u>4,022,521</u>
Total Authorized Full-Time Positions	15		

DEPARTMENT OF ADMINISTRATION

Salaries and Wages		\$	12,223,612
Benefits			8,338,475
Training and Civic Affairs			130,625
Communication and Utilities			8,308,491
Materials and Supplies			158,147
Contractual Services			6,762,985
Equipment			392,056
Grants and Fixed Charges			3,925,350
Operating Transfer Charges			1,163,161
Operating Transfer Credits			(12,098,321)
Total		\$	26,379,623
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		4,523,681
Contractual Services		10,366,975
Equipment		484,333
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		20,232
Communication and Utilities		951,132
Materials and Supplies		1,383,163
Contractual Services		2,334,162
Equipment		19,900
Grants and Fixed Charges		3,110,149
Operating Transfer Charges		1,231,237
Operating Transfer Credits		(190,829)
Total	\$	25,932,415
Total Authorized Full-Time Positions	160	

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	67,200,807
Benefits		39,140,036
Training and Civic Affairs		178,869
Communication and Utilities		1,010,888
Materials and Supplies		1,040,811
Contractual Services		2,195,206
Equipment		1,471,072
Grants and Fixed Charges		6,492,175
Operating Transfer Charges		7,298,634
Total	\$	126,028,498
Total Authorized Full-Time Positions	711	

REGISTER OF WILLS

Salaries and Wages	\$	1,111,172
Benefits		634,647
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	\$	1,953,891
Total Authorized Full-Time Positions	20	

RECORDER OF DEEDS

Salaries and Wages	\$	1,232,844
Benefits		712,707
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	\$	2,287,316
Total Authorized Full-Time Positions		23

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		30,043
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	\$	846,527
Total Authorized Full-Time Positions		7

DEBT SERVICE

Debt Service	\$	45,540,069
Land and Structures		
Contingency		
Intragovernmental Service Charges		
Intragovernmental Service Credits		
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	\$	1,619,958
Total	\$	1,619,958

NEW CASTLE COUNTY

Salaries and Wages		\$	128,178,603
Benefits			74,360,214
Training and Civic Affairs			676,771
Communication and Utilities			35,270,622
Materials and Supplies			7,354,247
Contractual Services	<u>24,122,084</u>		<u>24,222,084</u>
Equipment			2,444,736
Grants and Fixed Charges			15,970,763
Debt Service			45,540,069
Land and Structures			35,000
Contingency			2,979,958
Operating Transfer Charges			16,333,443
Operating Transfer Credits			(20,531,152)
<i>Sub-Total New Castle County</i>	<u>332,735,358</u>	\$	<u>332,835,358</u>
<i>Total Authorized Full-Time Positions</i>	<i>1,661</i>		

RESERVE ACCOUNTS AS OF SEPTEMBER 26, 2023

Tax Stabilization Reserve Account (Unaudited)	74,008,702
Sewer Rate Stabilization Reserve Account (Unaudited)	8,484,160
General Fund Budget Reserve Account	44,592,418
Sewer Fund Budget Reserve Account	18,872,304
<i>Total Reserves:</i>	<u>145,957,584</u>

Introduced by: Mr. Hollins, Mr. Street
Date of introduction: October 24, 2023

ORDINANCE NO. 23-146

**TO APPROPRIATE \$50,000 IN THE NEW CASTLE COUNTY HOUSING TRUST FUND
TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES**

WHEREAS, the New Castle County Housing Trust Fund was created with the support of County Council for the “purpose of dedicating public funds and revenues from other sources to address the housing needs of very low income households earning less than 50% of median income, low income households earning 50 to 80% of median income, and moderate income households earning 80% to 120% of median income” (see Resolution No. 07-176 as amended by Amendment No. 1); and

WHEREAS, the Housing Trust Fund will be used to promote the preservation and development of affordable housing within New Castle County with priorities recommended by the Housing Advisory Board; and

WHEREAS, the Housing Trust Fund has a balance of \$1,773,009.03 as of September 30, 2023 and the appropriation of \$50,000 will be used for Housing Locator Case Management services and landlord incentives to increase permanent housing opportunities for residents residing at the HOPE Center; and

WHEREAS, \$25,000 will be used to pay the Housing Locator Case Management Team (MattieSon LLC) for their services in helping residents at the HOPE Center find permanent housing; and

WHEREAS, \$25,000 will be used by the team to offer landlord incentives to increase housing opportunities for the HOPE Center residents such as assistance with judgements and outreach efforts; and

WHEREAS, the Housing Trust Fund is a separate fund from the Affordable Housing Fund, and the Housing Trust Fund can only be expended for projects within unincorporated areas of New Castle County and there are no Affordable Housing Funds included in the funding of this Ordinance; and

WHEREAS, the revenue measures heretofore adopted by County Council are necessary to preserve and development affordable housing within New Castle County; and

WHEREAS, each contract or purchase order funded through this Housing Trust Fund appropriation will be submitted on a Resolution for Council’s consideration as required by *New Castle County Code* § 2.02.004.

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

Section 1. To promote the preservation and development of affordable housing within New Castle County, \$50,000 in the New Castle County Housing Trust Fund is hereby appropriated to be administered by the Department of Community Services.

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, appropriates \$50,000 in the New Castle County Housing Trust Fund for Housing Locator Case Management services and landlord incentives to increase permanent housing opportunities for residents residing at the HOPE Center. There are no Affordable Housing Funds included in the funding of this Ordinance. The funds will be administered by the Department of Community Services to fund housing projects in New Castle County.

FISCAL NOTE: This Ordinance, if approved, will appropriate \$50,000 in the New Castle County Housing Trust Fund for Housing Locator Case Management services and landlord incentives to increase permanent housing opportunities for residents residing at the HOPE Center. After January 2024, the Housing Locator Case Management services will be paid with Grant Funds. There is no discernible impact to the Operating Budget since this is an appropriation in the Housing Trust Fund. The intent is to appropriate funds in the Contractual Services Budget Line Item.

ORDINANCE NO. 23-147

**AMEND THE FY2024 APPROVED OPERATING BUDGET:
TRANSFER FUNDS FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM
OF COUNTY COUNCIL TO THE SALARIES AND WAGES AND EMPLOYEE BENEFITS
BUDGET LINE ITEMS FOR THE DEPARTMENT OF PUBLIC SAFETY,
DIVISION OF POLICE**

WHEREAS, County Council has budgeted funding available in the Grants and Fixed Charges Budget Line Item; and

WHEREAS, County Council would like to contribute \$5,000 to the Department of Public Safety, Division of Police to for the purpose of having Police Officers proactively enforce residential street parking laws to include oversized vehicles, unattached trailers, disabled vehicles, untagged vehicles, expired tag vehicles, parking on the sidewalk, etc.; and

WHEREAS, this excludes vehicles parked facing the wrong direction; and

WHEREAS, the revenue measures heretofore adopted by the County Council, together with any General Fund Tax Stabilization Reserves 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 for the fiscal year beginning July 1, 2023 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, 2023 and shall be effective as though incorporated initially in the Annual Operating Budget.

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 approved, will transfer \$5,000 from the County Council – Grants and Fixed Charges Budget Line Item to the Department of Public Safety, Division of Police – Salaries and Wages and Employee Benefits Budget Line Items for the purpose of having Police Officers proactively enforce residential street parking laws to include oversized vehicles, unattached trailers, disabled vehicles, untagged vehicles, expired tag vehicles, parking on the sidewalk, etc. This excludes vehicles parked facing the wrong direction. This legislation will result in no increase to the FY2024 Approved Operating Budget as the legislation is a transfer of funds between departments.

FISCAL NOTE: This Ordinance, if approved, will transfer \$5,000 from the County Council – Grants and Fixed Charges Budget Line Item to the Department of Public Safety, Division of Police – Salaries and Wages and Employee Benefits Budget Line Items.

This legislation will reduce the FY2024 Approved Operating Budget for County Council by \$5,000 and increase the Department of Public Safety by \$5,000. This legislation will result in no increase to the FY2024 Approved Operating Budget as the legislation is a transfer of funds between departments. There is no fiscal impact for FY2025 or FY2026.

COUNTY COUNCIL

Salaries and Wages		\$	2,428,665
Benefits			1,428,590
Training and Civic Affairs			71,004
Communication and Utilities			17,849
Materials and Supplies			60,926
Contractual Services			253,148
Equipment			1,600
Grants and Fixed Charges	431,482		<u>426,482</u>
Operating Transfer Charges			161,959
Total	4,855,223	\$	<u>4,850,223</u>
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			743,000
Contingency			55,000
Operating Transfer Charges			82,016
Total		\$	3,922,521
Total Authorized Full-Time Positions	15		

DEPARTMENT OF ADMINISTRATION

Salaries and Wages		\$	12,223,612
Benefits			8,338,475
Training and Civic Affairs			130,625
Communication and Utilities			8,308,491
Materials and Supplies			158,147
Contractual Services			6,762,985
Equipment			392,056
Grants and Fixed Charges			3,925,350
Operating Transfer Charges			1,163,161
Operating Transfer Credits			(12,098,321)
Total		\$	26,379,623
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		4,523,681
Contractual Services		10,366,975
Equipment		484,333
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		20,232
Communication and Utilities		951,132
Materials and Supplies		1,383,163
Contractual Services		2,334,162
Equipment		19,900
Grants and Fixed Charges		3,110,149
Operating Transfer Charges		1,231,237
Operating Transfer Credits		(190,829)
Total	\$	25,932,415
Total Authorized Full-Time Positions	160	

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	67,200,807	\$	<u>67,203,955</u>
Benefits	<u>39,140,036</u>		<u>39,141,888</u>
Training and Civic Affairs			178,869
Communication and Utilities			1,010,888
Materials and Supplies			1,040,811
Contractual Services			2,195,206
Equipment			1,471,072
Grants and Fixed Charges			6,492,175
Operating Transfer Charges			7,298,634
Total	<u>126,028,498</u>	\$	<u>126,033,498</u>
Total Authorized Full-Time Positions	711		

REGISTER OF WILLS

Salaries and Wages		\$	1,111,172
Benefits			634,647
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		\$	<u>1,953,891</u>
Total Authorized Full-Time Positions	20		

RECORDER OF DEEDS

Salaries and Wages	\$	1,232,844
Benefits		712,707
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	\$	2,287,316
Total Authorized Full-Time Positions		23

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		30,043
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	\$	846,527
Total Authorized Full-Time Positions		7

DEBT SERVICE

Debt Service	\$	45,540,069
Land and Structures		
Contingency		
Intragovernmental Service Charges		
Intragovernmental Service Credits		
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	\$	1,619,958
Total	\$	1,619,958

NEW CASTLE COUNTY

Salaries and Wages	128,178,603	\$	<u>128,181,751</u>
Benefits	74,360,214		<u>74,362,066</u>
Training and Civic Affairs			676,771
Communication and Utilities			35,270,622
Materials and Supplies			7,354,247
Contractual Services			24,122,084
Equipment			2,444,736
Grants and Fixed Charges	15,970,763		<u>15,965,763</u>
Debt Service			45,540,069
Land and Structures			35,000
Contingency			2,979,958
Operating Transfer Charges			16,333,443
Operating Transfer Credits			(20,531,152)
<i>Sub-Total New Castle County</i>		\$	<i>332,735,358</i>
<i>Total Authorized Full-Time Positions</i>	<i>1,661</i>		

RESERVE ACCOUNTS AS OF SEPTEMBER 26, 2023

Tax Stabilization Reserve Account (Unaudited)	74,008,702
Sewer Rate Stabilization Reserve Account (Unaudited)	8,484,160
General Fund Budget Reserve Account	44,592,418
Sewer Fund Budget Reserve Account	18,872,304
<i>Total Reserves:</i>	<i>145,957,584</i>

Introduced by: Mr. Street, Mr. Bell,
Ms. Hartley-Nagle
Date of introduction: October 24, 2023

SUBSTITUTE NO. 1 TO ORDINANCE NO. 23-148

**CREATING THE NEW CASTLE COUNTY POLICE ACCOUNTABILITY BOARD
AND A POSITION TO SUPPORT ITS OPERATION BY AMENDING NEW CASTLE
COUNTY CODE CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS
AND OFFICES”) AND AMENDING THE FY 2024 APPROVED OPERATING BUDGET
TO INCREASE THE AUTHORIZED POSITION COUNT BY ONE GENERAL FUND
POSITION WITHIN THE EXECUTIVE OFFICE AND AMENDING PAY PLAN AND
RATES OF PAY FOR THE NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF
THE EXECUTIVE OFFICE**

WHEREAS, the Police Officer Standards and Training Commission (the “Commission”), under its authority provided by 11 *Del. C.* § 8404, requires that all police departments establish, either individually or in combination with other departments, police accountability committees or boards to provide advice to departments on policy, training, and other issues relating to or affecting the department and the communities served by the department; and

WHEREAS, the creation of the New Castle County Police Accountability Board (the “Board”) will provide community members an opportunity to provide input over how communities are policed. In addition, the New Castle County Division of Police will benefit from constructive feedback to reform police policies and practices, improve police-community relations, and enhance public safety; and

WHEREAS, the Commission recommends that each police accountability committee or board include in its membership a religious leader from the community and members of the community who have been impacted directly or are immediate family members or caregivers of those impacted by the juvenile or adult criminal justice system; and

WHEREAS, the Commission requires that non-officer members, within 1 year of appointment, complete 20 hours of community training with the departments overseen by the applicable board, which may include ride-alongs or a citizen’s police academy; and

WHEREAS, there is a need for one position to support the Board to provide clerical, technical, and other services required by the Board in the performance of its official duties, which shall be independent from the Department of Public Safety; and

WHEREAS, this legislation would authorize one additional general fund Executive Assistant position within the Executive Office to provide such support.

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

Section 1. *New Castle County Code* Chapter 2 (“Administration”), Article 5 (“Departments and Offices”), Division 2.05.200 (“Department of Public Safety”), is hereby amended by adding the underscored material set forth below:

Sec. 2.05.204 Police Accountability Board.

- A. The Police Accountability Board (“Board”) shall consist of 11 residents of the County, who are voting members appointed by the County Executive with the advice and consent of County Council and 2 non-voting, ex-officio members. The County Executive shall solicit recommendations from non-profit organizations. The Board shall elect the chairperson and vice chairperson from among its members. Board members shall serve two (2) year terms, which may be renewed. No voting members shall be current or former members of law-enforcement or affiliated with law-enforcement. Membership shall include:
1. Social service organizations shall submit nominees from which the County Executive shall choose two (2) members of the community who have been impacted directly or are immediate family members or caregivers of those impacted by the juvenile or adult criminal justice system;
 2. Civil rights organizations shall submit nominees from which the County Executive shall choose two (2) criminal justice reform advocates;
 3. Faith-based organizations shall submit nominees from which the County Executive shall choose one (1) religious leader from the community who has experience with justice-involved individuals;
 4. Education organizations shall submit nominees from which the County Executive shall choose one (1) member of the education community;
 5. Mental health organizations shall submit nominees from which the County Executive shall choose one (1) member from the mental health treatment community as defined by the National Alliance on Mental Illness;
 6. Victims’ rights organizations shall submit nominees from which the County Executive shall choose one (1) member of the victims’ rights community who was a victim or relative of a victim of violent crime; and
 7. Three (3) at-large members.
- B. The New Castle County Public Safety Director or their designee shall be an ex-officio member of the Board without voting powers. The New Castle County Chief of Police or their designee shall be an ex-officio member of the Board without voting powers.
- C. The full-time position supporting the Police Accountability Board, which shall be independent from the Department of Public Safety, shall provide clerical, technical, and other services required by the Board in the performance of its official duties. Legal services shall be furnished by the Office of Law to ensure independent counsel.
- D. All Board members shall submit to a cursory background investigation consisting of a criminal history check.

- E. The Board is empowered to develop its own bylaws and determine how the Board members shall meet their 20 hours of community training requirement, with the advice of the Executive Office, the Department of Public Safety, the Division of Police, and the Office of Law.
- F. The Board generally shall advise the Department of Public Safety and the Division of Police on policy, training, and other issues relating to or affecting the department and the communities served by the department. Additionally, the Board shall:
1. Conduct community outreach and hold public forums to solicit public feedback;
 2. Review and provide recommendation regarding police policies and procedures, including police misconduct complaints, discipline, use of force, recruiting practices, and crime preventions strategies. The review of misconduct complaints, discipline, and use of force will include only information permitted by Delaware law;
 3. Offer constructive criticism to improve police-community relations;
 4. Review and analyze data and information regarding arrest data and police misconduct data; and
 5. Provide recommendations on future police reform.
- G. The Board shall meet at least ten (10) times annually, including hosting public forums quarterly. The Board shall also create a feedback form to solicit input from the public.
- H. The Board shall publish an annual report including recommendations to the County Executive, County Council, Department of Public Safety, Division of Police, and the Delaware Department of Justice. The annual report shall include data published by the Division of Police and detailed narratives published by the Criminal Justice Council involving New Castle County Police Officers. The Board shall present the annual report to County Council at a public County Council meeting. The Department of Public Safety shall respond to the recommendations within 90 days of receipt and provide an update on the status of any recommendations being implemented within 6 months of receipt.
- I. All Board meetings will be held in accordance with all public meeting laws.
- J. Compensation – Voting members of the Police Accountability Board shall be compensated according to Section 26.01.009. Board members shall not be compensated for partial attendance at meetings.

Section 2. The Annual Operating Budget for the fiscal year beginning July 1, 2023, is hereby amended by deleting the material stricken and adding the material underscored on the attached “Exhibit A.”

Section 3. The pay plans and rates of pay for the board members noted on the attached “Exhibit B-E” are hereby amended by deleting the material that is stricken and adding the material that is underscored as reflected on “Exhibit B-E”.

Section 4. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2023, and shall be effective retroactively, as though incorporated initially in the Annual Operating Budget.

Section 5. 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
of New Castle County

SYNOPSIS: Substitute No. 1 includes a New Castle County residency requirement for the 11 voting members of the board. It also clarifies that the \$100 per meeting board compensation will only be received by voting members of the board, and not ex-officio members.

This Ordinance, if approved, creates the Police Accountability Board, consistent with 11 *Del. C.* § 8404 of the Delaware Code. This Ordinance also creates (1) one full-time general funded position (Executive Assistant), independent from the Department of Public Safety, within the Executive Office to support the Police Accountability Board; and provides compensation to the Police Accountability Board members for attendance at meetings.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Approved Operating Budget by authorizing one additional full-time general funded position (Executive Assistant), which is independent from the Department of Public Safety, to support the Police Accountability Board. This Ordinance also provides compensation to the Police Accountability Board members for attendance at meetings.

The authorized position count for the Executive Office will increase from 15 to 16 and the total authorized position count for New Castle County will increase from 1,661 to 1,662. This increase will affect FY2024 and all future fiscal years since the intent of the position is to provide on-going support for the Police Accountability Board.

The FY2024 Approved Operating Budget includes a general fund personnel contingency which is anticipated to cover the increased cost of salaries and benefits, including the compensation for the Police Accountability Board members for FY2024. The fiscal impact for salaries and benefits is estimated to be as follows:

FY2024 \$76,058

FY2025 \$121,189

FY2026 \$123,921

COUNTY COUNCIL

Salaries and Wages	\$	2,428,665
Benefits		1,428,590
Training and Civic Affairs		71,004
Communication and Utilities		17,849
Materials and Supplies		60,926
Contractual Services		253,148
Equipment		1,600
Grants and Fixed Charges		431,482
Operating Transfer Charges		161,959
Total	\$	4,855,223
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		743,000
Contingency		55,000
Operating Transfer Charges		82,016
Total	\$	3,922,521
Total Authorized Full-Time Positions	<u>16</u>	15

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	12,223,612
Benefits		8,338,475
Training and Civic Affairs		130,625
Communication and Utilities		8,308,491
Materials and Supplies		158,147
Contractual Services		6,762,985
Equipment		392,056
Grants and Fixed Charges		3,925,350
Operating Transfer Charges		1,163,161
Operating Transfer Credits		(12,098,321)
Total	\$	26,379,623
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		4,523,681
Contractual Services		10,366,975
Equipment		484,333
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		20,232
Communication and Utilities		951,132
Materials and Supplies		1,383,163
Contractual Services		2,334,162
Equipment		19,900
Grants and Fixed Charges		3,110,149
Operating Transfer Charges		1,231,237
Operating Transfer Credits		(190,829)
Total	\$	25,932,415
Total Authorized Full-Time Positions	160	

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	67,200,807
Benefits		39,140,036
Training and Civic Affairs		178,869
Communication and Utilities		1,010,888
Materials and Supplies		1,040,811
Contractual Services		2,195,206
Equipment		1,471,072
Grants and Fixed Charges		6,492,175
Operating Transfer Charges		7,298,634
Total	\$	126,028,498
Total Authorized Full-Time Positions	711	

REGISTER OF WILLS

Salaries and Wages	\$	1,111,172
Benefits		634,647
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	\$	1,953,891
Total Authorized Full-Time Positions	20	

RECORDER OF DEEDS

Salaries and Wages	\$	1,232,844
Benefits		712,707
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	\$	2,287,316
Total Authorized Full-Time Positions		23

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		30,043
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	\$	846,527
Total Authorized Full-Time Positions		7

DEBT SERVICE

Debt Service	\$	45,540,069
Land and Structures		
Contingency		
Intragovernmental Service Charges		
Intragovernmental Service Credits		
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	\$	1,619,958
Total	\$	1,619,958

NEW CASTLE COUNTY

Salaries and Wages	\$	128,178,603
Benefits		74,360,214
Training and Civic Affairs		676,771
Communication and Utilities		35,270,622
Materials and Supplies		7,354,247
Contractual Services		24,122,084
Equipment		2,444,736
Grants and Fixed Charges		15,970,763
Debt Service		45,540,069
Land and Structures		35,000
Contingency		2,979,958
Operating Transfer Charges		16,333,443
Operating Transfer Credits		(20,531,152)
Sub-Total New Castle County	\$	332,735,358
Total Authorized Full-Time Positions	<u>1,662</u>	1,661

RESERVE ACCOUNTS AS OF SEPTEMBER 26, 2023

Tax Stabilization Reserve Account (Unaudited)	74,008,702
Sewer Rate Stabilization Reserve Account (Unaudited)	8,484,160
General Fund Budget Reserve Account	44,592,418
Sewer Fund Budget Reserve Account	18,872,304
Total Reserves:	145,957,584

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

EXHIBIT B

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	35,781	37,570	39,449	41,421	43,492	45,667	47,951	50,348	52,866	55,509
ETHICS COMMISSION ADMIN ASST	20	41,422	43,493	45,668	47,952	50,350	52,867	55,510	58,286	61,200	64,260
EXECUTIVE ASSISTANT I	22	45,667	47,951	50,348	52,866	55,509	58,285	61,199	64,259	67,472	70,845
OFFICE OF LAW PARALEGAL	24	50,350	52,867	55,510	58,286	61,200	64,260	67,473	70,846	74,389	78,109
PARALEGAL TO THE COUNTY ATTORNEY	25	52,868	55,511	58,287	61,201	64,261	67,474	70,847	74,390	78,110	82,015
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	55,511	58,287	61,201	64,261	67,474	70,847	74,390	78,110	82,015	86,116
COMPLAINTS OFFICER	27	58,286	61,200	64,260	67,473	70,846	74,389	78,109	82,014	86,115	90,421
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	67,474	70,847	74,390	78,110	82,015	86,116	90,422	94,943	99,690	104,675
ASSISTANT COUNTY ATTORNEY I	32	74,392	78,112	82,017	86,118	90,424	94,945	99,692	104,677	109,910	115,405
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	82,016	86,117	90,423	94,944	99,691	104,676	109,909	115,404	121,174	127,233
DIRECTOR OF REDEVELOPMENT	36	90,423	94,944	99,691	104,676	109,909	115,404	121,174	127,233	133,594	140,274
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	99,692	104,677	109,910	115,405	121,176	127,235	133,597	140,277	147,291	154,656
COUNTY SOLICITOR	39	104,678	109,911	115,407	121,177	127,236	133,598	140,278	147,292	154,657	162,389
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	109,910	115,405	121,176	127,235	133,597	140,276	147,290	154,655	162,387	170,506
CHIEF OF POLICE	41	122,114	128,220	134,630	141,361	148,430	155,852	163,644	171,826	180,418	189,439
PART-TIME ATTORNEY (hourly rate)		41.39	43.46	45.63	47.91	50.31	52.83	55.47	58.24	61.15	64.21
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		106,769	120,648	127,887	135,561	150,473	157,996	165,895	174,190	182,899	192,044
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

Effective: 07/01/2023 (Ordinance 23-063)

Revised: 07/01/2023 (Ordinance 23-086)

Revised: xx/xx/xxxx (Ordinance 23-xxx)

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	36,676	38,510	40,436	42,457	44,580	46,809	49,150	51,607	54,188	56,897
ETHICS COMMISSION ADMIN ASST	20	42,458	44,581	46,810	49,151	51,609	54,189	56,898	59,744	62,730	65,867
EXECUTIVE ASSISTANT I	22	46,809	49,150	51,607	54,188	56,897	59,743	62,729	65,866	69,159	72,617
OFFICE OF LAW PARALEGAL	24	51,609	54,189	56,898	59,744	62,730	65,867	69,160	72,618	76,249	80,062
PARALEGAL TO THE COUNTY ATTORNEY	25	54,190	56,899	59,745	62,732	65,868	69,161	72,619	76,250	80,063	84,066
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	56,899	59,745	62,732	65,868	69,161	72,619	76,250	80,063	84,066	88,269
COMPLAINTS OFFICER	27	59,744	62,730	65,867	69,160	72,618	76,249	80,062	84,065	88,268	92,682
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	69,161	72,619	76,250	80,063	84,066	88,269	92,683	97,317	102,183	107,292
ASSISTANT COUNTY ATTORNEY I	32	76,252	80,065	84,068	88,271	92,685	97,319	102,185	107,294	112,658	118,291
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	84,067	88,270	92,684	97,318	102,184	107,293	112,657	118,290	124,204	130,414
DIRECTOR OF REDEVELOPMENT	36	92,684	97,318	102,184	107,293	112,657	118,290	124,204	130,414	136,934	143,781
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	102,185	107,294	112,658	118,291	124,206	130,416	136,937	143,784	150,974	158,523
COUNTY SOLICITOR	39	107,295	112,659	118,293	124,207	130,417	136,938	143,785	150,975	158,524	166,449
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	112,658	118,291	124,206	130,416	136,937	143,783	150,973	158,522	166,447	174,769
CHIEF OF POLICE	41	125,167	131,426	137,996	144,896	152,141	159,749	167,736	176,122	184,929	194,175
PART-TIME ATTORNEY (hourly rate)		42.42	44.54	46.77	49.11	51.57	54.15	56.86	59.70	62.69	65.82
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		109,439	123,665	131,085	138,951	154,235	161,946	170,043	178,545	187,472	196,846
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		<u>\$100 PER MEMBER, \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER</u>									

Effective: 07/01/2024 (Ordinance 23-063)
Revised: 07/01/2024 (Ordinance 23-086)
Revised: xx/xx/xxxx (Ordinance 23-xxx)

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

EXHIBIT D

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	37,593	39,473	41,447	43,519	45,695	47,980	50,379	52,898	55,543	58,320
ETHICS COMMISSION ADMIN ASST	20	43,520	45,696	47,981	50,380	52,900	55,544	58,321	61,238	64,299	67,514
EXECUTIVE ASSISTANT I	22	47,980	50,379	52,898	55,543	58,320	61,237	64,298	67,513	70,888	74,433
OFFICE OF LAW PARALEGAL	24	52,900	55,544	58,321	61,238	64,299	67,512	70,889	74,434	78,156	82,064
PARALEGAL TO THE COUNTY ATTORNEY	25	55,545	58,322	61,239	64,301	67,515	70,891	74,435	78,157	82,065	86,168
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	58,322	61,239	64,301	67,515	70,891	74,435	78,157	82,065	86,168	90,476
COMPLAINTS OFFICER	27	61,238	64,299	67,514	70,889	74,434	78,156	82,064	86,167	90,475	95,000
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	70,891	74,435	78,157	82,065	86,168	90,476	95,001	99,750	104,738	109,975
ASSISTANT COUNTY ATTORNEY I	32	78,159	82,067	86,170	90,478	95,003	99,752	104,740	109,977	115,475	121,249
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	86,169	90,477	95,002	99,751	104,739	109,976	115,474	121,248	127,310	133,675
DIRECTOR OF REDEVELOPMENT	36	95,002	99,751	104,739	109,976	115,474	121,248	127,310	133,675	140,358	147,376
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	104,740	109,977	115,475	121,249	127,312	133,677	140,361	147,379	154,749	162,487
COUNTY SOLICITOR	39	109,978	115,476	121,251	127,313	133,678	140,362	147,380	154,750	162,488	170,611
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	115,475	121,249	127,312	133,677	140,361	147,378	154,748	162,486	170,609	179,139
CHIEF OF POLICE	41	128,297	134,712	141,446	148,519	155,945	163,743	171,930	180,526	189,553	199,030
PART-TIME ATTORNEY (hourly rate)		43.48	45.65	47.93	50.33	52.85	55.49	58.26	61.17	64.23	67.44
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		112,175	126,757	134,363	142,425	158,091	165,995	174,295	183,009	192,159	201,768
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

Effective: 07/01/2025 (Ordinance 23-063)

Revised: 07/01/2025 (Ordinance 23-086)

Revised: xx/xx/xxxx (Ordinance 23-xxx)

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

EXHIBIT E

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	38,533	40,460	42,484	44,607	46,838	49,180	51,639	54,221	56,932	59,778
ETHICS COMMISSION ADMIN ASST	20	44,608	46,839	49,181	51,640	54,223	56,933	59,780	62,769	65,907	69,202
EXECUTIVE ASSISTANT I	22	49,180	51,639	54,221	56,932	59,778	62,768	65,906	69,201	72,661	76,294
OFFICE OF LAW PARALEGAL	24	54,223	56,933	59,780	62,769	65,907	69,202	72,662	76,295	80,110	84,116
PARALEGAL TO THE COUNTY ATTORNEY	25	56,934	59,781	62,770	65,909	69,203	72,664	76,296	80,111	84,117	88,323
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	59,781	62,770	65,909	69,203	72,664	76,296	80,111	84,117	88,323	92,738
COMPLAINTS OFFICER	27	62,769	65,907	69,202	72,662	76,295	80,110	84,116	88,322	92,737	97,375
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	72,664	76,296	80,111	84,117	88,323	92,738	97,377	102,244	107,357	112,725
ASSISTANT COUNTY ATTORNEY I	32	80,113	84,119	88,325	92,740	97,379	102,246	107,359	112,727	118,362	124,281
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	88,324	92,739	97,378	102,245	107,358	112,726	118,361	124,280	130,493	137,017
DIRECTOR OF REDEVELOPMENT	36	97,378	102,245	107,358	112,726	118,361	124,280	130,493	137,017	143,867	151,061
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	107,359	112,727	118,362	124,281	130,495	137,019	143,871	151,064	158,618	166,550
COUNTY SOLICITOR	39	112,728	118,363	124,283	130,496	137,020	143,872	151,065	158,619	166,551	174,877
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	118,362	124,281	130,495	137,019	143,871	151,063	158,617	166,549	174,875	183,618
CHIEF OF POLICE	41	128,297	134,712	141,448	148,520	155,946	163,743	171,930	180,527	189,553	199,031
PART-TIME ATTORNEY (hourly rate)		44.57	46.80	49.14	51.60	54.18	56.89	59.73	62.72	65.86	69.15
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		114,980	129,926	137,723	145,986	162,044	170,145	178,653	187,585	196,963	206,813
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

Effective: 07/01/2026 (Ordinance 23-063)

Revised: 07/01/2026 (Ordinance 23-086)

Revised: xx/xx/xxxx (Ordinance 23-xxx)

Introduced by: Mr. Street, Mr. Bell,
Ms. Hartley-Nagle
Date of introduction: October 24, 2023

ORDINANCE NO. 23-148

**CREATING THE NEW CASTLE COUNTY POLICE ACCOUNTABILITY BOARD
AND A POSITION TO SUPPORT ITS OPERATION BY AMENDING NEW CASTLE
COUNTY CODE CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS
AND OFFICES”) AND AMENDING THE FY 2024 APPROVED OPERATING BUDGET
TO INCREASE THE AUTHORIZED POSITION COUNT BY ONE GENERAL FUND
POSITION WITHIN THE EXECUTIVE OFFICE AND AMENDING PAY PLAN AND
RATES OF PAY FOR THE NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF
THE EXECUTIVE OFFICE**

WHEREAS, the Police Officer Standards and Training Commission (the “Commission”), under its authority provided by 11 *Del. C.* § 8404, requires that all police departments establish, either individually or in combination with other departments, police accountability committees or boards to provide advice to departments on policy, training, and other issues relating to or affecting the department and the communities served by the department; and

WHEREAS, the creation of the New Castle County Police Accountability Board (the “Board”) will provide community members an opportunity to provide input over how communities are policed. In addition, the New Castle County Division of Police will benefit from constructive feedback to reform police policies and practices, improve police-community relations, and enhance public safety; and

WHEREAS, the Commission recommends that each police accountability committee or board include in its membership a religious leader from the community and members of the community who have been impacted directly or are immediate family members or caregivers of those impacted by the juvenile or adult criminal justice system; and

WHEREAS, the Commission requires that non-officer members, within 1 year of appointment, complete 20 hours of community training with the departments overseen by the applicable board, which may include ride-alongs or a citizen’s police academy; and

WHEREAS, there is a need for one position to support the Board to provide clerical, technical, and other services required by the Board in the performance of its official duties, which shall be independent from the Department of Public Safety; and

WHEREAS, this legislation would authorize one additional general fund Executive Assistant position within the Executive Office to provide such support.

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

Section 1. *New Castle County Code* Chapter 2 (“Administration”), Article 5 (“Departments and Offices”), Division 2.05.200 (“Department of Public Safety”), is hereby amended by adding the underscored material set forth below:

Sec. 2.05.204 Police Accountability Board.

- A. The Police Accountability Board (“Board”) shall consist of 11 members appointed by the County Executive with the advice and consent of County Council. The County Executive shall solicit recommendations from non-profit organizations. The Board shall elect the chairperson and vice chairperson from among its members. Board members shall serve two (2) year terms, which may be renewed. No voting members shall be current or former members of law-enforcement or affiliated with law-enforcement. Membership shall include:
1. Social service organizations shall submit nominees from which the County Executive shall choose two (2) members of the community who have been impacted directly or are immediate family members or caregivers of those impacted by the juvenile or adult criminal justice system;
 2. Civil rights organizations shall submit nominees from which the County Executive shall choose two (2) criminal justice reform advocates;
 3. Faith-based organizations shall submit nominees from which the County Executive shall choose one (1) religious leader from the community who has experience with justice-involved individuals;
 4. Education organizations shall submit nominees from which the County Executive shall choose one (1) member of the education community;
 5. Mental health organizations shall submit nominees from which the County Executive shall choose one (1) member from the mental health treatment community as defined by the National Alliance on Mental Illness;
 6. Victims’ rights organizations shall submit nominees from which the County Executive shall choose one (1) member of the victims’ rights community who was a victim or relative of a victim of violent crime; and
 7. Three (3) at-large members.
- B. The New Castle County Public Safety Director or their designee shall be an ex-officio member of the Board without voting powers. The New Castle County Chief of Police or their designee shall be an ex-officio member of the Board without voting powers.
- C. The full-time position supporting the Police Accountability Board, which shall be independent from the Department of Public Safety, shall provide clerical, technical, and other services required by the Board in the performance of its official duties. Legal services shall be furnished by the Office of Law to ensure independent counsel.
- D. All Board members shall submit to a cursory background investigation consisting of a criminal history check.
- E. The Board is empowered to develop its own bylaws and determine how the Board members shall meet their 20 hours of community training requirement, with the advice of the

Executive Office, the Department of Public Safety, the Division of Police, and the Office of Law.

F. The Board generally shall advise the Department of Public Safety and the Division of Police on policy, training, and other issues relating to or affecting the department and the communities served by the department. Additionally, the Board shall:

1. Conduct community outreach and hold public forums to solicit public feedback;
2. Review and provide recommendation regarding police policies and procedures, including police misconduct complaints, discipline, use of force, recruiting practices, and crime preventions strategies. The review of misconduct complaints, discipline, and use of force will include only information permitted by Delaware law;
3. Offer constructive criticism to improve police-community relations;
4. Review and analyze data and information regarding arrest data and police misconduct data; and
5. Provide recommendations on future police reform.

G. The Board shall meet at least ten (10) times annually, including hosting public forums quarterly. The Board shall also create a feedback form to solicit input from the public.

H. The Board shall publish an annual report including recommendations to the County Executive, County Council, Department of Public Safety, Division of Police, and the Delaware Department of Justice. The annual report shall include data published by the Division of Police and detailed narratives published by the Criminal Justice Council involving New Castle County Police Officers. The Board shall present the annual report to County Council at a public County Council meeting. The Department of Public Safety shall respond to the recommendations within 90 days of receipt and provide an update on the status of any recommendations being implemented within 6 months of receipt.

I. All Board meetings will be held in accordance with all public meeting laws.

J. Compensation - Members of the Police Accountability Board shall be compensated according to Section 26.01.009. Board members shall not be compensated for partial attendance at meetings.

Section 2. The Annual Operating Budget for the fiscal year beginning July 1, 2023, is hereby amended by deleting the material stricken and adding the material underscored on the attached “Exhibit A.”

Section 3. The pay plans and rates of pay for the board members noted on the attached “Exhibit B-E” are hereby amended by deleting the material that is stricken and adding the material that is underscored as reflected on “Exhibit B-E”.

Section 4. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2023, and shall be effective retroactively, as though incorporated initially in the Annual Operating Budget.

Section 5. 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
of New Castle County

SYNOPSIS: This Ordinance, if approved, creates the Police Accountability Board, consistent with 11 *Del. C.* § 8404 of the Delaware Code. This Ordinance also creates (1) one full-time general funded position (Executive Assistant), independent from the Department of Public Safety, within the Executive Office to support the Police Accountability Board; and provides compensation to the Police Accountability Board members for attendance at meetings.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2024 Approved Operating Budget by authorizing one additional full-time general funded position (Executive Assistant), which is independent from the Department of Public Safety, to support the Police Accountability Board. This Ordinance also provides compensation to the Police Accountability Board members for attendance at meetings.

The authorized position count for the Executive Office will increase from 15 to 16 and the total authorized position count for New Castle County will increase from 1,661 to 1,662. This increase will affect FY2024 and all future fiscal years since the intent of the position is to provide on-going support for the Police Accountability Board.

The FY2024 Approved Operating Budget includes a general fund personnel contingency which is anticipated to cover the increased cost of salaries and benefits, including the compensation for the Police Accountability Board members for FY2024. The fiscal impact for salaries and benefits is estimated to be as follows:

FY2024 \$76,058

FY2025 \$121,189

FY2026 \$123,921

COUNTY COUNCIL

Salaries and Wages	\$	2,428,665
Benefits		1,428,590
Training and Civic Affairs		71,004
Communication and Utilities		17,849
Materials and Supplies		60,926
Contractual Services		253,148
Equipment		1,600
Grants and Fixed Charges		431,482
Operating Transfer Charges		161,959
Total	\$	4,855,223
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		743,000
Contingency		55,000
Operating Transfer Charges		82,016
Total	\$	3,922,521
Total Authorized Full-Time Positions	<u>16</u>	15

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	12,223,612
Benefits		8,338,475
Training and Civic Affairs		130,625
Communication and Utilities		8,308,491
Materials and Supplies		158,147
Contractual Services		6,762,985
Equipment		392,056
Grants and Fixed Charges		3,925,350
Operating Transfer Charges		1,163,161
Operating Transfer Credits		(12,098,321)
Total	\$	26,379,623
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		4,523,681
Contractual Services		10,366,975
Equipment		484,333
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		20,232
Communication and Utilities		951,132
Materials and Supplies		1,383,163
Contractual Services		2,334,162
Equipment		19,900
Grants and Fixed Charges		3,110,149
Operating Transfer Charges		1,231,237
Operating Transfer Credits		(190,829)
Total	\$	25,932,415
Total Authorized Full-Time Positions	160	

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	67,200,807
Benefits		39,140,036
Training and Civic Affairs		178,869
Communication and Utilities		1,010,888
Materials and Supplies		1,040,811
Contractual Services		2,195,206
Equipment		1,471,072
Grants and Fixed Charges		6,492,175
Operating Transfer Charges		7,298,634
Total	\$	126,028,498
Total Authorized Full-Time Positions	711	

REGISTER OF WILLS

Salaries and Wages	\$	1,111,172
Benefits		634,647
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	\$	1,953,891
Total Authorized Full-Time Positions	20	

RECORDER OF DEEDS

Salaries and Wages	\$	1,232,844
Benefits		712,707
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	\$	2,287,316
Total Authorized Full-Time Positions	23	

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		30,043
Equipment Replacement		6,000
Operating Transfer Charges		31,776
Total	\$	846,527
Total Authorized Full-Time Positions	7	

DEBT SERVICE

Debt Service	\$	45,540,069
Land and Structures		
Contingency		
Intragovernmental Service Charges		
Intragovernmental Service Credits		
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	\$	1,619,958
Total	\$	1,619,958

NEW CASTLE COUNTY

Salaries and Wages	\$	128,178,603
Benefits		74,360,214
Training and Civic Affairs		676,771
Communication and Utilities		35,270,622
Materials and Supplies		7,354,247
Contractual Services		24,122,084
Equipment		2,444,736
Grants and Fixed Charges		15,970,763
Debt Service		45,540,069
Land and Structures		35,000
Contingency		2,979,958
Operating Transfer Charges		16,333,443
Operating Transfer Credits		(20,531,152)
Sub-Total New Castle County	\$	332,735,358
Total Authorized Full-Time Positions	<u>1,662</u>	1,661

RESERVE ACCOUNTS AS OF SEPTEMBER 26, 2023

Tax Stabilization Reserve Account (Unaudited)	74,008,702
Sewer Rate Stabilization Reserve Account (Unaudited)	8,484,160
General Fund Budget Reserve Account	44,592,418
Sewer Fund Budget Reserve Account	18,872,304
Total Reserves:	145,957,584

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	35,781	37,570	39,449	41,421	43,492	45,667	47,951	50,348	52,866	55,509
ETHICS COMMISSION ADMIN ASST	20	41,422	43,493	45,668	47,952	50,350	52,867	55,510	58,286	61,200	64,260
EXECUTIVE ASSISTANT I	22	45,667	47,951	50,348	52,866	55,509	58,285	61,199	64,259	67,472	70,845
OFFICE OF LAW PARALEGAL	24	50,350	52,867	55,510	58,286	61,200	64,260	67,473	70,846	74,389	78,109
PARALEGAL TO THE COUNTY ATTORNEY	25	52,868	55,511	58,287	61,201	64,261	67,474	70,847	74,390	78,110	82,015
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	55,511	58,287	61,201	64,261	67,474	70,847	74,390	78,110	82,015	86,116
COMPLAINTS OFFICER	27	58,286	61,200	64,260	67,473	70,846	74,389	78,109	82,014	86,115	90,421
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	67,474	70,847	74,390	78,110	82,015	86,116	90,422	94,943	99,690	104,675
ASSISTANT COUNTY ATTORNEY I	32	74,392	78,112	82,017	86,118	90,424	94,945	99,692	104,677	109,910	115,405
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	82,016	86,117	90,423	94,944	99,691	104,676	109,909	115,404	121,174	127,233
DIRECTOR OF REDEVELOPMENT	36	90,423	94,944	99,691	104,676	109,909	115,404	121,174	127,233	133,594	140,274
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	99,692	104,677	109,910	115,405	121,176	127,235	133,597	140,277	147,291	154,656
COUNTY SOLICITOR	39	104,678	109,911	115,407	121,177	127,236	133,598	140,278	147,292	154,657	162,389
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	109,910	115,405	121,176	127,235	133,597	140,276	147,290	154,655	162,387	170,506
CHIEF OF POLICE	41	122,114	128,220	134,630	141,361	148,430	155,852	163,644	171,826	180,418	189,439
PART-TIME ATTORNEY (hourly rate)		41.39	43.46	45.63	47.91	50.31	52.83	55.47	58.24	61.15	64.21
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		106,769	120,648	127,887	135,561	150,473	157,996	165,895	174,190	182,899	192,044
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

Effective: 07/01/2023 (Ordinance 23-063)
Revised: 07/01/2023 (Ordinance 23-086)
Revised: xx/xx/xxxx (Ordinance 23-xxx)

**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	36,676	38,510	40,436	42,457	44,580	46,809	49,150	51,607	54,188	56,897
ETHICS COMMISSION ADMIN ASST	20	42,458	44,581	46,810	49,151	51,609	54,189	56,898	59,744	62,730	65,867
EXECUTIVE ASSISTANT I	22	46,809	49,150	51,607	54,188	56,897	59,743	62,729	65,866	69,159	72,617
OFFICE OF LAW PARALEGAL	24	51,609	54,189	56,898	59,744	62,730	65,867	69,160	72,618	76,249	80,062
PARALEGAL TO THE COUNTY ATTORNEY	25	54,190	56,899	59,745	62,732	65,868	69,161	72,619	76,250	80,063	84,066
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	56,899	59,745	62,732	65,868	69,161	72,619	76,250	80,063	84,066	88,269
COMPLAINTS OFFICER	27	59,744	62,730	65,867	69,160	72,618	76,249	80,062	84,065	88,268	92,682
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	69,161	72,619	76,250	80,063	84,066	88,269	92,683	97,317	102,183	107,292
ASSISTANT COUNTY ATTORNEY I	32	76,252	80,065	84,068	88,271	92,685	97,319	102,185	107,294	112,658	118,291
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	84,067	88,270	92,684	97,318	102,184	107,293	112,657	118,290	124,204	130,414
DIRECTOR OF REDEVELOPMENT	36	92,684	97,318	102,184	107,293	112,657	118,290	124,204	130,414	136,934	143,781
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	102,185	107,294	112,658	118,291	124,206	130,416	136,937	143,784	150,974	158,523
COUNTY SOLICITOR	39	107,295	112,659	118,293	124,207	130,417	136,938	143,785	150,975	158,524	166,449
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	112,658	118,291	124,206	130,416	136,937	143,783	150,973	158,522	166,447	174,769
CHIEF OF POLICE	41	125,167	131,426	137,996	144,896	152,141	159,749	167,736	176,122	184,929	194,175
PART-TIME ATTORNEY (hourly rate)		42.42	44.54	46.77	49.11	51.57	54.15	56.86	59.70	62.69	65.82
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		109,439	123,665	131,085	138,951	154,235	161,946	170,043	178,545	187,472	196,846
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		<u>\$100 PER MEMBER, \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER MEMBER \$100 PER</u>									

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Revised: 07/01/2024 (Ordinance 23-086)
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**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	37,593	39,473	41,447	43,519	45,695	47,980	50,379	52,898	55,543	58,320
ETHICS COMMISSION ADMIN ASST	20	43,520	45,696	47,981	50,380	52,900	55,544	58,321	61,238	64,299	67,514
EXECUTIVE ASSISTANT I	22	47,980	50,379	52,898	55,543	58,320	61,237	64,298	67,513	70,888	74,433
OFFICE OF LAW PARALEGAL	24	52,900	55,544	58,321	61,238	64,299	67,512	70,889	74,434	78,156	82,064
PARALEGAL TO THE COUNTY ATTORNEY	25	55,545	58,322	61,239	64,301	67,515	70,891	74,435	78,157	82,065	86,168
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	58,322	61,239	64,301	67,515	70,891	74,435	78,157	82,065	86,168	90,476
COMPLAINTS OFFICER	27	61,238	64,299	67,514	70,889	74,434	78,156	82,064	86,167	90,475	95,000
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	70,891	74,435	78,157	82,065	86,168	90,476	95,001	99,750	104,738	109,975
ASSISTANT COUNTY ATTORNEY I	32	78,159	82,067	86,170	90,478	95,003	99,752	104,740	109,977	115,475	121,249
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	86,169	90,477	95,002	99,751	104,739	109,976	115,474	121,248	127,310	133,675
DIRECTOR OF REDEVELOPMENT	36	95,002	99,751	104,739	109,976	115,474	121,248	127,310	133,675	140,358	147,376
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	104,740	109,977	115,475	121,249	127,312	133,677	140,361	147,379	154,749	162,487
COUNTY SOLICITOR	39	109,978	115,476	121,251	127,313	133,678	140,362	147,380	154,750	162,488	170,611
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	115,475	121,249	127,312	133,677	140,361	147,378	154,748	162,486	170,609	179,139
CHIEF OF POLICE	41	128,297	134,712	141,446	148,519	155,945	163,743	171,930	180,526	189,553	199,030
PART-TIME ATTORNEY (hourly rate)		43.48	45.65	47.93	50.33	52.85	55.49	58.26	61.17	64.23	67.44
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		112,175	126,757	134,363	142,425	158,091	165,995	174,295	183,009	192,159	201,768
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

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**PAY PLAN AND RATES OF PAY FOR
NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE**

CLASSIFICATION	PAY GRADE	1	2	3	4	5	6	7	8	9	10
LEGAL SECRETARY	17	38,533	40,460	42,484	44,607	46,838	49,180	51,639	54,221	56,932	59,778
ETHICS COMMISSION ADMIN ASST	20	44,608	46,839	49,181	51,640	54,223	56,933	59,780	62,769	65,907	69,202
EXECUTIVE ASSISTANT I	22	49,180	51,639	54,221	56,932	59,778	62,768	65,906	69,201	72,661	76,294
OFFICE OF LAW PARALEGAL	24	54,223	56,933	59,780	62,769	65,907	69,202	72,662	76,295	80,110	84,116
PARALEGAL TO THE COUNTY ATTORNEY	25	56,934	59,781	62,770	65,909	69,203	72,664	76,296	80,111	84,117	88,323
EXECUTIVE ASSISTANT II LAW ENFORCEMENT TECHNICIAN	26 26	59,781	62,770	65,909	69,203	72,664	76,296	80,111	84,117	88,323	92,738
COMPLAINTS OFFICER	27	62,769	65,907	69,202	72,662	76,295	80,110	84,116	88,322	92,737	97,375
EXECUTIVE ASSISTANT III STAFF DIRECTOR	30 30	72,664	76,296	80,111	84,117	88,323	92,738	97,377	102,244	107,357	112,725
ASSISTANT COUNTY ATTORNEY I	32	80,113	84,119	88,325	92,740	97,379	102,246	107,359	112,727	118,362	124,281
ASSISTANT COUNTY ATTORNEY II DIRECTOR OF COMMUNICATIONS EXECUTIVE ASSISTANT IV	34 34 34	88,324	92,739	97,378	102,245	107,358	112,726	118,361	124,280	130,493	137,017
DIRECTOR OF REDEVELOPMENT	36	97,378	102,245	107,358	112,726	118,361	124,280	130,493	137,017	143,867	151,061
CHIEF HUMAN RESOURCES OFFICER CHIEF OF TECHNOLOGY AND ADMIN SERVICES COMMUNITY SERVICES DEPT. GEN. MANAGER	38 38 38	107,359	112,727	118,362	124,281	130,495	137,019	143,871	151,064	158,618	166,550
COUNTY SOLICITOR	39	112,728	118,363	124,283	130,496	137,020	143,872	151,065	158,619	166,551	174,877
CHIEF FINANCIAL OFFICER CHIEF OF STAFF COUNTY ATTORNEY DEPUTY CHIEF ADMINISTRATIVE OFFICER DIRECTOR OF PUBLIC SAFETY LAND USE DEPARTMENT GENERAL MANAGER POLICY DIRECTOR FOR THE COUNTY EXECUTIVE PUBLIC WORKS DEPARTMENT GENERAL MGR.	40 40 40 40 40 40 40 40	118,362	124,281	130,495	137,019	143,871	151,063	158,617	166,549	174,875	183,618
CHIEF OF POLICE	41	128,297	134,712	141,448	148,520	155,946	163,743	171,930	180,527	189,553	199,031
PART-TIME ATTORNEY (hourly rate)		44.57	46.80	49.14	51.60	54.18	56.89	59.73	62.72	65.86	69.15
EXECUTIVE AND ADMINISTRATIVE RATES OF PAY											
CHIEF ADMINISTRATIVE OFFICER		114,980	129,926	137,723	145,986	162,044	170,145	178,653	187,585	196,963	206,813
BOARD AND COMMISSIONERS RATES OF PAY											
JUDGEMENT COMMISSIONERS		\$9.25 PER HOUR									
MEMBER, BOARD OF ADJUSTMENT		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, BOARD OF ASSESSMENT REVIEW		\$100 PER MEETING FOR ANY MEETING LASTING NOT MORE THAN SIX (6) HOURS PLUS \$25 PER HOUR FOR EVERY HOUR OVER SIX THAT A MEMBER SPENDS HEARING APPEALS IN A SINGLE DAY.									
MEMBER, HISTORIC REVIEW BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, HUMAN RESOURCES ADVISORY BOARD		\$100 PER MEETING									
MEMBER, PLANNING BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									
MEMBER, POLICE ACCOUNTABILITY BOARD		\$100 PER REGULAR MEETING AND \$100 PER SPECIAL MEETING									

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