



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

October 8, 2024
6:30 PM

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

MINUTES

A. Call to Order

Moment of Silence

Pledge of Allegiance

Roll Call

The meeting was called to order by Council President Hartley-Nagle at 6:30 p.m. A moment of silence was recognized, followed by the Pledge of Allegiance.

Members Present: J. William Bell, David Carter, John Cartier, Dee Durham, Valerie George, Janet Kilpatrick, Karen Hartley-Nagle, Penrose Hollins, Timothy Sheldon, George Smiley, Jea Street (virtual), David Tackett, Brandon Toole

B. Approval of Minutes

-A motion was made by Mr. Smiley, seconded by Mr. Tackett to approve the minutes from September 24, 2024. The minutes were approved by voice vote.

C. Announcements

- Mr. Cartier announced that at the appropriate time °24-032 would be lifted from the table.
- Ms. Durham announced that °24-008 would remain tabled.
- Mr. Bell announced at the appropriate time he would go out of order to make a presentation.

D. Introduction of Ordinances

°24-152: TO APPROPRIATE \$150,000 IN THE NEW CASTLE COUNTY AFFORDABLE HOUSING FUND, WITH FUNDS THAT ORIGINATED FROM THE GENERAL FUND TAX STABILIZATION RESERVE, FOR A CONTRACT WITH EZION FAIR BAPTIST CHURCH CDC TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES

Prime Sponsor(s): Mr. Street, Mr. Hollins

°24-153: TO APPROPRIATE \$50,000 IN THE NEW CASTLE COUNTY HOUSING TRUST FUND, FOR A CONTRACT WITH LOVE COMMUNITIES LLC TO BE ADMINISTERED BY THE

DEPARTMENT OF COMMUNITY SERVICES

Prime Sponsor(s): Mr. Street, Mr. Hollins

°24-154: TO PROVIDE FOR THE INSTALLATION OF AN ADDITIONAL COBRA STREET LIGHT ON A WOODEN POLE IN THE COLLINS PARK DEVELOPMENT

Prime Sponsor(s): Mr. Street, Ms. Kilpatrick

°24-155: AMEND THE FY2025 APPROVED OPERATING BUDGET: TRANSFER FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF LAND USE, DIVISION OF CUSTOMER RELATIONS AND ENFORCEMENT TO PROVIDE FUNDING TO ASSIST WITH RODENT CONTROL IN VACANT PROPERTIES

Prime Sponsor(s): Mr. Smiley

°24-156: AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE PUBLIC SAFETY OPERATORS I, II, AND III REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME (AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES), AFL-CIO, AND ITS AFFILIATE, LOCAL 3911

Prime Sponsor(s): Mr. Bell, Mr. Smiley

E. Reports from Select and Special Committees

- **Public Works Committee** – Mr. Carter stated the Public Works Committee met on 10/1/24 and had an update on the Newark Sewer Agreement and approved several travel requests.

- **Land Use Committee** – Ms. Kilpatrick stated the Land Use Committee met on 10/1/24 and discussed the Comprehensive Rezoning for District 12.

- **Economic Development Subcommittee** – Ms. George stated the Economic Development Subcommittee met on 10/1/24 and had presentations by C. J. Bell and Helen Foster.

- **Executive Committee** – Mr. Hollins stated that the Executive Committee met today and had a presentation by the Ethics Commission on the proposed Ethics Code revisions.

- **Public Safety Committee** – Ms. Hartley-Nagle stated that the Public Safety Committee met today and had a presentation on the Cardiac Arrest Resuscitation Program and Colonel Bloch spoke.

- **Finance Committee** – Mr. Cartier stated that the Finance Committee met today and discussed items on this evening's agenda and approved four Council grants.

F. Consent Calendar

R24-174: HONORING THE LIFE OF GEORGE L. KERR, Jr., AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS

Prime Sponsor(s): Mr. Bell

Consent Note

- Motion by Mr. Smiley, seconded by Mr. Bell to adopt the Consent Calendar.

Consent Calendar - Adopted

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

G. Presentations

- Mr. Bell made a motion seconded by Mr. Tackett to go out of order to consider and present Resolution 24-176.

R24-176: CONGRATULATING AND COMMENDING COLONEL JOSEPH S. BLOCH ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY POLICE DEPARTMENT

Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

Co-sponsor(s): Mr. Carter, Mr. Cartier, Ms. Durham, Ms. George, Mr. Hollins, Ms. Kilpatrick, Mr. Sheldon, Mr. Smiley, Mr. Street, Mr. Tackett, Mr. Toole

- It was moved by Mr. Bell and seconded by Mr. Tackett that Resolution 24-176 be read by title only and placed before Council for its consideration.
- Mr. Bell presented the resolution to Colonel Joseph Bloch on his retirement from New Castle County.
- Mr. Bell asked Colonel Bloch and all Council Members to join him at the front to present the Resolution to Colonel Bloch.
- Colonel Bloch addressed Council.
- No public comment.

Resolution 24-176 - Adopted

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

-Motion by Mr. Bell, seconded by Mr. Tackett to return to the regular order of business.

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

R24-175: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER WITH DOCUMENT TECHNOLOGY SYSTEMS FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$63,000.00

Prime Sponsor(s): Mr. Smiley, Mr. Cartier

- It was moved by Mr. Cartier and seconded by Mr. Smiley that Resolution 24-175 be read by title only and placed before Council for its consideration.
- No comments or discussion by Council.
- No public comment.

Resolution 24-175 - Adopted

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

I. Consideration of Ordinances

°24-139: TO APPROPRIATE \$150,000 IN THE NEW CASTLE COUNTY AFFORDABLE HOUSING FUND, WITH FUNDS THAT ORIGINATED FROM THE GENERAL TAX STABILIZATION RESERVE, FOR A CONTRACT WITH CORNERSTONE WEST CDC TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES

Prime Sponsor(s): Mr. Hollins, Mr. Street

- It was moved by Mr. Street and seconded by Mr. Tackett that °24-139 be read by title only and placed before Council for its consideration.
- Mr. Street briefly discussed the ordinance.
- Comments were made by Mr. Hollins.
- No public comment.

Ordinance 24-139 - Adopted

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

°24-140: TO APPROPRIATE \$98,000 IN THE NEW CASTLE COUNTY AFFORDABLE HOUSING FUND, WITH FUNDS THAT ORIGINATED FROM THE GENERAL TAX STABILIZATION RESERVE, FOR A CONTRACT WITH GOOD NEIGHBORS TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES

Prime Sponsor(s): Mr. Hollins, Mr. Street

- It was moved by Mr. Street and seconded by Mr. Tackett that °24-140 be read by title only and placed before Council for its consideration.
- Mr. Street briefly discussed the ordinance.
- Comment made by Mr. Smiley.

- No public comment.

Ordinance 24-140 - Adopted

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

°24-141: AMEND THE PAY PLAN AND RATES OF PAY FOR HOURLY RATED CLASSIFIED SERVICE EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME, AFFILIATE LOCAL 459 AND ADOPT THE REVISED CLASS SPECIFICATION FOR TELEVISION GROUTER EQUIPMENT OPERATOR FOR THE DEPARTMENT OF PUBLIC WORKS

Prime Sponsor(s): Ms. Hartley-Nagle

- It was moved by Ms. Hartley-Nagle and seconded by Mr. Tackett that °24-141 be read by title only and placed before Council for its consideration.
- No comments were made by Council.
- No public comment.

Ordinance 24-141 - Adopted

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

°24-142: AMEND THE GRANTS BUDGET: APPROPRIATE FEDERAL FUNDS OF \$100,000 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE COC PERMANENT SUPPORTIVE HOUSING GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING

Prime Sponsor(s): Mr. Hollins, Mr. Street

- It was moved by Mr. Street and seconded by Mr. Tackett that °24-142 be read by title only and placed before Council for its consideration.
- Mr. Street briefly discussed the ordinance.
- No comments were made by Council.
- No public comment.

Ordinance 24-142 - Adopted

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

°24-143: DECLARING TAX PARCEL 24-003.00-020 AS SURPLUS LAND AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS NECESSARY TO TRANSFER SAID LAND TO VETERANS WATCHMAKERS INITIATIVE FOR \$267,000

Prime Sponsor(s): Mr. Bell

- It was moved by Mr. Bell and seconded by Mr. Tackett that °24-143 be read by title only and placed before Council for its consideration.
- Mr. Bell discussed the ordinance.
- Comments were made by Ms. Hartley-Nagle, Mr. Hollins, Mr. Toole, Mr. Carter, and Mr. Bell.
- Comments were made by Kenny Dunn and Sam Cannon.

Ordinance 24-143 - Adopted

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

°24-144: AUTHORIZING THE ISSUANCE OF UP TO \$40,000,000 IN A GENERAL OBLIGATION BOND THROUGH THE U.S. ENVIRONMENTAL PROTECTION AGENCY ACTING BY AND THROUGH THE ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY FOR THE DEPARTMENT OF PUBLIC WORKS CHRISTINA RIVER FORCE MAIN REHABILITATION PROJECT

Prime Sponsor(s): Mr. Sheldon, Mr. Carter

-It was moved by Mr. Carter and seconded by Mr. Tackett that °24-144 be read by title only and placed before Council for its consideration.

- Mr. Carter briefly discussed the ordinance.
- No comments were made by Council.
- No public comment.

Ordinance 24-144 - Adopted

Yes: J. William Bell, David Carter, Dee Durham, Valerie George, Karen Hartley-Nagle, Penrose Hollins, Janet Kilpatrick, Timothy Sheldon, George Smiley, Jea Street, David Tackett, Brandon Toole

Absent: John Cartier

°24-145: AMEND THE FY2025 CAPITAL PROGRAM AND BUDGET: INCREASE BOND AUTHORIZATIONS IN THE AMOUNT UP TO \$40,000,000 TO THE DEPARTMENT OF PUBLIC WORKS, CHRISTINA RIVER FORCE MAIN REHABILITATION PROJECT

Prime Sponsor(s): Mr. Sheldon, Mr. Carter

- It was moved by Mr. Carter and seconded by Mr. Tackett that °24-145 be read by title only and placed before Council for its consideration.

- Mr. Carter briefly discussed the ordinance.
- No comments were made by Council.
- No public comment.

Ordinance 24-145 - Adopted

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

°24-146: AMEND THE FY2025 CAPITAL PROGRAM AND BUDGET BY REDUCING BOND AUTHORIZATIONS IN THE AMOUNT OF \$403,310 IN THE ELECTRICAL VEHICLE INFRASTRUCTURE CAPITAL PROJECT AND AMEND THE GRANTS BUDGET BY APPROPRIATING \$403,310 FROM THE U.S. DEPARTMENT OF ENERGY TO THE EECBG EV INFRASTRUCTURE DOE GRANT FOR THE DEPARTMENT OF PUBLIC WORKS

Prime Sponsor(s): Mr. Sheldon, Mr. Carter

-It was moved by Mr. Carter and seconded by Mr. Tackett that °24-146 be read by title only and placed before Council for its consideration.

- Mr. Carter briefly discussed the ordinance.
- No comments were made by Council.
- No public comment.

Ordinance 24-146 - Adopted

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

°24-147: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 7 ("PROPERTY MAINTENANCE CODE"), SECTION 7.01.002 ("AMENDMENTS TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE") REGARDING RUBBISH AND GARBAGE CONTAINERS

Prime Sponsor(s): Mr. Tackett

- It was moved by Mr. Tackett and seconded by Mr. Cartier that °24-147 be read by title only and placed before Council for its consideration.

- Mr. Tackett explained the ordinance and then made a motion, seconded by Mr. Carter, to introduce and approve Floor Amendment No. 1 which provides clarity to the ordinance. The floor amendment would amend Line 34 after "residential rubbish and/or garbage removal," by adding the following text "or where, based on the circumstances, the hauler otherwise reasonably has noticed that their services are no longer needed." The motion to approve Floor

Amendment No. 1 was approved by voice vote.

- Mr. Tackett moved to have °24-147 as Amended by Floor Amendment No. 1 read by title only and placed before Council for consideration. The motion was seconded by Mr. Smiley and the floor was opened for discussion.
- No comments were made by Council.
- No public comment.

Ordinance 24-147 as Amended by Floor Amendment No. 1 - Adopted

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

°24-148: AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE EMPLOYEES FOR THE CLASS SPECIFICATION OF ASSISTANT CHIEF OF EMERGENCY COMMUNICATIONS FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY COMMUNICATIONS

Prime Sponsor(s): Ms. Hartley-Nagle

- It was moved by Ms.Hartley-Nagle and seconded by Mr. Tackett that °24-148 be read by title only and placed before Council for its consideration.
- No comments were made by Council.
- No public comment.

Ordinance 24-148 - Adopted

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

°24-149: TO ADOPT THE CLASS SPECIFICATION OF SENIOR ASSISTANT COUNTY ATTORNEY AND TO AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE AND NON-UNION CLASSIFIED SERVICE EMPLOYEES TO MAKE ORGANIZATIONAL CHANGES FOR THE FIRST ASSISTANT COUNTY ATTORNEY CLASS SPECIFICATION IN THE DEPARTMENT OF ADMINISTRATION, OFFICE OF LAW

Prime Sponsor(s): Ms. Hartley-Nagle

- It was moved by Ms.Hartley-Nagle and seconded by Mr. Tackett that °24-149 be read by title only and placed before Council for its consideration.
- No comments were made by Council.
- No public comment.

Ordinance °24-149 - Adopted

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

°24-150: AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE MANAGERS AND ADMINISTRATORS AND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE PROFESSIONAL EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME (AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES) AFL-CIO AND ITS AFFILIATE, LOCAL 3109

Prime Sponsor(s): Ms. Hartley-Nagle

- It was moved by Ms.Hartley-Nagle and seconded by Mr. Tackett that °24-150 be read by title only and placed before Council for its consideration.
- No comments were made by Council.
- Comments were made by Michael Begatto, Jr.

Ordinance 24-150 - Adopted

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

°24-151: AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE EMPLOYEES, NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE, NON-UNION CLASSIFIED SERVICE ROW OFFICE EMPLOYEES, NON-UNION UNCLASSIFIED SERVICE ROW OFFICE EMPLOYEES AND CLASSIFIED SERVICE EMPLOYEES REPRESENTED BY FRATERNAL ORDER OF POLICE (FOP) LODGE #5 SWORN

DEPUTY SHERIFFS

Prime Sponsor(s): Ms. Hartley-Nagle

- It was moved by Ms. Hartley-Nagle and seconded by Mr. Tackett that °24-151 be read by title only and placed before Council for its consideration.

- No comments were made by Council.

-No public comment.

Ordinance 24-151 - Adopted

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

°24-067: COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 12 REGARDING THE FOLLOWING TAX PARCELS: NEW CASTLE HUNDRED: 10-030.00-046 (0 RIVER RD), 10-035.00-002 (300 S DUPONT HWY), 10-035.00-056 (790 GRANTHAM LN, DELLAVERSANO SUBDIVISION); RED LION HUNDRED: 12-002.00-024 (0 S DUPONT HWY), 12-006.00-041 (1535 RED LION RD, HARRIS SUBDIVISION), 12-007.00-020 (4120 WRANGLE HILL RD, BEAR BABE RUTH KODIAK PARK), 12-013.00-081 (4110 WRANGLE HILL RD, BEAR BABE RUTH KODIAK PARK), 12-036.00-001 (0 BIGGS LN, UNION CARBIDE CORP); ST GEORGES HUNDRED: 13-008.00-019 (2093 DUPONT PKY), 13-008.00-028 (2105 DUPONT PKY, LESTER SUBDIVISION), 13-008.00-044 (310 HYETTS CORNER RD, HYETTS CORNER ROAD WATER TREATMENT PLANT), 13-013.00-029 (2344 DUPONT PKY), 13-013.00-030 (2348 DUPONT PKY), 13-013.00-035 (2398 DUPONT PKY, SHOPPES OF ST GEORGES), 13-013.00-148 (2356 DUPONT PKY, SHOPPES OF ST GEORGES), 13-013.00-249 (0 DUPONT PKY)

Prime Sponsor(s): Mr Bell

-It was moved by Mr. Bell and seconded by Mr. Tackett that °24-067 be read by title only and placed before Council for its consideration.

-Mr. Bell explained the ordinance.

-Comments were made by Mr. Hollins, Mr. Carter, Mr. Smiley, Mr. Bell, Ms. Durham, Mr. Street, and Land Use General Manager Char Patibana.

-Public Comments were made by Bob Aellis, Dale Swain, and Thomas Price.

Ordinance 24-067 - Adopted**Poll Vote**

Mr. Bell – Yes, based upon the positive recommendation of Land Use and the outstanding community support and input with this particular ordinance and the Comp Plan.

Mr. Carter – Not voting.

Mr. Cartier – Yes, based upon the positive recommendation of the Department of Land Use, expressed community support, and the hard work and due diligence of the district Council Member

Ms. Durham – Not voting.

Ms. George – Yes, based on the support of the district council person, the positive community input, and the approval of the Department of Land Use.

Ms. Hartley-Nagle – Yes, based upon community support.

Mr. Hollins – Yes, I think it is remarkable that Councilman Bell brought this plan this far. When I first came on Council I thought I had a difficult time with the redevelopment plan of the Brandywine Town Center. This new process has really blown my mind. To hear people come forward, like Bob Aellis and Dale Swain, who I listen to as if they live in my district, that's how much I pay attention to their concerns about this approach. But now, here tonight, it's like magic. So, I'm definitely supporting it.

Ms. Kilpatrick – Yes, based on the recommendation of the Land Use Department, the community support, and all the outreach efforts.

Mr. Sheldon – Yes, based on positive approval of the Land Use Department, the consistency of the surrounding areas, and the support of the District Councilman.

Mr. Smiley – Yes, based on support of the Land Use Department and because I'm tired of looking at it.

Mr. Street – Yes, because of the support of the community, the support of Councilman Bell, and the impressive leadership of the Land Use Department. So, I just have to commend the leadership of the Department of Land Use, but I don't feel good about what they have to continue to endure.

Mr. Tackett – Yes, I want to commend the Land Use Department on their due diligence, their expertise, and their knowledge, and their community outreach that they have put into this process as well as this ordinance in trying to get it over the finish line this evening here at Council. They really have shown us their professionalism for

everyone who works in their department and I commend each one of them for that. I will be voting yes, joining them with a positive recommendation.

Mr. Toole – Yes, based upon the collaborative working relationship with the councilman and the community and also again with Councilman Street and Councilman Tackett in the work that the Land Use Department has done in their outreach communications and I appreciate General Manager Char for all she has done.

SUBSTITUTE NO. 1 TO °24-032: (STATUS: TABLED) COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 8 REGARDING THE FOLLOWING TAX PARCELS: ARDENTOWN: 27-001.00-001(2206 MILLERS RD, ARDENTOWN); BRANDYWINE HUNDRED: 06-060.00-010 (1 NAAMANS RD, GILBERT SUBDIVISION), 06-122.00-081 (301 CARR RD, ROCKWOOD OFFICE PARK), 06-147.00-017 (1204 LIGHTHOUSE RD)

Prime Sponsor(s): Mr. Cartier

- It was moved by Mr. Cartier and seconded by Mr. Tackett that Substitute No. 1 to °24-032 be read by title only and placed before Council for its consideration.
- Motion made by Mr. Cartier, seconded by Mr. Smiley to lift Substitute No. 1 to Ordinance 24-032 from the table. The motion was approved by voice vote.
- Mr. Cartier explained the ordinance.
- Comments were made by Ms. Kilpatrick, Mr. Cartier, Ms. Durham, Mr. Hollins, and Mr. Carter.
- Public Comments were made by Dora Williams, Marissa McClinton
- Further comments were made by Ms. Durham and Mr. Carter after public comment.

Substitute No. 1 to Ordinance 24-032 - Adopted

Poll Vote

Mr. Bell – Yes, based upon the positive recommendation of the Department of Land Use and the district council person.

Mr. Carter – Not voting.

Mr. Cartier – Yes, based on the positive recommendation of the Department of Land Use and the support of DNREC's reasons that have merit regarding access to port expansion.

Ms. Durham – No, based on concerns discussed in this meeting and earlier at the Land Use Committee Meeting.

Ms. George – Yes, based on the positive recommendation of the Department of Land Use.

Ms. Hartley-Nagle – Yes, based upon the positive recommendation of the Department of Land Use.

Mr. Hollins – Yes, in support of the recommendation from the Department of Land Use.

Ms. Kilpatrick – Yes, based on the recommendation of the Department of Land Use and the wishes of the property owner, which is the State.

Mr. Sheldon – Yes, based upon the positive recommendations of the Department of Land Use Department and for the Port expansion.

Mr. Smiley – Yes, in support of the position of the Department of Land Use and maintaining a pathway to future blue-collar jobs

Mr. Street – Yes, consistent with the recommendation of the Department of Land Use, the District council member, and the fact that the harsh reality is that I don't think we as a County can tell the State what to do with its land. If put to task, we wouldn't prevail. We are well aware of the port expansion and the port apparently cannot operate without access. If ultimately challenged, what we can do in terms of stopping the State from what it wants to do, after they have invested all that money in that port.

Mr. Tackett – Yes, in support of the Department of Land Use's positive recommendation, as well as the support of the district council member who knows the area.

Mr. Toole – Yes, based upon the positive recommendation from the Department of Land Use Department and the support of their local council person.

°24-008: (STATUS: TABLED) TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 ("UNIFIED DEVELOPMENT CODE"), ARTICLE 14 ("IMPACT FEES") REGARDING ADJUSTMENTS TO IMPACT FEES

Prime Sponsor(s): Ms. Durham, Mr. Carter, Mr. Toole

Co-sponsor(s): Mr. Cartier, Mr. Smiley

- Ms. Durham stated that °24-008 would remain tabled.

J. Time Sensitive Congratulatory/Honorary Resolutions

R24-177: COMMEMORATING THE LAFAYETTE BICENTENNIAL TOUR

Prime Sponsor(s): Mr. Cartier

- It was moved by Mr. Cartier and seconded by Mr. Tackett that Resolution R24-177 be read by title only and placed before Council for its consideration.
- Ms. Hartley-Nagle and Ms. Durham requested to be co-sponsors.
- No comments by Council.
- No public comments.

Resolution 24-177 - Adopted

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

K. Introduction/Consideration of Emergency Ordinances

-None

L. Public Comment/Other

- Public Comments were made by Rob Bullock, Dora Williams, and Janet Swain.

M. Motion to Adjourn

- Mr. Smiley made a motion, seconded by Mr. Tackett to adjourn the meeting. The meeting was adjourned at 8:17 p.m.