



NEW CASTLE COUNTY COUNCIL ADMINISTRATIVE-FINANCE COMMITTEE MEETING

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

June 10, 2025
4:00 PM

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

REVISED AGENDA

A. Call To Order/Roll Call

B. Approval of Minutes - 5/22/25 Budget Hearing Minutes & 5/27/25 Ad-Finance Committee Minutes

C. Review/Discussion of Resolution(s)

R25-103: ALLOCATING A GRANT FROM THE NEW CASTLE COUNTY COUNCIL CONTINGENCY FUND TO THE FOOD BANK OF DELAWARE TO FUND ACUTELY NEEDED FOOD PROVISIONS IN THE FIGHT AGAINST HUNGER

Prime Sponsors: Ms. Durham, Mr. Toole, Ms. Kilpatrick, Mr. Caneco

R25-104: ALLOCATING FUNDING FROM THE NEW CASTLE COUNTY COUNCIL CONTINGENCY FUND TO GOOD NEIGHBORS HOME REPAIR TO SUPPORT THEIR DESPERATELY NEEDED SERVICES

Prime Sponsor(s): Mr. Tackett, Mr. Toole

R25-105: ALLOCATING FUNDING FROM THE NEW CASTLE COUNTY COUNCIL CONTINGENCY FUND TO CHARITY CROSSING INC. TO SUPPORT ITS MISSION TO ASSIST THE CITIZENS OF NEW CASTLE COUNTY

Prime Sponsor(s): Mr. Tackett

R25-106: A RESOLUTION PRESCRIBING THE DETAILS AND FORM AND PROVIDING FOR THE SALE OF GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY

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

R25-088: (STATUS: TABLED) ADOPTING THE NEW CASTLE COUNTY CAPITAL PROGRAM FOR FISCAL YEAR 2026 THROUGH 2031

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

D. Review/Discussion of Ordinance(s)

°25-064 TO PROVIDE FOR THE INSTALLATION OF ARLINGTON STREET LIGHTS WITH LIGHT EMITTING DIODE (LED) BULBS (100 WATT EQUIVALENT) IN THE BRANDYWINE COUNTRY CLUB SUBDIVISION LOCATED IN THE BRANDYWINE HUNDRED AND FOR A

LIGHT TAX BASED ON THE COST OF STREET LIGHTS

Prime Sponsor: Ms. Durham

°25-066: AMEND THE FY2025 APPROVED OPERATING BUDGET: TRANSFER FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE MATERIALS AND SUPPLIES BUDGET LINE ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES TO PROVIDE FUNDING FOR THE SENIOR EMERGENCY FOOD VOUCHER PROGRAM

Prime Sponsor(s): Mr. Smiley

°25-067: TO PROVIDE FOR THE INSTALLATION OF ARLINGTON STREET LIGHTS WITH LIGHT EMITTING DIODE (LED) BULBS (70 WATT EQUIVALENT) IN THE PENNFIELD SUBDIVISION AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS

Prime Sponsor(s): Mr. Caneco

°25-069: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL FY2025 APPROVED OPERATING BUDGET TO THE NEW CASTLE COUNTY EMERGENCY HOUSING – HOPE CENTER GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING

Prime Sponsor(s): Mr. Street

°25-072: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 14 (“FINANCE AND TAXATION”), ARTICLE 6 (“EXEMPTION FROM REAL PROPERTY TAXATION”), SECTIONS 14.06.302 (“QUALIFICATIONS FOR AND AMOUNT OF ELDERLY EXEMPTION”), 14.06.303 (“QUALIFICATIONS FOR AND AMOUNT OF DISABILITY EXEMPTION”), and 14.06.304 (“DISABLED VETERAN’S EXEMPTIONS”) REGARDING SCHOOL TAX EXEMPTIONS

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

SUBSTITUTE NO. 1 TO °25-048: (STATUS: TABLED) THE ANNUAL REVENUE ORDINANCE AND ROLL BACK TAX RATE OF NEW CASTLE COUNTY FOR FISCAL YEAR 2026 BEGINNING JULY 1, 2025

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

°25-049: (STATUS: TABLED) CALCULATION OF SEWER SERVICE CHARGES EFFECTIVE JULY 1, 2025 FOR FISCAL YEAR 2026

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

°25-050: (STATUS: TO BE TABLED) AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE PURPOSE OF FINANCING CERTAIN CAPITAL PROJECTS APPROVED IN THE FISCAL YEAR 2026 CAPITAL BUDGET

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

°25-051: (STATUS: TABLED) THE CAPITAL BUDGET ORDINANCE OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2025

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

°25-052: (STATUS: TABLED) ADOPT THE ANNUAL OPERATING BUDGET OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2025

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

°25-053: (STATUS: TABLED) AMEND THE FY2026 APPROVED OPERATING BUDGET: APPROPRIATE \$3,000,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT FOR A ONE-TIME FIRE SERVICE CONTINGENCY

Prime Sponsor(s): Mr. Cartier, Mr. Caneco, Mr. Toole

--Joint Department of Land Use/Planning Board FY2026 Budget Recommendation

E. New Castle County Grant Requests/Community Events

F. Expense and Revenue Round Table

G. Other

- Council Meeting Calendar Discussion - President Williams-Johns

H. Public Comment

I. Adjournment

AGENDA POSTED: June 3, 2025
REVISED AGENDA POSTED: June 3, 2025

*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.

**The agenda was revised to remove Ordinance 25-071 from the Finance Committee Agenda and place it on Public Safety Committee Agenda. The revised agenda was posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2).

**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.

Prime Sponsor(s): Ms. Durham, Mr. Toole
Ms. Kilpatrick, Mr. Caneco
Date of introduction: June 10, 2025

RESOLUTION NO. 25-103

ALLOCATING A GRANT FROM THE NEW CASTLE COUNTY COUNCIL CONTINGENCY FUND TO THE FOOD BANK OF DELAWARE TO FUND ACUTELY NEEDED FOOD PROVISIONS IN THE FIGHT AGAINST HUNGER

1 **WHEREAS**, the Food Bank of Delaware has been a steadfast and vital resource in our
2 community for many years, dedicated to providing nutritious food to individuals and families
3 facing food insecurity throughout New Castle County and the state of Delaware; and
4

5 **WHEREAS**, the Food Bank plays a crucial role in the emergency food network, partnering
6 with numerous pantries, shelters, and community organizations to distribute millions of pounds
7 of food annually; in fiscal year 2024 alone, the Food Bank distributed over 16.3 million pounds
8 of food, the equivalent of approximately 19.5 million meals across the State; and
9

10 **WHEREAS**, despite their tireless efforts, the Food Bank and its partner agencies continue
11 to face significant and multifaceted challenges in fulfilling their mission to end hunger; and
12

13 **WHEREAS**, these challenges include, but are not limited to:

- 14
- 15 • **Increased Demand:** Rising costs of living, economic instability, and unforeseen crises
16 have led to a surge in the number of individuals and families seeking food assistance,
17 placing immense pressure on the Food Bank's resources.
- 18 • **Supply Chain Disruptions:** Fluctuations in the agricultural sector, transportation issues,
19 and other logistical hurdles have impacted the availability and timely delivery of donated
20 and purchased food supplies. Recent events have provided crystal clarity as to the
21 fragility of global and national supply chains.
- 22 • **Rising Operational Costs:** The expenses associated with warehousing, refrigeration,
23 transportation, and distribution of food have increased significantly due to inflation,
24 particularly in fuel and energy costs. Maintaining a large-scale operation requires
25 substantial financial investment.
- 26 • **Nutritional Needs:** Ensuring access to a consistent supply of fresh produce, lean
27 proteins, and other nutrient-dense foods is extremely challenging due to availability and
28 cost, impacting the health and well-being of those served. For instance, shelf-stable
29 donations often lack the nutritional value of fresh fruits and vegetables.
- 30 • **Funding Constraints:** Relying heavily on donations and grants, the Food Bank faces
31 grave uncertainty in its funding streams, making long-term planning and investment
32 challenging. Compounding these challenges, dramatic changes in government policy
33 under the Trump Administration have significantly impacted the Food Bank's budget and
34 operating capabilities.

35
36 The U.S. Department of Agriculture (USDA) recently cut two programs that gave schools
37 and food banks money to buy food from local farms to the tune of \$1 billion, which has
38 thrown nonprofits into chaos as they grapple with how they will continue to fund these
39 vital services. Among direct impacts to the Food Bank of Delaware, 19 truckloads of food
40 destined for the Food Bank were recently canceled. The food staples in these loads were
41 valued at approximately \$1.1 million and effectively erased 900,000 meals for hungry
42 Delawareans. In February alone, more than 50% of the Food Bank's food supplies came
43 from the USDA. The canceled deliveries from the USDA's Food Assistance Program
44 represent approximately 29% of the food the Food Bank expected to receive from USDA
45 for the remainder of fiscal year 2025.

46
47 These canceled shipments could not come at a worse time. Rising food prices and
48 persistent economic hardships continue to drive demand for the Food Bank's services.
49 With uncertain USDA support, the Food Bank is seriously challenged in its mission of
50 feeding Delawareans struggling with food insecurity.

51
52 **NOW, THEREFORE, BE IT RESOLVED**, that New Castle County Council recognizes
53 and commends the Food Bank of Delaware for its unwavering commitment and the vital role it
54 plays in addressing food insecurity in our County, and because of this County Council hereby
55 grants \$25,000 from the New Castle County Council Contingency Fund to support the work of
56 the Food Bank of Delaware, which indirectly supports and gives some relief to New Castle
57 County citizens who are struggling to get by.

58
59 **BE IT FURTHER RESOLVED**, that we acknowledge the significant and increasing
60 challenges faced by the Food Bank in its daily operations, including rising demand, supply chain
61 disruptions, escalating operational costs, funding constraints, and geographic disparities.

62
63 **BE IT FURTHER RESOLVED**, that we call upon all stakeholders, including government
64 agencies, businesses, community organizations, and individual citizens, to recognize these
65 challenges and to explore and implement strategies to provide increased support to the Food
66 Bank of Delaware. This support may include increased financial contributions, volunteer
67 engagement, in-kind donations, and advocacy for policies that address food insecurity.

Adopted by County Council
of New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL NOTE: This Resolution allocates \$25,000 from the New Castle County Council Contingency Fund to the Food Bank of Delaware.

RESOLUTION NO. 25-104

**ALLOCATING FUNDING FROM THE NEW CASTLE COUNTY COUNCIL
CONTINGENCY FUND TO GOOD NEIGHBORS HOME REPAIR TO SUPPORT
THEIR DESPERATELY NEEDED SERVICES**

1 **WHEREAS**, "Good Neighbors Home Repair" is a non-profit organization that
2 provides critical home repairs to low-income homeowners, often including single mothers,
3 the elderly, and the disabled, at no cost to them; and
4

5 **WHEREAS**, Good Neighbors offers a range of services to make homes warmer,
6 safer, drier, and healthier, including roof repairs/replacement, heater repair/replacement,
7 making homes accessible for people with disabilities, providing home modifications to
8 help seniors remain safe and independent, among other major home repairs; and
9

10 **WHEREAS**, Good Neighbors leverages a combination of volunteers, professional
11 staff, and contractors to perform these repairs and improvements, often using donated
12 materials or materials purchased at a discounted rate to keep costs down; and
13

14 **WHEREAS**, More than 200 families were served last year, with an average cost of
15 \$5,000 each; and
16

17 **WHEREAS**, Good Neighbors recently operated on a budget for the year that was
18 totally gifted by family foundations, individuals, businesses, churches, clubs, and by
19 government funding; and
20

21 **WHEREAS**, Good Neighbors is struggling to find the funding to provide its
22 desperately needed services.
23

24 **NOW, THEREFORE, BE IT RESOLVED**, that New Castle County Council hereby
25 recognizes Good Neighbors Home Repair for its exemplary work and contributions to the
26 well-being of the citizens of New Castle County, and in support of its desperately needed
27 services County Council allocates \$25,000 from the New Castle County Council
28 Contingency Fund to support Good Neighbors.

Adopted by County Council
of New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL NOTE: This Resolution allocates \$25,000 from the New Castle County Council Contingency Fund to Good Neighbors Home Repair.

RESOLUTION NO. 25-105

**ALLOCATING FUNDING FROM THE NEW CASTLE COUNTY COUNCIL
CONTINGENCY FUND TO CHARITY CROSSING INC. TO SUPPORT ITS MISSION
TO ASSIST THE CITIZENS OF NEW CASTLE COUNTY**

1 **WHEREAS**, Charity Crossing Delaware is a non-profit organization dedicated to
2 serving the needs of underprivileged individuals and families throughout the state of
3 Delaware and New Castle County; and
4

5 **WHEREAS**, Charity Crossing was founded on the principle of compassionate
6 service, striving to alleviate poverty, hunger, and hardship within the community; and
7

8 **WHEREAS**, through its tireless efforts and those of its volunteers and supporters,
9 Charity Crossing collects and distributes essential goods, including clothing, food,
10 household items, and educational supplies, to those in dire need; and
11

12 **WHEREAS**, Charity Crossing has established and fostered partnerships with local
13 businesses, community organizations, and government agencies to maximize its impact
14 and reach; and
15

16 **WHEREAS**, Charity Crossing's commitment extends to promoting self-sufficiency
17 and dignity among its beneficiaries, offering programs and resources that empower
18 individuals to improve their quality of life; and
19

20 **WHEREAS**, Charity Crossing embodies the spirit of generosity and community
21 engagement, inspiring others to contribute to a more equitable and compassionate
22 society; and
23

24 **WHEREAS**, Charity Crossing needs our help, as it is experiencing increased
25 demand for its services like never before while, at the same time, it is experiencing
26 increased financial pressures like never before.
27

28 **NOW, THEREFORE, BE IT RESOLVED** that New Castle County Council hereby
29 recognizes Charity Crossing for its exemplary work and contributions to the well-being of
30 the citizens of New Castle County, and its unwavering dedication to humanitarian service,
31 and in support of its mission to assist our citizens, County Council allocates \$5,000 from
32 the New Castle County Council Contingency Fund to support Charity Crossing.

Adopted by County Council
of New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL NOTE: This Resolution allocates \$5,000 from the New Castle County Council Contingency Fund to support the exemplary work of Charity Crossing on behalf of the many citizens of the County.

Prime Sponsor(s): Mr. Smiley, Mr. Cartier
Requested by: Administration/Finance
Date of Introduction: June 10, 2025

RESOLUTION NO. 25-106

A RESOLUTION PRESCRIBING THE DETAILS AND FORM AND PROVIDING FOR THE SALE OF GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY

1 **WHEREAS**, the County Council of New Castle County (the "Council") has, by the
2 adoption of various ordinances including Ordinance Nos. 06-034, 08-037, 11-037, 12-
3 039, 13-024, 14-033, 15-028, 16-028, 17-081, CB18-112, 18-026, 19-037, 20-032, 21-
4 039, 21-096, 22-034, 22-111, 22-142, 23-042, 24-053, 24-064 and 25-051 (collectively,
5 the "Bond Ordinances"), authorized the issuance of its negotiable bonds for public
6 purposes for which New Castle County, Delaware (the "County") may raise, appropriate
7 or expend money not otherwise prohibited, including, without limitation, for the purpose
8 of refunding a portion of its outstanding indebtedness in order to realize debt service
9 savings thereon; and

10
11 **WHEREAS**, the Council now desires to prescribe the details and form and
12 provide for the sale of such bonds.

13
14 **NOW, THEREFORE, BE IT RESOLVED** by and for the County Council
15 of New Castle County, Delaware that:

16
17 Section 1. Purpose. The County shall issue its negotiable bonds in the
18 aggregate principal amount not to exceed \$82,000,000 to finance a portion of the cost
19 of capital projects as listed on Exhibit "A" attached hereto (the "Bonds"), all pursuant to
20 and in accordance with Chapter 11, Title 9 of the Delaware Code, as amended, and the
21 Bond Ordinances. The Bonds shall be general obligation bonds of the County and the
22 full faith and credit of the County is pledged to the punctual payment of the principal of
23 and interest on the Bonds. For the purposes of this Resolution, aggregate principal
24 amount of Bonds shall be determined without regard to original issue discount or
25 original issue premium. The Bonds may be issued in one or more series, on a tax-
26 exempt and/or taxable basis, and with such series designation as the County Executive
27 shall determine.

28
29 Section 2. Manner of Sale. The Bonds shall be sold by the County Executive
30 of the County (the "County Executive") at a competitive public and/or negotiated private
31 sale, in such manner or upon such terms, conditions and regulations as determined by
32 the County Executive to be in the best interest of the County. If the Bonds or a portion
33 thereof shall be awarded and sold at a private negotiated sale, such private sale shall
34 be in accordance with the terms and conditions set forth in a Bond Purchase
35 Agreement, or similar agreement (the "Bond Purchase Agreement"), by and between
36 the County and an underwriter (the "Underwriter") selected by the County Executive, in
37 such forms as the County Executive may approve, which approval shall be conclusively

evidenced by his execution thereof. The competitive public sale of the Bonds (or a portion thereof), if any, shall be made pursuant to a Notice of Sale (the "Notice of Sale") and a Proposal for Bonds (the "Proposal for Bonds"), in such form and substance as approved by the County Executive. The Bonds (or portions thereof), if any, sold by a competitive public sale shall be awarded to the bidder (the "Bond Purchaser") who submits a Proposal for Bonds with the lowest true interest cost to the County as set forth in the Notice of Sale.

Section 3. Form of Bonds. The Bonds shall be issued in fully registered form, in denominations of \$5,000, or integral multiples thereof. A form of the Bonds is attached hereto as Exhibit "B".

Section 4. Certain Details of the Bonds. The Bonds shall bear interest from their date, and shall mature on the dates, in the amounts and bear interest at the rates as provided in the Bond Purchase Agreement or the Proposal for Bonds submitted by the winning Bond Purchaser, as the case may be, but, in any event, the Bonds shall mature no later than thirty (30) years after the date of the Bonds. The Bonds shall be subject to Mandatory Redemption and Optional Redemption prior to maturity as provided in the Bond Purchase Agreement or the Notice of Sale, as the case may be.

Section 5. Notice of Redemption. In the event any of the Bonds are called for redemption prior to maturity, notice thereof identifying the Bonds to be redeemed shall be given by mailing a copy of the Redemption Notice by first class mail, postage prepaid, at least thirty (30) days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed at the address shown on the registration books; provided, however, that failure to give such notice, or any defect therein, shall not affect the validity of any proceeding for the redemption of Bonds for which notice shall have been properly given. All Bonds so called for redemption will cease to bear or accrue interest on the specified redemption date provided funds for their redemption are on deposit at the place of payment at that time.

Section 6. Proceeds. The moneys raised by the issuance of the Bonds, after the payment of charges and expenses connected with the preparation, sale and issuance thereof, shall be expended only for the purposes and in the respective amounts authorized in the Bond Ordinances and this Resolution, or as may otherwise be properly authorized by County Council, including, but not limited to, reimbursement of County funds for authorized advances made prior to the sale of such Bonds. If for any reason any part of such proceeds of the Bonds is not applied to or is not necessary for such purposes, such unexpended proceeds of the Bonds may (i) be used to finance any other capital project set forth in the Bond Ordinances or any subsequent bond ordinance enacted by County Council or (ii) be applied to the payment of the principal of or interest on the Bonds. Any investment earnings on the proceeds of the Bonds pending application to pay for authorized expenditures (other than proceeds of the Bonds applied to reimburse County funds for authorized advances) shall be applied by the County to pay authorized project costs or to pay the principal of and interest on the Bonds.

84
85 Section 7. Manner of Payment. Principal of and interest on the Bonds shall be
86 payable by electronic funds transfer, check, or draft mailed to the owner of each Bond at
87 the address of such owner (or, in the case of an electronic funds transfer, transmitted in
88 accordance with the transfer instructions provided by such owner) as it appears in the
89 Bond Register maintained by or on behalf of the County as of the Record Date which
90 shall be not more than fifteen (15) days prior to the payment date as determined by the
91 County Executive and specified in the Official Statement.

92
93 Section 8. Execution of Bonds. Each of the Bonds shall contain a recital that it
94 is issued pursuant to Chapter 11, Title 9 of the Delaware Code, as amended, the laws
95 of the County and the Constitution. Each of the Bonds shall be signed by the County
96 Executive by his manual signature or by a facsimile of his signature, and countersigned
97 by the Clerk of the County Council of New Castle County by her manual signature. The
98 official seal of the County, or a facsimile thereof, shall be impressed or imprinted in
99 facsimile upon each of the Bonds.

100
101 Section 9. Transfer and Exchange Provisions. Subject to the provisions of
102 Section 10 hereof with respect to Bonds issued in book-entry only form, the Bonds will
103 be transferable only by presentation and surrender to the County or Paying Agent of the
104 County selected by the County Executive and designated as such in the Bonds,
105 together with an assignment duly executed by the owner of the Bond or by his
106 representative in form satisfactory to the County or any Paying Agent of the County, and
107 containing information required by the County in order to effect such transfer.

108
109 The Bonds, upon surrender thereof with a written instrument of transfer, in form
110 and with guarantee of signature satisfactory to the County or any Paying Agent, duly
111 executed by the registered owner or such owner's duly authorized attorney, may, at the
112 option of the registered owner thereof, be exchanged for an equal aggregate principal
113 amount of fully registered Bonds of the same maturity, series designation and interest
114 rate of any other authorized denomination upon payment of any tax or other
115 governmental charge, if any, required to be paid with respect to such exchange. For
116 every exchange or transfer of a Bond certificate, the County shall make a charge
117 sufficient to reimburse it for any tax, fee or other governmental charge required to be
118 paid with respect to such exchange or transfer, and may charge the persons requesting
119 such exchange or transfer a sum or sums sufficient to cover the cost of preparing each
120 new Bond issued, which sum or sums shall be paid as a condition precedent to the
121 exercise of the privilege of making such exchange or transfer. The County may require
122 adequate indemnity to replace any lost, stolen or destroyed Bonds. The County and
123 any Paying Agent may deem and treat the registered owner of a Bond as shown on the
124 registration books maintained by the County or any Bond Registrar selected by the
125 County Executive as the absolute owner (whether or not the Bond shall be overdue) for
126 the purpose of receiving payment of or on account of principal and interest due on the
127 Bonds and for all other purposes, and neither the County nor any Paying Agent shall be
128 affected by any notice to the contrary. The County and any Paying Agent shall not be

required to transfer or exchange any Bonds selected, called or being called redemption in whole or in part.

Section 10. Book Entry Only. The Bonds may be issued in book entry only form, registered in the name of a securities depository (the "Depository") or its nominee, and immobilized in the custody of the Depository or its nominee, subject to such terms and conditions as may be determined by the County Executive. In the event that the Bonds are immobilized in the custody of a Depository or its nominee, the County shall not be liable for the failure of the Depository or of any participant or nominee of the Depository to perform any obligation to any participant or beneficial owner of a Bond.

The County may, but shall not be obligated to, replace a Depository in the event that the County determines, in its sole discretion, that (a) such Depository is incapable of discharging its duties as a "Clearing Corporation" (as that term is defined in the applicable state's Uniform Commercial Code) or "Clearing Agency" (as that term is defined in Section 17A of the Securities Exchange Act of 1934, as amended) or, (b) the interests of the beneficial owners of the Bonds might be adversely affected if the book-entry system of evidencing ownership of Bonds is continued. Notice of such determination shall be given to such Depository not less than thirty (30) days prior to any such replacement. The County acknowledges that a Depository may determine not to continue to act as a securities depository for the Bonds or may no longer be permitted, for whatever reason, to act as a security depository for the Bonds.

Upon any such determination set forth above or the happening of any event described above, the County may attempt to replace a Depository with another qualified securities depository. A "qualified securities depository" shall be any securities depository that is a Clearing Agency and for purposes of the Uniform Commercial Code applicable to such securities depository a "Clearing Corporation". In the event that the County is unable to locate a replacement securities depository determined by the County, in its sole discretion, to be a qualified securities depository, the County may issue Replacement Bonds to the participants of such Depository or the beneficial owners of the Bonds.

Replacement Bonds issued to a replacement securities depository shall have the same terms, form and content as Bonds initially registered in the name of the initial Depository except for the name of the record owner. Replacement Bonds issued to participants or to beneficial owners shall be in \$5,000 denominations or any integral multiple thereof, be payable as to principal and interest on the same dates as the Bonds, be payable as to interest by check or draft mailed to the registered owner as shown on the register for Bonds maintained by the County or any agent, be in fully registered form, be subject to transfer upon presentation and surrender to the County or any agent together with an assignment duly executed by the registered owner or his representative in form satisfactory to the County or any agent and upon payment of the costs of preparing any new Replacement Bond. Notices of redemption or tender of such Replacement Bonds shall be sent to the registered owners in the manner and at

the times such notices would have been required to be sent by the securities depository as record owner of the Bonds. The County may however establish new record dates.

Section 11. Sale of Bonds; Execution of Documents. The County Executive is hereby authorized to execute and deliver the Bond Purchase Agreement or an acceptance of the Proposal for Bonds submitted by the winning Bond Purchaser, as the case may be, providing for the issuance and sale of the Bonds upon such terms and conditions (with respect to interest rates, maturities, redemption rights and the other details of the Bonds) as set forth therein, having received the advice of the Financial Advisor to the County, provided that the aggregate principal amount of the Bonds shall not exceed \$82,000,000. The County Executive is authorized to execute and deliver the Bonds and the County Clerk shall cause the County Seal to be impressed or imprinted thereon and shall attest thereto in substantially the form set out in Exhibit "B" with such modifications as the County Executive shall determine to be appropriate and consistent with the final terms of the applicable Bond Purchase Agreement or the Notice of Sale and Proposal for Bonds, as the case may be.

Section 12. Paying Agent, Registrar and Transfer Agent. The County shall serve as the paying agent, registrar and transfer agent for the Bonds provided that the County Executive may appoint one or more agents to serve in those capacities as successor to the County.

Section 13. Official Statement. All actions, if any, of the County Executive and the Chief Financial Officer of the County (the "Chief Financial Officer") in connection with the preparation and distribution of a Preliminary Official Statement with respect to the sale and issuance of the Bonds, and deeming of such Preliminary Official Statement final for purposes of SEC Rule 15c2-12, are hereby authorized and such officials are authorized to take all further action necessary and appropriate to accomplish the same. The County Executive and the Chief Financial Officer are hereby authorized to make any changes to the Preliminary Official Statement to the date of delivery of said Bonds to make the information contained therein not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements therein, in light of the circumstances under which they are made, not misleading.

The County Executive and Chief Financial Officer are authorized to prepare, execute and distribute the Official Statement, and any supplements thereto, in the name of the County to prospective purchasers of the Bonds and to make any changes thereto prior to the date of delivery of the Bonds with respect to the Preliminary Official Statement.

Section 14. Tax Law Covenants. With respect to the Bonds that are issued in a tax-exempt basis, the County covenants for the benefit of the holders of such tax-exempt Bonds: (a) that no use of the proceeds of the Bonds or the earnings thereon will be made, and no other action will be taken, which would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148(a) of the Internal Revenue Code of 1986, as amended, (the "Code"); (b) that all action with respect to the Bonds required to

be taken to avoid characterization of the Bonds as “arbitrage bonds” under Section 148 of the Code shall be taken; (c) that the County will take all reasonable steps to ensure that interest on the Bonds is not included in gross income of the holder of any Bond for purposes of federal income taxation; and (d) that the County will take no action to cause the Bonds to become “private activity bonds” as that term is used in Section 141(a) of the Code.

Section 15. Delegation. The power to prescribe the terms, form, series designation and contents of the Bonds, including the enumerated terms and conditions explicitly set forth in Title 9, Delaware Code, Section 1163(a)(3), other than or in addition to those prescribed herein, and the power to sell, issue and deliver the Bonds subject to the provisions of the Bond Ordinances and this Resolution, is hereby delegated to the County Executive. The power to execute any documents, and the power to take any further action and do all things necessary with respect to the sale, issuance and delivery of the Bonds is hereby delegated to the County Executive.

Section 16. Continuing Disclosure. Acting pursuant to the authority contained in each of the Bond Ordinances, the Chief Financial Officer shall take all action necessary or appropriate to cause the County to comply with the continuing disclosure requirements of Rule 15c2-12 of the Securities Exchange Act of 1934, promulgated pursuant to the Securities Exchange Act of 1934.

Section 17. Agents and Advisors. The Chief Financial Officer is hereby authorized to appoint a financial advisor (the “Financial Advisor”) to advise the County in connection with the issuance of the Bonds.

[Remainder of page intentionally left blank.]

266
267 Section 18. Effective Date. This Resolution shall become effective immediately
268 upon its approval by Council.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: This Resolution, if adopted, authorizes the issuance of up to \$82,000,000 of the County's General Obligation Bonds for certain capital projects. This Resolution allows the Bonds, or a portion thereof, to be sold at a competitive public and/or negotiated private sale at the discretion of the County Executive; permits appointment of a Financial Advisor; prescribes certain details of the Bonds; and authorizes the County Executive to determine the final terms of the Bonds as in his judgment is most favorable for the County.

FISCAL NOTE: The fiscal impact of the issuance of the Bonds will depend on market conditions on the date of sale.

Acknowledged by the Chief Financial Officer May 30, 2025.

EXHIBIT "A"

List of Capital Projects

Capital Project	Category	Ordinance(s) Authorizing Bonds	Authorized but Unissued	Amount to be funded with the Bonds
Army Creek Landfill Upgrade	Buildings, Facilities and Landfill	22-111 / 20-032	\$ 322,535.55	\$ 305,000.00
Building Rehabilitation	Buildings, Facilities and Landfill	19-037	\$ 4,325,339.26	\$ 500,900.00
Vehicle Lift System	Buildings, Facilities and Landfill	20-032 / 18-026	\$ 154,901.00	\$ 60,000.00
City/County Building Rehab	Buildings, Facilities and Landfill	20-032	\$ 1,772,162.52	\$ 150,000.00
Garage Renovations	Buildings, Facilities and Landfill	20-032 / 18-026	\$ 5,271,484.17	\$ 2,000,000.00
Building Rehabilitation 2021	Buildings, Facilities and Landfill	23-042 / 20-032	\$ 3,790,234.39	\$ 1,400,000.00
Security 2021	Buildings, Facilities and Landfill	20-032	\$ 975,303.47	\$ 475,303.00
Government Center Electrical Upgrade	Buildings, Facilities and Landfill	23-042 / 20-032	\$ 2,600,000.00	\$ 1,100,000.00
Brandywine Library HVAC Upgrade	Buildings, Facilities and Landfill	22-142	\$ 400,000.00	\$ 400,000.00
Electric Vehicle Infrastructure	Buildings, Facilities and Landfill	24-053 / 23-042	\$ 3,416,398.00	\$ 1,000,000.00
HVAC Replacement / Conner Building	Buildings, Facilities and Landfill	23-042	\$ 5,200,000.00	\$ 1,850,000.00
General Paving	Buildings, Facilities and Landfill	22-034 / 17-081 / 16-028	\$ 996,493.96	\$ 200,000.00
General Roof Renovations	Buildings, Facilities and Landfill	23-042 / 20-032	\$ 1,588,053.80	\$ 674,617.00
Brandywine Springs Park Rehabilitation	Parks	18-026	\$ 413,205.35	\$ 10,000.00
District Park #5	Parks	20-032 / 16-028	\$ 891,304.30	\$ 20,000.00
Southern Regional Park	Parks	24-053 / 22-034	\$ 8,918,711.50	\$ 6,140,027.00
General Parkland Imp	Parks	19-037 / 18-026	\$ 14,738.81	\$ 6,810.00
Greenway Systems	Parks	24-053 / 22-034 / 21-039	\$ 3,478,981.53	\$ 1,250,000.00
Middle Run Valley Refor.	Parks	23-042 / 22-034	\$ 500,000.00	\$ 375,000.00
Carousel Park	Parks	23-042 / 20-032 / CB18-112 / 15-028	\$ 1,971,761.80	\$ 1,254,000.00
Rockwood Park	Parks	23-042 / 20-032 / 15-028	\$ 3,035,167.17	\$ 2,100,000.00
Jester Walking Path	Parks	22-034 / 18-026	\$ 553,967.36	\$ 553,967.00
Historic Structure Rehab.	Parks	23-042 / 18-026	\$ 3,000,781.85	\$ 835,000.00
Game Court Improvements 2021	Parks	24-053 / 23-042 / 22-034	\$ 1,431,744.00	\$ 1,200,249.00
Play Area Improvements II	Parks	22-034	\$ 200,000.00	\$ 200,000.00
Delcastle Regional Park Improvements	Parks	23-042 / 20-032	\$ 1,396,797.80	\$ 1,396,798.25
Play Area Improvements 2024-2025	Parks	23-042	\$ 2,000,000.00	\$ 2,000,000.00
General Parkland Improvements 24-25	Parks	23-042	\$ 2,725,000.00	\$ 750,000.00
Bechtel Park Improvements	Parks	24-053 / 23-042	\$ 5,000,000.00	\$ 2,500,000.00
Park Bridge Replacements	Parks	23-042	\$ 300,000.00	\$ 100,000.00
Weiss Park Improvements	Parks	23-042	\$ 700,000.00	\$ 681,000.00
Pavilion Renovations	Parks	23-042 / 20-032	\$ 335,546.40	\$ 100,000.00
Glasgow Regional Park	Parks	20-032	\$ 2,440,314.79	\$ 1,200,000.00
EMS Stations	Public Safety	17-081	\$ 630,683.18	\$ 50,000.00
Communication Upgrade	Public Safety	23-042 / 17-081	\$ 933,293.08	\$ 454,620.00
Police Range	Public Safety	24-064 / 21-096	\$ 3,050,000.00	\$ 3,050,000.00
Public Safety Building Renovations	Public Safety	23-042 / 21-039	\$ 752,797.80	\$ 500,000.00
Cardiac Monitors	Public Safety	23-042 / 22-034	\$ 1,417,148.00	\$ 1,415,426.00
800 MghZ Communications Equipment	Public Safety	23-042 / 18-026	\$ 1,505,868.75	\$ 1,105,668.75

EXHIBIT "A"

List of Capital Projects (Continued)

Capital Project	Category	Ordinance(s) Authorizing Bonds	Authorized but Unissued	Amount to be funded with the Bonds
Surrate Pool Renovations	Libraries/Community Services	24-053 / 23-042	\$ 275,000.00	\$ 135,000.00
Newark Library Renovation	Libraries/Community Services	24-053 / 23-042 / 22-034	\$ 23,800,000.00	\$ 12,000,000.00
Absalom Jones Senior Center / Equipment Rep	Libraries/Community Services	23-042	\$ 85,000.00	\$ 85,000.00
Rockwood Museum	Libraries/Community Services	24-053	\$ 175,000.00	\$ 175,000.00
Information Systems Expansion II	Information Systems	22-034	\$ 665,549.21	\$ 505,614.00
Land Use Information Systems	Information Systems	23-042	\$ 4,200,000.00	\$ 3,750,000.00
Firewall Replacement	Information Systems	24-053	\$ 425,000.00	\$ 425,000.00
Network Infrastructure Rearchitect	Information Systems	25-051	\$ 1,150,000.00	\$ 1,150,000.00
Sewer and Tax Billing Replacement	Information Systems	25-051	\$ 2,300,000.00	\$ 1,800,000.00
Human Capital Management	Information Systems	25-051	\$ 600,000.00	\$ 600,000.00
Executive Capital Contingency	Executive	23-042 / 20-032 / 25- 051	\$ 85,000.32	\$ 10,000.00
Manhole Rehabilitation	Sanitary Sewer	25-051	\$ 750,000.00	\$ 750,000.00
Backwater Valve Improvement	Sanitary Sewer	23-042 / 22-034	\$ 75,000.00	\$ 55,000.00
Public Works Complex	Sanitary Sewer	24-053 / 22-034	\$ 417,917.00	\$ 417,917.00
Asset Management	Sanitary Sewer	23-042	\$ 410,000.00	\$ 410,000.00
Richardson Park PS Upgrade	Sanitary Sewer	20-032	\$ 290,350.18	\$ 150,000.00
Christina River Force Main	Sanitary Sewer	24-053 / 23-042 / 20-032	\$ 26,996,531.11	\$ 1,000,000.00
Kirkwood Trunk Line Interceptor	Sanitary Sewer	17-081	\$ 255,723.71	\$ 250,000.00
DelDot Coordination II	Sanitary Sewer	19-037	\$ 3,208,444.91	\$ 25,000.00
Brandywine Interceptor Renovation	Sanitary Sewer	20-032	\$ 3,668,256.87	\$ 300,000.00
Stoney Creek Basin	Sanitary Sewer	23-042 / 20-032	\$ 1,082,051.16	\$ 139,331.00
Airport Road System Rehabilitation	Sanitary Sewer	24-053	\$ 5,500,000.00	\$ 400,000.00
Market Street System Rehabilitation	Sanitary Sewer	19-037 / 18-026 / 17-081	\$ 749,729.92	\$ 95,000.00
Terminal Ave. System Rehabilitation	Sanitary Sewer	23-042 / 18-026	\$ 475,451.65	\$ 45,000.00
Edgemoor System Rehabilitation	Sanitary Sewer	23-042 / 20-032	\$ 1,155,031.08	\$ 500,000.00
White Clay System Rehabilitation	Sanitary Sewer	24-053 / 23-042	\$ 11,048,266.59	\$ 800,000.00
Wilmington System Rehabilitation	Sanitary Sewer	22-034 / 19-037	\$ 398,645.22	\$ 500.00
Delaware City Industrial Sewer Expansion	Sanitary Sewer	19-037	\$ 1,154,270.39	\$ 45,000.00
DelDot Coordination Project III	Sanitary Sewer	23-042	\$ 803,114.96	\$ 700,000.00
Sewer Repairs & Rehab 2026-2027	Sanitary Sewer	25-051	\$ 4,200,000.00	\$ 1,017,252.00
Sewer Repairs & Rehab 2024-2025	Sanitary Sewer	24-053	\$ 1,400,000.00	\$ 1,400,000.00
Pump Station Rehab 2026-2027	Sanitary Sewer	23-042	\$ 1,500,000.00	\$ 1,500,000.00
Southern Sewer Service Area	Sanitary Sewer	20-032 / 19-037	\$ 11,569,678.73	\$ 7,000,000.00
Water Quality Improvement Plans	Stormwater	24-053 / 22-034 / 21-039 / 20-032	\$ 9,633,415.07	\$ 500,000.00
Stormwater Basin Renovation II	Stormwater	24-053	\$ 3,526,891.48	\$ 2,500,000.00
TOTAL:			\$ 202,747,742.17	\$ 80,000,000.00

EXHIBIT “B”

[Form of Bond]

**NEW CASTLE COUNTY, DELAWARE
UNITED STATES OF AMERICA**

**GENERAL OBLIGATION BOND,
SERIES 2025**

Registered
No. R- _____

\$

Interest
Rate: _____%

Maturity
Date: _____

Dated
Date: _____

CUSIP

Registered Owner: CEDE & CO.

Principal Amount:

(1) NEW CASTLE COUNTY, DELAWARE (the “County”), a political subdivision and a County of the State of Delaware, for value received, hereby promises to pay to the Registered Owner identified above, or registered assigns, the Principal Amount identified on the Maturity Date specified above, unless this Bond shall have been previously called for redemption and payment of the redemption price shall have been duly made or provided for, and to pay interest at the Interest Rate specified above, on such Principal Amount from the interest payment date next preceding the date of registration of this Bond, unless this Bond is registered as of an interest payment date, in which event this Bond shall bear interest from such interest payment date, or unless this Bond is registered prior to _____, 20__, in which event this Bond shall bear interest from _____, 20__, or unless interest on the hereinafter referred to Bonds shall be in default, in which event this Bond shall bear interest from the last date to which interest has been paid, at the rate specified above payable semiannually on _____ and _____ of each year commencing on _____, until payment in full of such Principal Amount, and to pay interest on overdue principal and, to the extent permitted by law, on overdue interest at the rate specified above. Both the principal of and interest on this Bond are payable in lawful money of the United States of America. Interest on this Bond shall be paid by check or draft mailed to the Registered Owner as shown on the bond register maintained by the County. The Principal Amount shall be payable upon presentation and surrender of this bond by the Registered Owner at the Office of the Chief Financial Officer, New Castle County, in New Castle, Delaware.

(2) This Bond is one of an authorized issue of General Obligation Bonds, Series 2025 of the County, in aggregate principal amount of \$_____ (the “Bonds”). The Bonds are issued for the purpose of providing funds to finance (i) a portion of certain capital projects of the County; and (ii) the costs associated with issuing the Bonds.

(3) The Bonds are only issuable in the form of registered bonds without coupons in the denomination of \$5,000 each or any integral multiple thereof.

(4) The Bonds maturing _____, 20__ are subject to Mandatory Sinking Fund Redemption prior to maturity at par plus accrued interest, without premium, as follows:

Redemption Dates

Redemption Price

(5) The bonds maturing on or after _____, 20__ are subject to Optional Redemption in any order of maturity and sinking fund payment selected by the County on or after _____, 20__, and prior to maturity, in whole or in part at any time, at a redemption price equal to the percentage of the principal amount plus accrued interest to the redemption date as indicated below.

Redemption Dates

Redemption Price

(6) In the event that the County is to select Bonds within a particular maturity for a partial redemption, the bonds to be redeemed shall be selected by lot within a maturity.

(7) Notice of each redemption shall be given by the County by mailing a copy of the redemption notice by first class mail (postage prepaid) not less than thirty (30) days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed in whole or in part at the address shown on the registration books maintained by the County. Failure to give such notice, or any defect therein, shall not affect the validity of any proceeding for the redemption of Bonds for which notice shall have been properly given. All Bonds so called for redemption will cease to bear interest after the specified Redemption Date, provided funds for their redemption are on deposit at the place of payment at that time.

(8) In the event this Bond is held by or registered in the name of a securities depository or other agent or nominee of a beneficial owner, by purchase of a Bond, the Bondholder agrees that the County shall have no responsibility or liability for any action or inaction by the depository or other agent or nominee in connection with the Bond.

(9) The Bonds are issued under the provisions of and in full compliance with the Constitution and laws of the State of Delaware, particularly Chapter 11, Title 9 of the Delaware Code, certain Ordinances of the County and Resolution No. 25-____. The Bonds are valid and legally binding general obligations of the County secured by the full faith and credit of the County and, unless paid from other sources, will be payable from *ad valorem* taxes

levied upon all taxable real property within the County without limitation as to rate or amount except as provided in Title 9, Delaware Code, Section 8002(C).

(10) This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing at the office of the Chief Financial Officer, New Castle County, in New Castle, Delaware, but only in the manner, and subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this Bond. The County may deem and treat the registered owner hereof as the absolute owner hereof (whether or not this Bond shall be overdue) for the purpose of receiving payment of or on account of principal and interest due on the Bonds and for all other purposes, and the County shall not be affected by any notice to the contrary. The County shall not be required to transfer or exchange any Bonds selected, called or being called for redemption in whole or in part.

(11) It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance, execution and delivery of this Bond do exist, have happened and have been performed in due time, form and manner as required by law; and that the issuance of this Bond and the issue of which it forms a part; together with all other obligations of the County does not exceed or violate any constitutional or statutory limitation applicable to the County.

(12) The provisions of this Bond shall be construed and enforced under the laws of the State of Delaware.

IN WITNESS WHEREOF, NEW CASTLE COUNTY, DELAWARE has caused this Bond to be executed in its name by the manual or facsimile signature of its County Executive and its seal to be impressed or imprinted hereon and attested by the manual signature of its County Clerk, all as of the _____ day of _____, 20__.

(SEAL)

NEW CASTLE COUNTY,
DELAWARE

By: _____
County Executive

Attest: _____
County Clerk

(FORM OF ASSIGNMENT)

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers unto _____
the within Bond and does hereby irrevocably constitute _____
attorney to transfer the said Bond on the books kept for registration of said Bond, with full power
of substitution in the premises.

Dated: _____

Signature of Registered Owner

NOTICE: The signature(s) to this assignment must correspond with the name as it appears
on the face of the within Bond in every particular, without alteration or enlargement or any
change whatever.

(Signature Guaranteed:)

NOTICE: Signature(s) must be guaranteed by a member firm of the New York Stock
Exchange or a commercial bank or trust company.

Prime Sponsor(s): Mr. Smiley, Mr. Cartier
Requested by: Administration/Finance
Date of introduction: May 13, 2025

RESOLUTION NO. 25-088

**ADOPTING THE NEW CASTLE COUNTY
CAPITAL PROGRAM FOR FISCAL YEAR 2026 THROUGH 2031**

1 **WHEREAS**, the projects listed on Exhibit "A" are submitted for continuance in accordance
2 with Key Financial Policy (KFP) #1 and accordingly are included in the Fiscal Year 2026 Capital
3 Program; and
4

5 **WHEREAS**, the projects listed on Exhibit "B" will sunset in accordance with KFP #1 on
6 June 30, 2025. All such projects will no longer be active projects and accordingly are deleted
7 from the Fiscal Year 2026 Capital Program.
8

9 **NOW, THEREFORE, BE IT RESOLVED**, by and for the County Council of New Castle
10 County that County Council hereby approves the Capital Program for New Castle County for the
11 Fiscal Years 2026 through 2031, beginning July 1, 2025, per the attached capital program and
12 budget book entitled "New Castle County Capital Program and Budget: Fiscal Year 2026-2031."

Adopted by County Council of
New Castle County on:

Monique Williams-Johns

President of County Council
of New Castle County

SYNOPSIS: This Resolution adopts a six-year capital program for the fiscal period beginning July 1, 2025.

FISCAL NOTE: This Resolution would approve the Capital Program of New Castle County for the six fiscal years from July 1, 2025 through June 30, 2031 as required by the State Code. The "New Castle County Capital Program and Budget – Fiscal Year 2026-2031 – Approved" provides detail for these projects and projects previously authorized.

Additionally, this Resolution would sunset 14 projects which will no longer be active projects and accordingly are deleted from the Fiscal Year 2026 Capital Program.

The Capital Program for FY2026 through FY2031 as submitted indicates that planned capital uses/sources of funds for the years FY2026 through FY2031 would be:

USES: FY2026 \$ 84,374,248
FY2027 \$111,963,206
FY2028 \$145,906,103
FY2029 \$ 57,025,670
FY2030 \$134,413,716
FY2031 \$ 49,134,390

TOTAL \$582,817,333

SOURCES: Bonds \$492,127,640
State \$ 200,000
General \$ 59,549,344
Sewer \$ 30,140,349
Other \$ 800,000

TOTAL \$582,817,333

Acknowledged by the Chief Financial Officer May 1, 2025.

EXHIBIT "A"
NEW CASTLE COUNTY
Projects for Continuance
Fiscal Year 2026

R25-088

PROJECT	PROJECT NUMBER
COUNTY EXECUTIVE	
Executive GF Capital Contingency	C118933
Executive SF Capital Contingency	C112301
DEPARTMENT OF ADMINISTRATION	
Firewall Replacement	C122501
Information Systems Expansion II	C121606
Human Capital Management Platform	C122610
Land Use Information System	C122401
Reassessment 2024	C122101
Sewer and Tax Billing Replacement	C122611
Network Infrastructure Rearchitect and Upgrade	C122612
Register of Wills System	C122203
DEPARTMENT OF COMMUNITY SERVICES	
Absalom Jones Senior Center Kiln	C402401
Appoquinimink Library	C400329
Appoquinimink Library Maker Space HVAC	C402610
Carousel Park Indoor Arena Footing	C402620
Claymont Library	C400905
Glasgow Library	C402501
Newark Library	C402301
Rockwood Museum	C402502
Surratte Pool Renovations II	C402004
Surratte Pool Renovations 2026	C402604
DEPARTMENT OF PUBLIC SAFETY	
800 MgHZ Communication Equipment	C209229
800 MgHZ Communication Equipment 2026-2027	C202629
Communications Upgrade	C201108
Communications Upgrade 2026-2027	C202608
EMS Realignment and Building	C202201
EMS Stations	C200710
Overlook Colony	C202202
Police Range / EVOC	C201306
Public Safety Building Renovations	C201505
Public Safety Equipment	C201607
Public Safety Equipment 2026	C202607
Public Safety Southern Facility	C202620
Public Safety Vest Protection Program	C201509
Public Safety Vest Protection Program 2026	C202609

EXHIBIT "A"
NEW CASTLE COUNTY
Projects for Continuance
Fiscal Year 2026

R25-088

PROJECT	PROJECT NUMBER
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DEPARTMENT OF PUBLIC WORKS

Facilities/Equipment

Army Creek Landfill Upgrade	C300126
Brandywine Library HVAC Upgrade	C302107
Building Rehabilitation	C300401
Building Rehabilitation 2021	C302103
Building Rehabilitation 2026-2027	C302601
City/County Building Rehabilitation	C301401
Electric Vehicle Infrastructure	C302421
Fleet Equipment 2023	C302303
Fleet Equipment 2024	C302403
Fleet Equipment 2025	C302503
Fleet Equipment 2026	C302603
Garage Renovations	C301601
General Paving	C309808
General Roof Renovations	C309909
Government Center Electrical Upgrade	C302105
Government Center Parking Lot	C300711
Hazardous Substances and Asbestos Abatement	C309035
HVAC Replacement	C302422
Inspection of Tanks Environmental Control	C308919
PAL Building Rehabilitation	C301713
Security 2021	C302104
Vehicle Lift System	C301204

Parks

Agricultural Preservation	C300330
Banning Park Improvements	C302202
Bechtel Park Improvements	C302424
Brandywine Springs Park Rehabilitation	C300115
Carousel Park	C301408
Community Redevelopment and Reinvestment 2023	C302302
Delcastle Park Improvements	C302110
District Park #5	C300117
Game Court Improvements 2021	C302108
General Parkland Improvements	C300509
General Parkland Improvements 2021	C302101
General Parkland Improvements 2024-2025	C302404
Glasgow Regional Park	C309916
Greenway Systems	C300515
Historic Structure Rehabilitation	C301701
Jester Walking Path	C301608

EXHIBIT "A"
NEW CASTLE COUNTY
Projects for Continuance
Fiscal Year 2026

R25-088

PROJECT	PROJECT NUMBER
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DEPARTMENT OF PUBLIC WORKS (Continued)

Parks (Continued)

Maintenance Base Renovations	C309809
Middle Run Valley Reforestation	C301402
Open Space Preservation	C302201
Park Bridge Replacements	C302425
Parkland Acquisition	C300331
Pavilion Renovations	C309815
Play Area Improvements 2021	C302109
Play Area Improvements 2024-2025	C302402
Play Area Improvements 2026-2027	C302602
Rockwood Park	C301409
Route 9 TAP Bicycle/Pedestrian Improvements	C302002
Southern Regional Park	C300336
Sports Lighting	C300121
Weiss Park Improvements	C302426

Sewer/Stormwater

Airport Road System Rehabilitation	C301702
Asset Management	C300220
Backwater Valve Improvement	C300101
Brandywine Interceptor Renovation	C301603
Christina River Force Main	C300705
Countywide Drainage Problems	C300413
Delaware City Industrial Sewer Expansion	C301716
Delaware City System Rehabilitation	C301705
DelDOT Coordination Project II	C301303
DelDOT Coordination Project 2021	C302112
Edgemoor System Rehabilitation	C301708
General Sewer Improvements	C300622
General Stormwater Improvements 2021	C302115
Kirkwood Trunkline Interceptor	C301004
Lea Eara Farms Treatment Plant Closure	C301712
Manhole Rehabilitation	C302620
Market Street System Rehabilitation	C301703
Market Street System Rehabilitation Bridge #9	C302301
North Delaware Interceptor System	C300612
Port Penn System Rehabilitation	C301709
Public Works Complex	C300107
Pump Station Rehabilitation 2022-2023	C302214
Pump Station Rehabilitation 2024-2025	C302414
Pump Station Rehabilitation 2026-2027	C302614

EXHIBIT "A"
NEW CASTLE COUNTY
Projects for Continuance
Fiscal Year 2026

R25-088

PROJECT	PROJECT NUMBER
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DEPARTMENT OF PUBLIC WORKS (Continued)

Sewer/Stormwater (Continued)

Richardson Park Pump Station Upgrade	C300618
Richardson Park System Rehabilitation	C301704
Septage Receiving Station Upgrade	C300708
Sewer Fleet Equipment 2024	C302413
Sewer Fleet Equipment 2025	C302513
Sewer Fleet Equipment 2026	C302613
Sewer Repairs and Rehabilitation 2022-2023	C302211
Sewer Repairs and Rehabilitation 2024-2025	C302411
Sewer Repairs and Rehabilitation 2026-2027	C302611
Sewer System Expansion	C302003
Southern Sewer Service Area	C309603
Stoney Creek Basin Rehabilitation	C301604
Stormwater Basin Renovation II	C301305
Terminal Avenue System Rehabilitation	C301707
Turkey Run Interceptor Rehabilitation	C300224
Water Farm 1 System Rehabilitation	C301714
Water Quality Improvement Plans	C301903
White Clay System Rehabilitation	C301710
Wilmington System Rehabilitation	C301711

EXHIBIT "B"
NEW CASTLE COUNTY
Projects to Sunset Fiscal Year End 2025

DEPARTMENT OF ADMINISTRATION

C122205	Human Resources Scanning	Complete
C122202	Recorder of Deeds HOA Portal	Complete

DEPARTMENT OF PUBLIC SAFETY

C202301	Cardiac Monitors	Complete
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DEPARTMENT OF PUBLIC WORKS

Facilities/Equipment

C302102	Fleet Equipment 2021	Complete
C302203	Fleet Equipment 2022	Complete

Parks

C300510	Game Court Improvements	Complete
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Sewer/Stormwater

C300218	Brandywine Hundred South Rehabilitation Phase I	Complete
C300615	Christiana Pump Station Upgrade	Complete
C300004	Delaware City Treatment Plant Rehabilitation	Complete
C301102	Glasgow Area Sewer Improvements	Complete
C301801	Holloway Terrace Outfall	Complete
C302313	Sewer Fleet Equipment 2023	Complete
C301304	Sewer Repairs and Rehabilitation II	Complete
C301902	SR 72 Sewer Extension	Complete

Prime Sponsor(s): Ms. Durham
Requested by: Administration/Finance
Date of introduction: May 27, 2025

ORDINANCE NO. 25-064

**TO PROVIDE FOR THE INSTALLATION OF ARLINGTON STREET LIGHTS WITH LIGHT
EMITTING DIODE (LED) BULBS (100 WATT EQUIVALENT) IN THE BRANDYWINE
COUNTRY CLUB SUBDIVISION LOCATED IN THE BRANDYWINE HUNDRED AND FOR
A LIGHT TAX BASED ON THE COST OF STREET LIGHTS**

1 **WHEREAS**, a petition has been filed with the Clerk of New Castle County Council for
2 the establishment of a street light tax district in the **BRANDYWINE COUNTRY CLUB**
3 **SUBDIVISION** and for the installation of Arlington street lights with 100 watt equivalent light
4 emitting diode (LED) bulbs, therein.

5
6 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
7

8 Section 1. The County Executive is hereby authorized to enter a contract, in accordance
9 with 9 *Del. C.* Chapter 21, to provide for the installation of ARLINGTON street lights with 100
10 watt equivalent light emitting diode (LED) bulbs, according to the standards established by the
11 New Castle County Department of Land Use, to be erected along MASTERS LANE, AUGUSTA
12 WAY, AND ACE AVENUE as set forth in the petition.

13
14 Section 2. The properties set forth in the petition shall continue to be subject to an
15 annual tax based on the full annual cost of the street lighting in an amount to be provided for
16 in the Annual Revenue Ordinance.

17
18 Section 3. This Ordinance shall become effective immediately upon its adoption by
19 County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* §
20 1156.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will allow for the installation of ARLINGTON street lights with 100 watt light emitting diode (LED) bulbs in the DELAWARE NATIONAL SUBDIVISION.

FISCAL NOTE: This Ordinance, if approved, provides for the installation of ARLINGTON street lights with 100 watt equivalent light emitting diode (LED) bulbs and the assessment of a light tax based on the rates set in the Annual Revenue Ordinance.

The light tax assessed on these BRANDYWINE COUNTRY CLUB SUBDIVISION properties set forth in the petition filed with the Clerk of County Council will be billed in conjunction with the annual property tax billing. The increased expenditure to the County resulting from the installation and maintenance will be offset by the increased revenues realized from the light tax assessment.

Acknowledged by the Chief Financial Officer May 14, 2025.

Shipley Road Investments, LLC

February 27, 2025
87 Reads Way
New Castle, DE 19720

Mr. Avera,

I have included the following documents requested for Shipley Road Investments, LLC:

- Builders Petition for Street Lights
- Property Deed (2 copies)
- Record Plan (2 copies)
- Property Contact: Justin Hensley, 105 Foulk Road Wilmington, DE 19803, 302-543-0556
- Number of Lots: 41 Singel Family Homes and 24 Townhomes

Please contact me if additional information is needed.

Thank you,



Megan Morgan
302-668-6255
mmorgan@capanoinc.com
Capano Management

Ph. 302-429-8700

105 Foulk Road Wilmington, DE 19803

Fx. 302-426-1086



OFFICE OF FINANCE

BUILDERS PETITION FOR STREET LIGHTING

STATE OF DELAWARE :

SS :

NEW CASTLE COUNTY :

TO: The Honorable President and Members of County Council of New Castle County, Delaware

BE IT KNOWN, that on this 26th Day of FEBRUARY, A.D. 2025 personally appeared before me, the undersigned Notary Public of the State of Delaware, JUSTIN HENSLEY, authorized representative of SHIPLEY ROAD INVESTMENTS, LLC, a Delaware limited liability company, known to me as such, and being first duly sworn by me according to law, stated and said as follows:

1. Shipley Road Investments, LLC holds **record title to Tax Parcel No(s). 06-041.00-309** (the "Property"), the metes and bounds for which are included within those lands described in the Deed dated July 25, 2012, between Brandywine Country Club, a Delaware corporation, as grantor(s), and Shipley Road Investments, LLC, a Delaware limited liability company, as grantee, recorded in the Office for the Recorder of Deeds in and for New Castle County at Wilmington, Delaware, in **Deed Instrument Number 20120727-0041584**, a copy of which is attached hereto and made a part hereof as EXHIBIT A. A substantially reduced copy of the **record subdivision plan for the portion of the lands known as Brandywine Country Club Subdivision – Major Residential Land Development Record Plan, recorded as Subdivision Instrument No. 20240529-0034177**, is attached hereto and made a part hereof as EXHIBIT B.

2. Shipley Road Investments, LLC, as sole owner of the Property, hereby petitions New Castle County pursuant to 9 Del. C. 2101 *et seq.* (Rev. 1974) to enter into a contract for the purpose of providing light for the streets running through and within the Property, the metes and bounds for which are included within those lands described on EXHIBIT A attached hereto and made part hereof, and more visually represented in EXHIBIT B attached hereto and made part hereof.

3. The type of streetlight and wattage being requested – Select one...

- ☐ Colonial / Traditionaire LED (70 watt HPS equivalent)
- ☐ Colonial / Traditionaire LED (100 watt HPS equivalent)
- ☐ Arlington LED (70 watt HPS equivalent)

☒ Arlington LED (100 watt HPS equivalent)

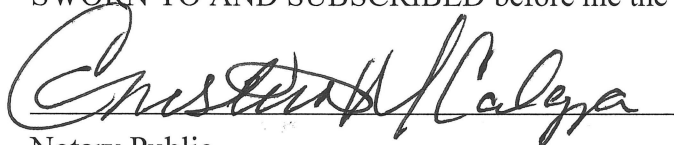
4. List names of all streets you wish to have lights installed on Masters Lane, Augusta Way and Ace Avenue.

SHIPLEY ROAD INVESTMENTS, LLC

BY


Justin Hensley, Authorized Representative

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.



Notary Public

CHRISTINA M. CABAZZA

NOTARY PUBLIC

(Seal)

STATE OF DELAWARE

My Commission Expires September 9, 2025

My commission expires:

9/9/25

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T20120023483
Michael E. Kozikowski
New Castle Recorder DEE

Tax Parcel No. 06-040.00-004

Prepared by and return to:
Richards, Layton & Finger, P.A.
P.O. Box 551
Wilmington, DE 19899

THIS DEED, MADE this 25th day of July, 2012,

BETWEEN BRANDYWINE COUNTRY CLUB, a Delaware corporation, party
of the first part,

-AND-

SHIPLEY ROAD INVESTMENTS, LLC, a Delaware limited liability company, party of the
second part,

WITNESSETH, that the said party of the first part, for and in consideration of
Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and
sufficiency of which are hereby acknowledged, hereby grants and conveys unto the said party of
the second part, its successors and assigns,

ALL THAT CERTAIN tract, piece or parcel of land with the improvements located
thereon, situate at 2822 Shipley Road, Brandywine Hundred, New Castle County, Delaware, and
shown on a plan prepared by VanDemark & Lynch, Inc., Engineers, Planners and Surveyors,
Wilmington, Delaware, dated May 8, 2012, entitled "Boundary Survey Plan, Brandywine
Country Club, 2822 Shipley Road", File No. 22966-PROP-01 and being more particularly
bounded and described as follows, to wit:

BEGINNING at a nail set on the westerly side of Shipley Road (a variable width public
road), being on a northerly line for land now or formerly of Paul H. Talley and Anita C. Talley
(Deed Record O, Volume 63, 193), said point being measured along the said westerly side of
Shipley Road the three (3) following described courses and distances from the northerly end of a
32.88 foot radius junction curve joining the northerly side of Emma Court (a 50 foot wide public
road) with the said westerly side of Shipley Road:

1. North 12°50'44" East, 111.67 feet to a point; and
2. North 12°48'35" East, 125.59 feet to a point; and
3. North 77°11'25" West, 10.00 feet to the Point of Beginning;

THENCE, from the said point of beginning and along the northerly and westerly lines for land
now or formerly of Paul H. Talley and Anita C. Talley, the two (2) following described courses

-1-

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\$15000.00 ST
\$15000.00 NC

and distances:

1. North 77°11'25" West, 133.42 feet to an iron pin set; and
2. South 12°48'35" West, 125.59 feet to an iron pin set on a northerly line for Vari Subdivision (Microfilm 5935);

THENCE along the northerly and westerly lines for the said Vari Subdivision, the two (2) following described courses and distances:

1. North 77°11'25" West, 366.73 feet to an iron pin set; and
2. South 08°31'10" West, 286.61 feet to a monument found on a northwesterly line for the Mariane Subdivision (Microfilm 11964);

THENCE, in part, along the said northwesterly line for the Mariane Subdivision and, in part, along a northwesterly line for the Greenview Subdivision (Microfilm 900), South 66°07'16" West, 272.25 feet to an iron pin set;

THENCE, in part, continuing along a northwesterly line for the said Greenview Subdivision and, in part, along a northwesterly line for the Pierson Farm Subdivision (Microfilm 4215), South 68°09'47" West, 1,859.13 feet to an iron pin found;

THENCE, in part, along the westerly line for the said Pierson Farm Subdivision and, in part, along the Concord Professional & Office Park Subdivision (Microfilm 7617), South 11°15'42" West, 959.43 feet to an iron pin set;

THENCE continuing along the northeasterly line for the said Concord Professional & Office Park Subdivision, North 71°48'10" West, 652.11 feet to an iron pin set, an angle point in the easterly line for Concord Square Shopping Center (Microfilm 20041119-0125437);

THENCE along the easterly line for the said Concord Square Shopping Center, North 02°49'16" East, at 40.35 feet passing over a monument found, for a total distance of 1,290.84 feet to a monument found, an angle point in the southerly line for Widener University (Microfilm 6260);

THENCE along the southerly and southeasterly line for the said Widener University the seven (7) following described courses and distances:

1. South 70°58'53" East, 307.36 feet to an iron pin set;
2. North 17°15'30" East, 643.10 feet to a monument found;
3. South 67°04'09" East, 162.70 feet to a monument found;
4. North 17°06'04" East, 308.68 feet to a monument found;
5. South 61°50'13" East, 87.03 feet to a monument found;
6. North 24°21'27" East, 373.20 feet to a nail set; and
7. South 63°12'37" East, 152.75 feet to a monument found;

THENCE, in part, along a southeasterly line for the said Widener University and, in part, along the southeasterly line for Devon Subdivision (Microfilm 1975), North 25°12'05" East, 1,246.69

feet to an iron pin set;

THENCE continuing along a southerly line for the said Devon Subdivision, South 79°24'24" East, 576.39 feet to an iron pin set, the northwesterly corner for Presidential Estates Subdivision (Microfilm 20021114-0110580);

THENCE along the westerly line for the said Presidential Estates Subdivision, South 22°49'10" West, 611.84 feet to a point;

THENCE, in part continuing along the southerly line for the said Presidential Estates Subdivision and, in part along the southerly line for the Molitor Subdivision (Microfilm 20041015-0112769), South 79°11'30" East, 1,494.76 feet to an iron pin found on the said westerly side of Shipley Road;

THENCE along the said westerly side of Shipley Road the two (2) following described courses and distances:

1. Southerly, by a curve to the left having a radius of 1,980.08 feet, an arc length of 148.26 feet to an iron pin set, a point of tangency, said point being distant by a chord of South 14°42'32" West, 148.22 feet from the last described point; and
2. South 12°33'50" West, 476.74 feet to the point and place of Beginning.

Containing within said metes and bounds, 111.785 acres of land, being the same, more or less.

TOGETHER WITH all right, title and interest (if any) of the party of the first part in and to any streets and roads abutting said property to the center line thereof, as well as any gaps, strips or gores on, around or within said property; and together with all right, title and interest (if any) of the party of the first part in and to any hereditaments and appurtenances, and all of the estate and rights of the party of the first part belonging, or in anyway appertaining to said property.

SUBJECT TO an Agreement between The Mayor and Council of Wilmington and Brandywine Country Club, Inc. recorded November 27, 1958 in the Office of the Recorder of Deeds in and for New Castle County, Delaware in Deed Record X, Volume 62, Page 426.

SUBJECT TO a Sewer Easement Agreement between Brandywine Country Club and the Levy Court of New Castle County, Delaware dated December 1, 1965 and recorded January 7, 1966 in the Office as aforesaid in Deed Record L, Volume 76, Page 472.

SUBJECT TO an Agreement between Brandywine Country Club and the Levy Court of New Castle County, Delaware dated December 28, 1965 and recorded in the Office as aforesaid in Deed Record L, Volume 76, Page 483.

SUBJECT TO an Agreement between Brandywine Country Club and New Castle County dated September 11, 1981 and recorded November 13, 1981 in the Office as aforesaid in Deed Record U, Volume 116, Page 65.

SUBJECT TO a Right of Way Agreement between Brandywine Country Club and Delmarva Power & Light Company and The Diamond State Telephone Company dated October 2, 1970 and recorded October 8, 1970 in the Office as aforesaid in Deed Record D, Volume 84, Page 645.

SUBJECT TO a Right of Way Agreement between Brandywine Country Club and The Diamond State Telephone Company dated May 6, 1987 and recorded May 15, 1987 in the Office as aforesaid in Deed Book 540, Page 133.

SUBJECT TO an Easement Agreement between BC Development Associates and Brandywine Country Club dated February 17, 1994 and recorded July 26, 1994 in the Office as aforesaid in Deed Book 1777, Page 205; as amended by an Easement Modification Agreement between Brandywine Development Group, L.L.C. (as successor in interest by merger to BC Development Associates) and Brandywine Country Club dated January 6, 1997 and recorded January 21, 1997 in the Office as aforesaid in Deed Book 2225, Page 87.

SUBJECT TO all restrictions, easements and covenants appearing on the Record Minor Subdivision Plans of Brandywine Country Club recorded in the Office as aforesaid in Microfilm Nos. 7441, 8677 and 13198.

SUBJECT TO a Master Lease entered into as of the 26 day of July, 2012, between Brandywine Country Club, Inc., as lessor, and BCC Investments, LLC, as lessee.

SUBJECT to all easements, covenants, restrictions, reservations, agreements and other matters of record, to the extent valid and enforceable.

BEING a part of the same lands and premises which James L. Luke and Virginia P. Luke, his wife, by deed dated December 24, 1945 and recorded in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware, in Deed Record Q, Volume 45, Page 445, did grant and convey unto Brandywine Country Club, a corporation of the State of Delaware, in fee.

AND ALSO BEING a part of the same lands and premises which M. Albert Young and Ann B. Young, his wife, by deed dated December 26, 1945 and recorded in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware, in Deed Record P, Volume 45, Page 566, did grant and convey unto Brandywine Country Club, a corporation of the State of Delaware, in fee.

The party of the second part has hereby exercised the right of first refusal granted in the Memorandum of Agreement between BC Development Associates, predecessor in interest

to Shipley Road Investments, LLC, and Brandywine Country Club dated February 7, 1985 and recorded in the Office as aforesaid in Record Book 202, Page 261, and said Memorandum of Agreement is hereby terminated and shall have no further effect on the subject property.

GRANTEE(S) ADDRESS:

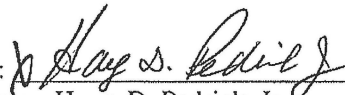
105 Foulk Road
Wilmington, DE 19803

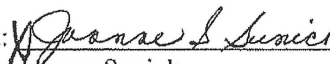
IN WITNESS WHEREOF, the said party of the first part has caused this Deed to be duly executed as a sealed instrument the day and year aforesaid.

Signed, sealed and delivered
in the presence of:



BRANDYWINE COUNTRY CLUB,
a Delaware corporation

By:  (SEAL)
Name: Harry D. Pedrick, Jr.
Title: President

Attest:  (SEAL)
Name: Joanne Sunick
Title: Secretary

[CORPORATE SEAL]

STATE OF DELAWARE)
) SS.
 COUNTY OF NEW CASTLE)

Be It Remembered, That on this 25th day of July, 2012, personally came before me, the Subscriber, a Notary Public for the State and County aforesaid, Harry D. Pedrick, Jr., President of Brandywine Country Club, a Delaware corporation, party to this Deed, known to me to be such, and he acknowledged before me this Indenture to be his act; that the signature thereto is in his own proper handwriting and that his act of sealing, executing, acknowledging and delivering said Deed was duly authorized by the company.

GIVEN under my hand and seal of office, the day and year aforesaid.



Notary Public, Delaware

Print Name:

My commission expires:

[Notary Seal]

EDWARD A. TARLOV
 Delaware Attorney at Law with
 Power to Act as Notary Public
 Per 29 Del.C. § 4323(a)(3)

BECKER MORGAN GROUP
ARCHITECTURE
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The Woodlands, TX 77380
The Tower at 5745 Carnegie
Houston, TX 77036
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Dallas, TX 75201
North Carolina
3333 Jockey Drive, Suite 210
Charlotte, NC 28205
www.beckermorgan.com

BRANDYWINE COUNTRY CLUB SUBDIVISION
MAJOR SUBDIVISION PLAN
2022 SHIPLEY ROAD
BRANDYWINE HUNDRED
NEW CASTLE COUNTY
MAJOR RESIDENTIAL LAND DEVELOPMENT
RECORD PLAN

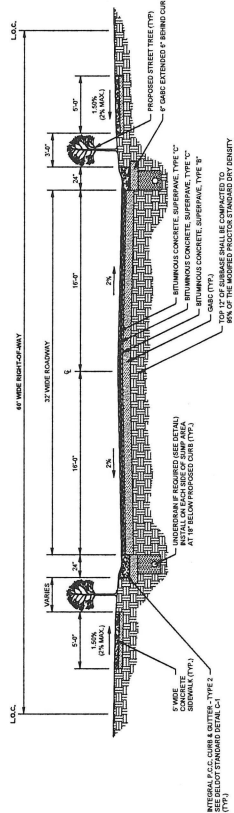
PROJECT TITLE
APPLICATION NO. 2022-005652E
SHEET NO. 1 OF 12
DATE: 11-20-23

LEGEND
EXISTING
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CONCRETE DRIVE, 552

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TYPICAL 60' ROW ROADWAY SECTION (24' PAVEMENT WIDTH)

SCALE: 1" = 5'

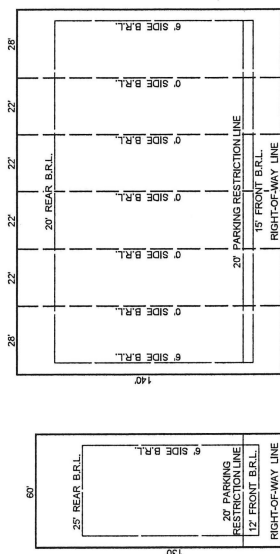


TYPICAL 60' ROW ROADWAY SECTION (32' PAVEMENT WIDTH)

SCALE: 1" = 5'

[illegible]

THE DEVELOPER SHALL DESIGN AND CONSTRUCT THE SOUTHWESTWARD LEFT TURN LANE EXTENSION ON MAHARIS RD AT THE INTERSECTION WITH SHIPLEY ROAD AS PART OF THE PROJECT. THE DEVELOPER SHALL ALSO PROVIDE A NEW SIDEWALK FROM THE INTERSECTION OF SHIPLEY ROAD TO THE INTERSECTION OF MAHARIS RD. PRIOR TO THE ISSUANCE OF THE FIRST CERTIFICATE OF OCCUPANCY, AND SHALL COMPLETED CONSTRUCTION OF THE LEFT TURN LANE EXTENSION INCLUDING ANY DELDOTS, CURBS, SIDEWALKS, AND SIGNAGE. PRIOR TO THE ISSUANCE OF THE FIRST CERTIFICATE OF OCCUPANCY, IF PLANNED APPROVAL IS NOT RECEIVED WITHIN THIRTY (30) CALENDAR DAYS, ALL CONSTRUCTION ACTIVITIES SHALL BE STOPPED. DELDOT WILL NOT PROVIDE A CD APPROVAL FOR A COMMERCIAL ENTRANCE TO ACC UNTIL THE ENTRANCE(S) ARE COMPLETED TO THE SATISFACTION OF THE DEPARTMENT.

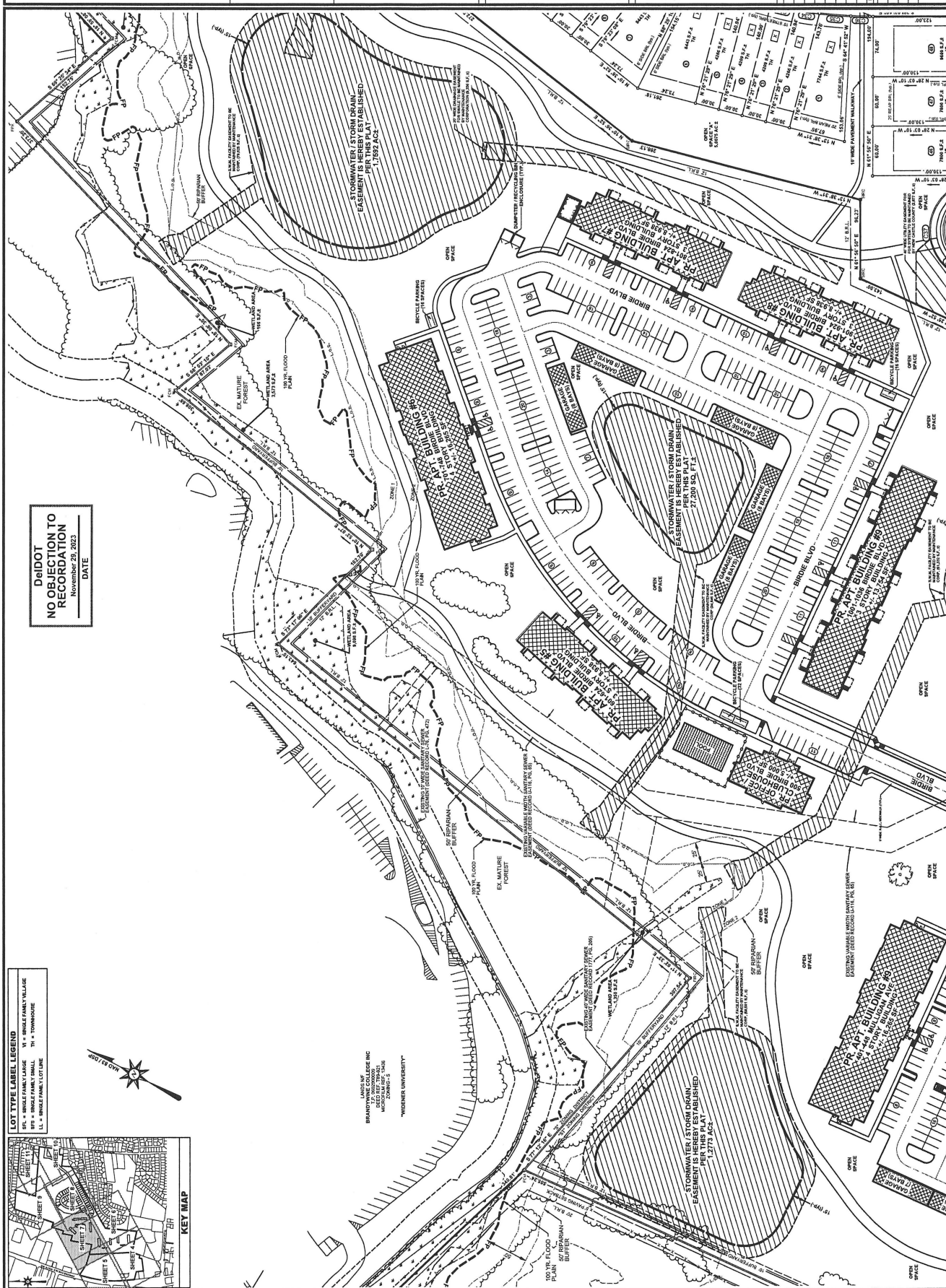
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TOWNHOMES - 24
MIN. LOT SIZE - 2,700 S.F.
MIN. PARKING SETBACK = 20'

TOTAL LOTS - 65
+ APARTMENTS - 300
TOTAL UNITS - 365

MINIMUM LOT TYPES AND DIMENSIONS

5



E BLOCK		DATE	DESCRIPTION
1/6/2023	AGENCY SUBMISSION	20140556 00	
3/4/2023	AGENCY SUBMISSION	2-20-2023	
3/6/2023	AGENCY SUBMISSION	1" = 5'	
3/6/2023	AGENCY SUBMISSION		
3/16/23	AGENCY SUBMISSION		
5/9/2023	AGENCY SUBMISSION		
4/14/2023	AGENCY SUBMISSION		

PROJECT NO.: 20140556 00
 DATE: 2-20-2023
 SCALE: 1" = 5'

FORW BY: J.M.K. PROJ. MGR.: J. J. 064

SHEET
 9 OF 12



20241226-0087395
P: 1 of 3 F:\$77.00
12/26/2024 1:49:26 PM
Michael E. Kozikowski T20240048767
New Castle Recorder DEE
NC: \$0.00 State: \$0.00

Parcel No.: 06-040.00-004

Prepared By/Return To:
Richards, Layton & Finger, P.A.
920 North King Street
Wilmington, DE 19801

THIS DEED, Made this 23rd day of December, 2024.

BETWEEN, SHIPLEY ROAD INVESTMENTS, LLC, a Delaware limited liability company, of New Castle County and State of Delaware, party of the first part

-AND-

BCC APARTMENTS LLC, a Delaware limited liability company, of New Castle County and State of Delaware, party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten Dollars and 00/100 Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant and convey unto the said party of the second part, its successors and assigns:

See Exhibit A attached hereto and made a part hereof.

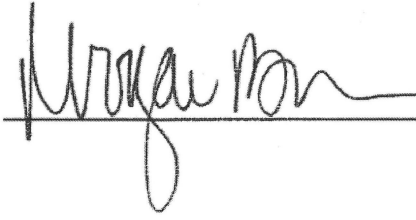
BEING a part of the same lands and premises which Brandywine Country Club, a corporation of the State of Delaware, by Deed dated July 25, 2012 and recorded in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware in Instrument No. 20120727-0041584, did grant and convey unto Shipley Road Investments, LLC, a Delaware limited liability company, in fee.

SUBJECT TO ALL covenants, conditions, restrictions and easements of record, this reference to which shall not be construed to reimpose the same.

GRANTEE'S ADDRESS: 105 Foulk Road
Wilmington, DE 19803

IN WITNESS WHEREOF, the said party of the first part has caused this Deed to be duly executed the day and year first above written.

Sealed and Delivered
in the presence of:



Shipley Road Investments, LLC

BY: _____

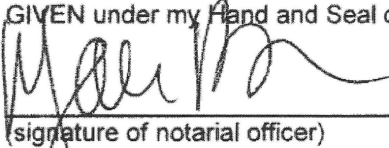
Name: Louis J. Capano, III
Title: Manager

STATE OF DELAWARE

COUNTY OF NEW CASTLE

BE IT REMEMBERED, That on this 19th day of December, 2024, personally came before me, the Subscriber, a Notary Public for the State and County aforesaid, Louis J. Capano, III, Manager of Shipley Road Investments, LLC, a Delaware limited liability company, party to this Indenture, known to me personally to be such, and acknowledged this Indenture to be his act and deed and the act and deed of said company and that such was duly authorized by said company.

GIVEN under my Hand and Seal of Office, the day and year aforesaid.



(signature of notarial officer)

Notary Public

(title and rank)

(Seal, if any)

My Commission Expires: 4/15/2028

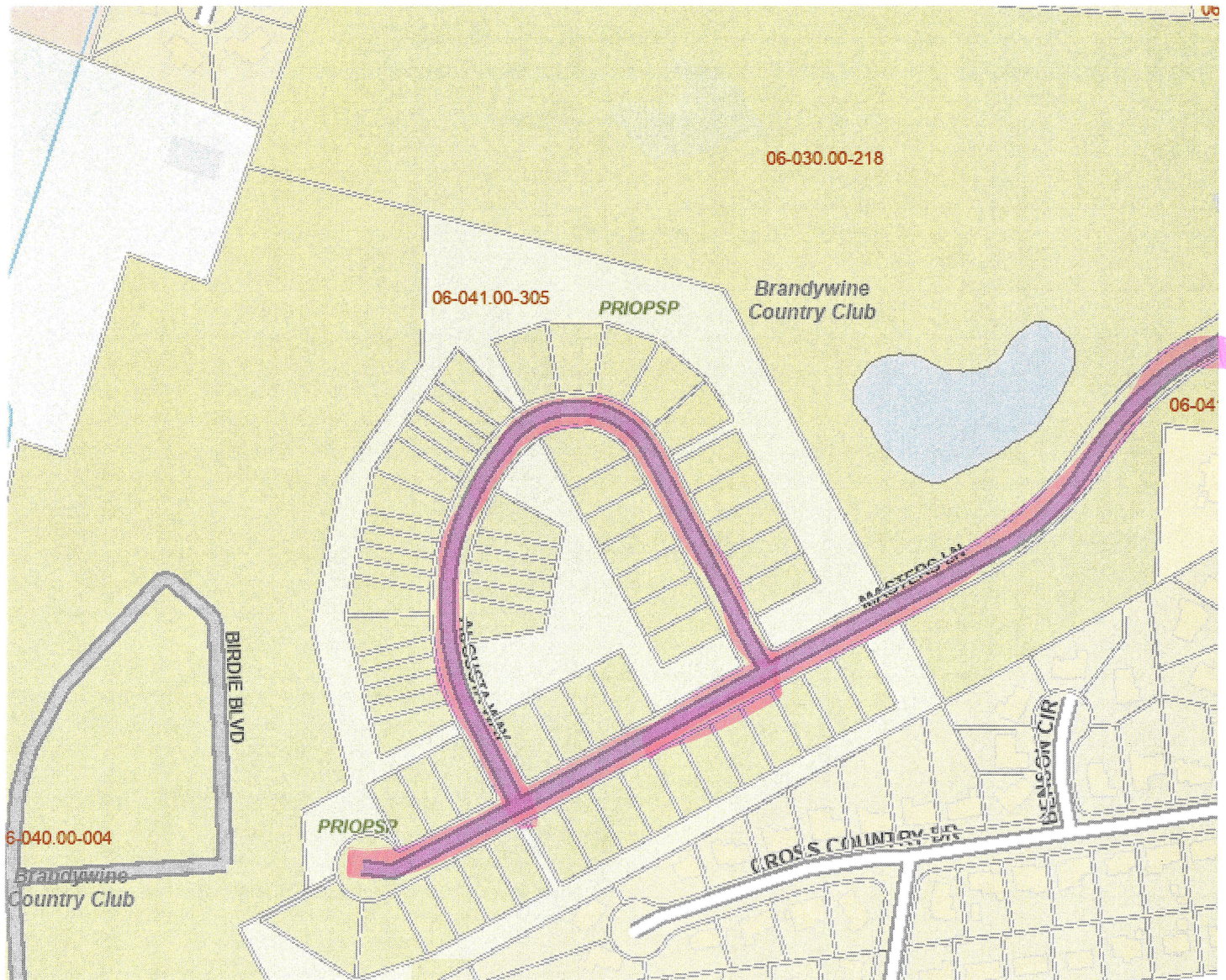


EXHIBIT "A"

All that certain lot, piece or parcel of land with improvements located thereon, situated in Brandywine Hundred, New Castle County, State of Delaware, located on the east side of Concord Pike (U.S. 202) but not adjacent to and being bounded on the north in part by lands now or formerly of Brandywine College Inc and in part by other lands now or formerly of Shipley Road Investments LLC – Tract 1, on the east by other lands now or formerly of Shipley Road Investments LLC – Brandywine Country Club Residential Subdivision Open Space A & C, on the south in part by Pierson Farm Subdivision (M.F. 4215) and lands now or formerly of Office Partners III Concord LLC and on the west by lands now or formerly Concord Square Associates LLC and being all of the Apartment Parcel as shown on a major subdivision plan entitled "Brandywine Country Club Subdivision – Major Residential Land Development Record Plan" as prepared by Becker Morgan Group, Inc., and recorded in the New Castle County Recorder of Deeds Office, Instrument No. 20240529-0034177, on May 29, 2024, and being more particularly described as follows to wit:

Beginning at a found concrete monument at a common corner for this parcel, lands of Concord Square Associates LLC and lands of Brandywine College Inc, said point being the following three courses and distances as measured from a set iron rod with cap at a corner for the lands of Concord Square Associates LLC and the easterly right of way line of Concord Pike (U.S. 202) South 76°10'06" East 26.19 feet to a found concrete monument; thence South 55°00'15" East 320.42 feet to a found concrete monument; thence South 71°30'07" East 340.81 feet to point of beginning, thence leaving said point of beginning and running with lands of Brandywine College Inc the following eight courses 1) South 77°12'16" East 307.54 feet to a found iron rod with cap; thence 2) North 11°02'33" East 643.10 feet to a found concrete monument; thence 3) South 73°17'06" East 162.70 feet to a found concrete monument; thence 4) North 10°53'07" East 308.68 feet to a found concrete monument; thence 5) South 68°03'10" East 87.03 feet to a found concrete monument; thence 6) North 18°08'30" East 373.20 feet to a found pk nail; thence 7) South 69°25'34" East 152.75 feet to a found concrete monument; thence 8) North 18°59'08" East 224.31 feet to a set iron rod with cap at a corner for this parcel and other lands of Shipley Road Investments LLC – Tract 1, thence running with other lands of Shipley Road Investments LLC – Tract 1 9) South 75°26'37" East 327.86 feet to a set iron rod with cap at a corner for this parcel and other lands of Shipley Road Investments LLC – Residential Subdivision Open Space A; thence running with said Residential Subdivision Open Space A the following six courses and distances 10) South 01°32'09" West 266.47 feet to a set iron rod with cap; thence 11) South 34°52'16" West 256.13 feet to a set iron rod with cap; thence 12) South 10°36'52" West 272.92 feet to a set iron rod with cap; thence 13) South 13°38'31" East 288.13 feet to a set iron rod with cap; thence 14) South 61°56'50" West 96.23 feet to a set iron rod with cap; thence 15) South 03°25'52" East 143.00 feet to a set iron rod with cap at a corner for this parcel and Open Space A and in line with Residential Subdivision Open Space C; thence running with said Open Space C the following two courses and distances 16) South 61°56'50" West 137.05 feet to a set mag nail; thence 17) South 28°03'10" East 248.90 feet to a set iron rod with cap at a corner for this parcel in line with Pierson Farm Subdivision, thence running with lots in Pierson Farm Subdivision 18) South 61°48'11" West 399.82 feet to a found iron rod with cap; thence running in part with Pierson Farm Subdivision, lands of New Castle County and lands of Office Partners III Concord LLC 19) South 05°02'45" West 959.43 feet to a found iron rod with cap at a corner for this parcel and other lands of Office Partners III Concord LLC; thence running with other lands of Office Partners III Concord LLC 20) North 78°01'07" West 652.11 feet to a found iron rod with cap at a corner for this parcel and lands of Concord Square Associates LLC; thence with said lands of Concord Square Associates LLC the following five courses and distances 21) North 03°24'11" West 320.00 feet to a set iron rod with cap; thence 22) North 41°35'49" East 98.99 feet to a set mag nail; thence 23) North 03°24'11" West 275.61 feet to a set iron rod with cap; thence 24) North 48°24'11" West 98.99 feet to a set iron rod with cap; thence 25) North 03°24'11" West 555.24 feet to the point and place of beginning containing 43.5761 acres of land be the same, more or less.

TOGETHER with access easement rights as shown on the Brandywine Country Club Major Subdivision Plan recorded in the Office of the Recorder of Deeds in and for New Castle County, Delaware in Instrument No. 20240529-0034177.



Megan Morgan
 Executive Assistant
 105 Foulk Road
 Wilmington, DE 19803
 Cell: 302-668-6255
 Office: 302-429-8700 x 360

CAPANO
 MANAGEMENT

From: Avera, John <John.Avera@newcastlede.gov>
Sent: Friday, May 2, 2025 4:14 PM
To: Megan Morgan <mmorgan@capanoinc.com>
Subject: Builders petition for streetlights - Brandywine Country Club...

ORDINANCE NO. 25-066

**AMEND THE FY2025 APPROVED OPERATING BUDGET:
TRANSFER FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE
ITEM OF COUNTY COUNCIL TO THE MATERIALS AND SUPPLIES BUDGET LINE
ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY
RESOURCES TO PROVIDE FUNDING FOR THE SENIOR EMERGENCY FOOD
VOUCHER PROGRAM**

1 **WHEREAS**, the Senior Emergency Food Voucher Program serves senior citizens of
2 New Castle County who are food insecure by providing them with \$100 food vouchers to use
3 for food items at local grocery stores; and
4

5 **WHEREAS**, these seniors are on fixed incomes and cannot keep up with the ever-
6 increasing cost of food and other life necessities; and
7

8 **WHEREAS**, the number of seniors who request emergency food vouchers is
9 continuous; and
10

11 **WHEREAS**, County Council has budgeted funding available in the Grants and Fixed
12 Charges Budget Line Item; and
13

14 **WHEREAS**, New Castle County Council wishes to provide funding to the Department
15 of Community Services, Division of Community Resources for the Senior Emergency Food
16 Voucher Program to assist in serving additional food-insecure seniors; and
17

18 **WHEREAS**, the revenue measures heretofore adopted by the County Council are, in
19 the opinion of the County Executive, estimated to yield sums at least sufficient to balance the
20 proposed expenditures as set forth in the Annual Operating Budget as hereinafter amended.
21

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

24 Section 1. The Annual Operating Budget Ordinance for the fiscal year beginning July
25 1, 2024, is hereby amended by deleting the material that is stricken and adding the material
26 that is underscored on the attached Exhibit "A."
27

28 Section 2. The foregoing amendment shall be considered a part of the Annual
29 Operating Budget for the fiscal year beginning July 1, 2024 and shall be effective as though
30 incorporated initially in the Annual Operating Budget Ordinance.
31

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

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will transfer \$4,000 from the County Council – Grants and Fixed Charges Budget Line Item to the Department of Community Services, Division of Community Resources – Materials and Supplies Budget Line Item within the FY2025 Approved Operating Budget to provide funding to the Senior Emergency Food Voucher Program to assist in serving additional food-insecure seniors.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2025 Approved Operating Budget by transferring \$4,000 from the County Council – Grants and Fixed Charges Budget Line Item to the Department of Community Services, Division of Community Resources – Materials and Supplies Budget Line Item to provide funding to the Senior Emergency Food Voucher Program to assist in serving additional food-insecure seniors.

This legislation will result in no increase to the FY2025 Approved Operating Budget as the legislation is a transfer of funds between Departments. There is no fiscal impact for FY2026 or FY2027.

Acknowledged by the Chief Financial Officer May 15, 2025.

COUNTY COUNCIL

Salaries and Wages		\$	2,552,351
Benefits			1,493,866
Training and Civic Affairs			90,516
Communication and Utilities			18,458
Materials and Supplies			53,455
Contractual Services			255,088
Equipment			14,580
Grants and Fixed Charges	336,773		<u>332,773</u>
Operating Transfer Charges			175,627
Total	4,990,714	\$	<u>4,986,714</u>
Total Authorized Full-Time Positions	35		

COUNTY EXECUTIVE

Salaries and Wages		\$	2,033,684
Benefits			1,190,296
Training and Civic Affairs			39,312
Communication and Utilities			20,737
Materials and Supplies			18,886
Contractual Services			347,638
Equipment			7,223
Grants and Fixed Charges			638,000
Contingency			1,707
Operating Transfer Charges			105,264
Total		\$	<u>4,402,747</u>
Total Authorized Full-Time Positions	17		

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	12,966,061
Benefits		7,506,461
Training and Civic Affairs		138,150
Communication and Utilities		8,288,620
Materials and Supplies		167,272
Contractual Services		7,820,325
Equipment		479,126
Grants and Fixed Charges		3,932,350
Operating Transfer Charges		1,143,324
Operating Transfer Credits		(12,812,422)
Total	\$	29,629,267
Total Authorized Full-Time Positions		168

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages	\$	27,135,440
Benefits		15,765,968
Training and Civic Affairs		45,445
Communication and Utilities		26,468,271
Materials and Supplies		4,924,279
Contractual Services		10,840,289
Equipment		508,481
Grants and Fixed Charges		1,193,025
Land and Structures		54,700
Operating Transfer Charges		4,574,405
Operating Transfer Credits		(7,722,122)
Total	\$	83,788,181
Total Authorized Full-Time Positions		389

DEPARTMENT OF LAND USE

Salaries and Wages		\$	8,156,971
Benefits			4,742,077
Training and Civic Affairs			66,975
Communication and Utilities			111,242
Materials and Supplies			102,227
Contractual Services			1,443,109
Equipment			54,240
Grants and Fixed Charges			56,500
Operating Transfer Charges			1,061,595
Total		\$	15,794,936
Total Authorized Full-Time Positions	112		

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages		\$	12,664,348
Benefits			5,579,947
Training and Civic Affairs			25,611
Communication and Utilities			1,463,626
Materials and Supplies	1,579,339		<u>1,583,339</u>
Contractual Services			3,872,003
Equipment			33,974
Grants and Fixed Charges			3,251,065
Operating Transfer Charges			1,173,995
Operating Transfer Credits			(225,977)
Total	<u>29,417,931</u>	\$	<u>29,421,931</u>
Total Authorized Full-Time Positions	162		

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	77,334,401
Benefits		42,955,735
Training and Civic Affairs		201,493
Communication and Utilities		1,013,736
Materials and Supplies		1,480,626
Contractual Services		2,135,017
Equipment		1,750,283
Grants and Fixed Charges		8,345,222
Operating Transfer Charges		7,843,655
Intragovernmental Service Credits		
Total	\$	143,060,168
Total Authorized Full-Time Positions		727

REGISTER OF WILLS

Salaries and Wages	\$	1,159,211
Benefits		660,186
Training and Civic Affairs		34,950
Communication and Utilities		12,209
Materials and Supplies		10,053
Contractual Services		62,715
Equipment		2,800
Operating Transfer Charges		82,214
Total	\$	2,024,338
Total Authorized Full-Time Positions		20

RECORDER OF DEEDS

Salaries and Wages	\$	1,256,525
Benefits		723,402
Training and Civic Affairs		40,170
Communication and Utilities		29,829
Materials and Supplies		10,573
Contractual Services		84,578
Equipment		9,975
Grants and Fixed Charges		18,350
Operating Transfer Charges		162,265
Total	\$	2,335,667
Total Authorized Full-Time Positions		23

SHERIFF

Salaries and Wages	\$	1,380,772
Benefits		804,406
Training and Civic Affairs		29,452
Communication and Utilities		14,993
Materials and Supplies		21,259
Contractual Services		55,999
Equipment		5,000
Operating Transfer Charges		142,020
Total	\$	2,453,901
Total Authorized Full-Time Positions		21

CLERK OF THE PEACE

Salaries and Wages	\$	483,477
Benefits		282,975
Training and Civic Affairs		9,600
Communication and Utilities		5,484
Materials and Supplies		8,754
Contractual Services		18,268
Equipment Replacement		6,000
Operating Transfer Charges		30,824
Total	\$	845,382
Total Authorized Full-Time Positions		7

DEBT SERVICE

Debt Service	\$	45,578,427
Total	\$	45,578,427
Total Authorized Full-Time Positions		

ETHICS COMMISSION

Salaries and Wages	\$	40,200
Benefits		4,181
Training and Civic Affairs		10,500
Communication and Utilities		1,898
Materials and Supplies		2,450
Contractual Services		235,747
Equipment		500
Operating Transfer Charges		6,360
Total	\$	301,836
Total Authorized Full-Time Positions		0

COUNCIL CONTINGENCY

Contingency	\$	207,673
Total	\$	207,673
Total Authorized Full-Time Positions		

EXECUTIVE CONTINGENCY

Contingency	\$	0
Total	\$	0
Total Authorized Full-Time Positions		

PERSONNEL CONTINGENCY

Contingency	\$	455,000
Total	\$	455,000
Total Authorized Full-Time Positions		

ATTRITION CONTINGENCY

Personal Services - Salaries and Wages	\$	(6,164,693)
Personal Services - Employee Benefits	\$	(3,608,135)
Total	\$	(9,772,828)
Total Authorized Full-Time Positions		

ONE-TIME CONTINGENCY

Contingency	\$	130,380
Total	\$	<u>130,380</u>

NEW CASTLE COUNTY

Salaries and Wages	\$	140,998,748
Benefits		78,101,365
Training and Civic Affairs		732,174
Communication and Utilities		37,449,103
Materials and Supplies	8,379,173	<u>8,383,173</u>
Contractual Services		27,170,776
Equipment		2,872,182
Grants and Fixed Charges	17,771,285	<u>17,767,285</u>
Debt Service		45,578,427
Land and Structures		54,700
Contingency		794,760
Operating Transfer Charges		16,501,548
Operating Transfer Credits		(20,760,521)
Sub-Total New Castle County	\$	<u>355,643,720</u>
Total Authorized Full-Time Positions		1,681

RESERVE ACCOUNTS ANTICIPATED BALANCES AS OF APRIL 22, 2025

Tax Stabilization Reserve Account	61,495,003
Sewer Rate Stabilization Reserve Account	5,620,512
General Fund Budget Reserve Account	45,312,006
Sewer Fund Budget Reserve Account	18,734,142
Total Reserves:	<u>131,161,663</u>

ORDINANCE NO. 25-067

**TO PROVIDE FOR THE INSTALLATION OF ARLINGTON STREET LIGHTS WITH LIGHT
EMITTING DIODE (LED) BULBS (70 WATT EQUIVALENT) IN THE PENNFIELD
SUBDIVISION AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS**

1 **WHEREAS**, a petition has been filed with the Clerk of New Castle County Council for
2 the establishment of a street light tax district in the **PENNFIELD SUBDIVISION** and for the
3 installation of ARLINGTON street lights with 70 watt light emitting diode (LED) bulbs, therein.
4

5 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
6

7 Section 1. The County Executive is hereby authorized to enter a contract, in accordance
8 with 9 *Del. C.* Chapter 21, to provide for the installation of ARLINGTON street lights with 70
9 watt light emitting diode (LED) bulbs, according to the standards established by the New Castle
10 County Department of Land Use, to be erected along PENNFIELD DRIVE, LESTERFIELD
11 WAY, JAYMES CIRCLE, DIXON WAY as set forth in the petition.
12

13 Section 2. The properties set forth in the petition shall continue to be subject to an
14 annual tax based on the full annual cost of the street lighting in an amount to be provided for
15 in the Annual Revenue Ordinance.
16

17 Section 3. This Ordinance shall become effective immediately upon its adoption by
18 County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* §
19 1156.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of Council
of New Castle County

Approved on:

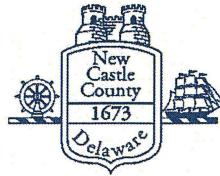
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will allow for the installation of ARLINGTON street
lights with 70 watt light emitting diode (LED) bulbs in the PENNFIELD SUBDIVISION.

FISCAL NOTE: This Ordinance, if approved, provides for the installation of ARLINGTON street lights with 70 watt light emitting diode (LED) bulbs and the assessment of a light tax based on the rates set in the Annual Revenue Ordinance.

The light tax assessed on these PENNFIELD SUBDIVISION properties set forth in the petition filed with the Clerk of County Council will be billed in conjunction with the annual property tax billing. The increased expenditure to the County resulting from the installation and maintenance will be offset by the increased revenues realized from the light tax assessment.

Acknowledged by the Chief Financial Officer May 14, 2025.



OFFICE OF FINANCE

BUILDERS PETITION FOR STREET LIGHTING

STATE OF DELAWARE :

SS :

NEW CASTLE COUNTY :

TO: The Honorable President and Members of County Council of New Castle County, Delaware

BE IT KNOWN, that on this 19 Day of Nov, A.D. 2024 personally appeared before me, the undersigned Notary Public, Mike Irons, President of K. Hovnanian's Four Season at Pennfield, LLC

of the State of Delaware, known to me as such, and being first duly sworn by me according to law, stated and said as follows:

1. K. Hovnanian's Four Seasons at Pennfield, LLC holds record title to Pennfield

a subdivision located in Middletown, New Castle County, Delaware, the metes and bounds for which are set forth in the Deed dated February 29, 2024, between Richland Partnership

as grantors, and K. Hovnanian's Four Seasons at Pennfield, LLC as grantee, recorded in the Office for the Recorder of Deeds in and for New Castle County at Wilmington, Delaware, in Deed Instrument Number 20240301-0012979, a copy of which is attached hereto and made a part hereof as EXHIBIT A. A substantially reduced copy of the record subdivision plan for the portion of the lands known as Pennfield

New Castle County, Delaware, being known as Subdivision Instrument No. 20231204-0080370, is attached hereto and made a part hereof as EXHIBIT B.

2. K. Hovnanian's Four Seasons at Pennfield, LLC, as sole owner of Pennfield an unincorporated community in Middletown, New Castle County, Delaware, hereby petitions New Castle County pursuant to 9 Del. C. 2101 et seq. (Rev. 1974) to enter into a contract for the purpose of providing light for the streets running through and within Pennfield, the boundary lines of which are set forth on EXHIBIT A attached hereto and made part hereof, and more visually represented in EXHIBIT B attached hereto and made part hereof.

3. The type of streetlight and wattage being requested – Select one...

- ☐ Colonial / Traditionaire LED (70 watt HPS equivalent)
- ☐ Colonial / Traditionaire LED (100 watt HPS equivalent)
- ☒ Arlington LED (70 watt HPS equivalent)
- ☐ Arlington LED (100 watt HPS equivalent)

4. List names of all streets you wish to have lights installed on Pennfield Drive, Lesterfield Way, Jaymes Circle, Dixon Way

BY

Mike Innes - Division President.

BY

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

J. Shomper
Notary Public

My commission expires: 4-17-2026

(Seal)

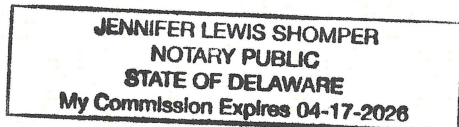


EXHIBIT A

20240301-0012979

P: 1 of 4 F:\$531.00 3/1/2024 9:55:49 AM
 Michael E. Kozikowski T20240007762
 New Castle Recorder DEE
 NC: \$64,942.11 State: \$108,236.85

Parcel # **SEE ATTACHED**

Prepared by and return to:
 Curley, Dodge, Fitzgerald & Funk, LLC
 250 Beiser Boulevard, Ste. 202
 Dover, DE 19904
 067CDDFF24KH

This Deed, made this 29th day of February, 2024, between RICHLAND PARTNERSHIP, a Delaware General Partnership, party of the first part, and K. HOVNANIAN'S FOUR SEASONS AT PENNFIELD, LLC, a Delaware Limited Liability Company, party of the second part.

Witnesseth that the said party of the first part, for and in consideration of the sum of One and 00/100 Dollars (\$1.00), lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grants and conveys unto the party of the second part, in fee simple the following described lands, situate, lying and being New Castle County, State of Delaware;

All those certain lots, pieces or parcels of land situated in New Castle County, State of Delaware and being bounded and described on Exhibit "A" attached hereto (the "Property").

Subject to any and all restrictions, reservations, conditions, easements and agreements of record in the Office of the Recorder of Deeds in and for New Castle County, Delaware.

Being that same lands and premises convey unto Richland Partnership, a general partnership, by deed from Richard H. Lester, Sr., dated December 29, 1992, and recorded December 30, 1992, in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware, in Record Book 1450, Page 185.

{THE REMAINDER OF THIS PAGE WAS INTENTIONALLY LEFT BLANK}

In Witness Whereof, the said Richland Partnership, a Delaware General Partnership, has caused its name by Jaymes Lester, its General Partner, to be hereunto set, the day and year first above written.

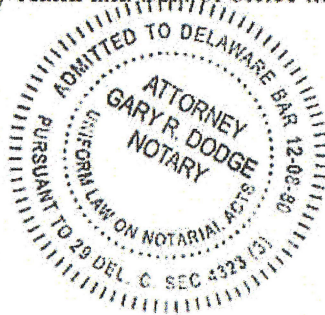
RICHLAND PARTNERSHIP

By: Jaymes B. Lester {SEAL}
Jaymes Lester, General Partner

State of Delaware)
 :
County of Kent) S.S.

The foregoing Deed was acknowledged before me this 29th of February, 2024, by Jaymes Lester, General Partner of Richland Partnership, a Delaware General Partnership, on behalf of the Partnership.

Given under my Hand and Seal of office the day and year aforesaid.



Gary R. Dodge
Notary Public
My Commission Expires: N/A

Grantees address:
2499 South DuPont Blvd, Ste. G.
Smyrna, DE 19977

EXHIBIT A

ALL that certain lot, piece or parcel of land, known and designated as all Lots depicted in the Record Resubdivision Plan of PENNFIELD as shown on a Plot prepared by Morris & Ritchie Associates, Inc. dated December 1, 2022 and filed for record in the office of the Recorder of Deeds in and for New Castle County, Delaware in Instrument No. 20231204-0080370.

BEGINNING at a point on the southerly side of Port Penn Road-County Road #2 (60 feet wide), said point being a common corner for lands of Earle J. and Mary Kay Lester known as Parcel #3, and lands herein described; thence for the point of Beginning, along the southerly side of Port Penn Road, the following two (2) courses and distances: (1) South 67 degrees 40 minutes 13 seconds East, 541.12 feet to a point; (2) By the arc of a circle curving to the left, 58.45 feet (Radius = 1175.92 feet) to a point, a corner for Parcel 9; thence by the same, the following two (2) courses and distances: (1) South 04 degrees 56 minutes 17 seconds West, 360.45 feet to a point; (2) South 85 degrees 03 minutes 43 seconds East, 200.06 feet to a point, a corner for lands to be conveyed to Gladys B. Lester; thence by the same, South 21 degrees 00 minutes 45 seconds East, 4190 feet +/- to the centerline of St. Augustine Creek (to tieline intersection, South 21 degrees 00 minutes 45 seconds East, 4159.03 feet; thence along the centerline of St. Augustine Creek, in a southwesterly direction, 1460 feet +/- to a point, a corner for lands of Claude E. and Helen M. Lester (Parcel 2)) (by tieline the following four (4) courses and distances: (1) South 34 degrees 40 minutes 31 seconds West, 284.12 feet; (2) South 36 degrees 05 minutes 09 seconds West, 477.77 feet; (3) South 68 degrees 24 minutes 49 seconds West, 228.40 feet; (4) South 60 degrees 26 minutes 34 seconds West, 465.13 feet; thence by the same, the following four (4) courses and distances: (1) North 02 degrees 00 minutes 58 seconds West, 1883.12 feet; (2) North 38 degrees 52 minutes 19 seconds West, 640.00 feet; (3) North 18 degrees 16 minutes 38 seconds West, 533.45 feet; (4) North 82 degrees 26 minutes 33 seconds West, 755.76 feet to a point, a corner for lands of Earle J. and Mary Kay Lester; thence by the same 05 degrees 23 minutes 41 seconds West, 2443.13 feet to the first mentioned point or place of Beginning. Containing within said metes and bounds 116.28+- acres.

EXHIBIT A
Conti

Parcel #	Lot #	Parcel #	Lot #	Parcel #	Lot #	Parcel #	Lot #
1300820070	1	1300930207	41	1300930125	81	1300930105	121
1300820071	2	1300930208	42	1300930126	82	1300930106	122
1300820072	3	1300930209	43	1300930127	83	1300930107	123
1300820073	4	1300930211	44	1300930129	84	1300930103	124
1300820074	5	1300930212	45	1300930130	85	1300930102	125
1300820075	6	1300930213	46	1300930131	86	1300930101	126
1300820076	7	1300930214	47	1300930132	87	1300930100	127
1300820077	8	1300930215	48	1300930133	88	1300930099	128
1300840209	9	1300930216	49	1300930134	89	1300930097	129
1300930093	10	1300930204	50	1300930135	90	1300930096	130
1300930094	11	1300930203	51	1300930136	91	1300910065	131
1300930095	12	1300930202	52	1300930170	92	1300910066	132
1300930112	13	1300930201	53	1300930171	93	1300910067	133
1300930113	14	1300930200	54	1300930172	94	1300910064	134
1300930114	15	1300930199	55	1300930173	95	1300910063	135
1300930115	16	1300930198	56	1300930174	96	1300910062	136
1300930116	17	1300930197	57	1300930175	97	1300910061	137
1300840211	18	1300930196	58	1300930176	98	1300910068	Clubhouse
1300840212	19	1300930195	59	1300930177	99	1300930098	PRIOPSP
1300840213	20	1300930169	60	1300930178	100	1300820069	PRIOPSP
1300930156	21	1300930168	61	1300930185	101	1300930205	PRIOPSP
1300930157	22	1300930155	62	1300930184	102	1300930210	PRIOPSP
1300930158	23	1300930154	63	1300930183	103	1300930217	PRIOPSP
1300930159	24	1300930153	64	1300930182	104	1300840210	PRIOPSP
1300930160	25	1300930152	65	1300930181	105	1300930128	PRIOPSP
1300930161	26	1300930151	66	1300930180	106	1300930186	PRIOPSP
1300930162	27	1300930150	67	1300930179	107	1300930218	PUBROW
1300930163	28	1300930149	68	1300930144	108	1300930194	PUMPSTA
1300930164	29	1300930148	69	1300930143	109		
1300930165	30	1300930147	70	1300930142	110		
1300930166	31	1300930146	71	1300930141	111		
1300930167	32	1300930145	72	1300930140	112		
1300930187	33	1300930122	73	1300930139	113		
1300930188	34	1300930121	74	1300930138	114		
1300930189	35	1300930120	75	1300930137	115		
1300930190	36	1300930119	76	1300930111	116		
1300930191	37	1300930118	77	1300930110	117		
1300930192	38	1300930117	78	1300930109	118		
1300930193	39	1300930123	79	1300930108	119		
1300930206	40	1300930124	80	1300930104	120		

EXHIBIT B

Prime Sponsor(s): Mr. Street
Requested by: County Council
Date of introduction: May 27, 2025

ORDINANCE NO. 25-069

AMEND THE GRANTS BUDGET:

**APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL FY2025 APPROVED
OPERATING BUDGET TO THE NEW CASTLE COUNTY EMERGENCY HOUSING – HOPE
CENTER GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF
COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING**

1 **WHEREAS**, New Castle County Council has determined that there will be unspent
2 funding available in the Grants and Fixed Charges Budget Line Item at the end of FY2025; and
3

4 **WHEREAS**, New Castle County Council wishes to provide \$9,575 to the New Castle
5 County Emergency Housing – HOPE Center Grant from their Grants and Fixed Charges
6 Budget Line Item within the FY2025 Approved Operating Budget; and
7

8 **WHEREAS**, funding will be used to provide emergency housing for up to a 90 day stay
9 at the HOPE Center; and
10

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

16 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
17

18 Section 1. The Grants Budget, as adopted by Ordinance No. 75-173, is hereby
19 amended by adding the material in Exhibit “A,” which is considered to be underscored in its
20 entirety, which is attached hereto and made a part hereof.
21

22 Section 2. This Ordinance shall become effective immediately upon its adoption by
23 New Castle County Council and approval by the County Executive, or as otherwise provided
24 by 9 Del. C. § 1156.
25

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate \$9,575 from the County Council – Grants and Fixed Charges Budget Line Item within the FY2025 Approved Operating Budget to the New Castle County Emergency Housing – HOPE Center Grant. Funding will be used to provide emergency housing for up to a 90 day stay at the HOPE Center. **Ordinance No. 25-070 must be passed by County Council to complete this transaction.**

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating \$9,575 in funding to the New Castle County Emergency Housing – HOPE Center Grant, which will be administered by the Department of Community Services, Division of Development and Housing. Funding for this program will be provided from the County Council – Grants and Fixed Charges Budget Line Item within the FY2025 Approved Operating Budget.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget by \$9,575. There is no discernible fiscal impact on the current operating budget.

Acknowledged by the Chief Financial Officer May 15, 2025.

DEPARTMENT:	Community Services	EXHIBIT:	"A"
GRANT TITLE:	NCC Emergency Housing - HOPE Center	Ordinance No.	25-069
PROGRAM TITLE:	NCC Emergency Housing - HOPE Center		

Revenue	Current	Change	Revised
Federal	\$ -	\$ -	\$ -
State	\$ -	\$ -	\$ -
County	\$ 16,389.00	\$ 9,575.00	\$ 25,964.00
Program Income	\$ -	\$ -	\$ -
Other	\$ -	\$ -	\$ -
Total	\$ 16,389.00	\$ 9,575.00	\$ 25,964.00

Expense	Current	Change	Revised
Salaries and Wages	\$ -	\$ -	\$ -
Benefits	\$ -	\$ -	\$ -
Training/Civic Affairs	\$ -	\$ -	\$ -
Communication/Utilities	\$ -	\$ -	\$ -
Materials/Supplies	\$ -	\$ -	\$ -
Contractual Services	\$ -	\$ -	\$ -
Equipment	\$ -	\$ -	\$ -
Grants/Fixed Charges	\$ 16,389.00	\$ 9,575.00	\$ 25,964.00
Land and Structures	\$ -	\$ -	\$ -
Contingency	\$ -	\$ -	\$ -
Operating Transfer Charges	\$ -	\$ -	\$ -
Operating Transfer Credits	\$ -	\$ -	\$ -
Total	\$ 16,389.00	\$ 9,575.00	\$ 25,964.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation:	5/15/2024
Estimated Program Completion:	9/30/2050
The Local Match:	Found in (ORG):
Ordinance Passed: <u>24-092</u>	Date Revised: <u>5/28/2024</u>

PROGRAM DESCRIPTION:

Funding is provided by New Castle County Council to provide emergency housing for up to a 90 day stay at the HOPE Center.

5/28/2024

5/27/2025

ORDINANCE NO. 25-072

TO AMEND NEW CASTLE COUNTY CODE CHAPTER 14 ("FINANCE AND TAXATION"), ARTICLE 6 ("EXEMPTION FROM REAL PROPERTY TAXATION"), SECTIONS 14.06.302 ("QUALIFICATIONS FOR AND AMOUNT OF ELDERLY EXEMPTION"), 14.06.303 ("QUALIFICATIONS FOR AND AMOUNT OF DISABILITY EXEMPTION"), and 14.06.304 ("DISABLED VETERAN'S EXEMPTIONS") REGARDING SCHOOL TAX EXEMPTIONS

1 **WHEREAS**, County Council wishes to ensure that senior citizens and residents
2 with disabilities throughout New Castle County can remain in their homes by offering
3 benefits, including access to and eligibility for property tax exemptions, to qualified
4 members of those populations; and

5
6 **WHEREAS**, with the passage of Ordinance 24-173 as Amended by Floor
7 Amendment No. 1 County Council previously increased the dollar amounts of the elderly,
8 disability, and partial disabled veteran's exemptions for County tax purposes in anticipation
9 of the county-wide reassessment rendering the current allowable exemption amounts too
10 low and incompatible with the exemptions' purposes; and

11
12 **WHEREAS**, New Castle County has recently completed a county-wide
13 reassessment of property values that assessed all properties at their July 1, 2024 fair
14 market value; and

15
16 **WHEREAS**, 14 *Del. C.* § 1912 requires the local school districts to use the County's
17 assessment lists for purpose of levying school taxes; and

18
19 **WHEREAS**, the Delaware General Assembly has passed and the Governor has
20 signed House Bill 159 to amend 14 *Del. C.* § 1902(a)(3), which exempts from school taxes
21 any property that receives an exemption pursuant to a County ordinance adopted on or
22 before January 1, 1998 granting, clarifying, or expanding any exemption from County
23 taxation, to require the County upon a county-wide reassessment to modify the school tax
24 exemption amounts that were in place on or before January 1, 1998; and

25
26 **WHEREAS**, County Council, in response to the recent amendment to 14 *Del. C.* §
27 1902(a)(3), wishes to increase the elderly, disability, and partial disabled veteran's
28 exemption amounts applicable to school taxes to the same amount as County Council had
29 established for County taxes in light of the county-wide reassessment so that the
30 exemption amounts are no longer too low or incompatible with the exemptions' purposes
31 of providing elderly and disabled County residents with property tax relief.

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

34
35 **Section 1.** Section 14.06.302 of the *New Castle County Code* is hereby amended
36 by adding the material that is underscored and deleting the material that is stricken, as set
37 forth below:

38 **Sec. 14.06.302. Qualifications for and amount of elderly exemption.**

39
40 B. *School tax elderly exemption based on New Castle County elderly exemption*
41 *that was effective as of January 1, 1998.* A person is entitled to an elderly
42 exemption from school taxes, not exceeding ~~thirty-two thousand dollars~~
43 ~~(\$32,000.00)~~ one hundred seventy-three thousand dollars (\$173,000.00) of the
44 assessed value of real property owned by the person, if:

- 45
46 1. The person was approved for an elderly exemption established by County
47 Code as of January 1, 1998 for a fiscal year before fiscal year 2026; or
48
49 2. The person meets all of the following:
50
51 a. On or before June 1 of the year for which exemption is sought, the
52 person submits to the Assessment Division an application on the
53 prescribed form.
54
55 b. The person is sixty-five (65) years of age or older before July 1 of the
56 year for which exemption is sought.
57
58 c. The person is a resident as defined in Section 14.06.301.
59
60 d. The person or the person's spouse resides in the house on the real
61 property, or the person lives in a health care facility because of a mental
62 or physical infirmity.
63
64 e. The person's income does not exceed fifteen thousand dollars
65 (\$15,000.00) per year or, if the person is married, the combined income
66 of the person and the person's spouse does not exceed nineteen
67 thousand dollars (\$19,000.00) per year.
68
69 i. A person's "income" is calculated as defined under Section 14.06.301.
70
71 f. The person holds record title to the property, or the person conveyed
72 the property directly to the trustee of a revocable trust, of which the
73 person is the beneficiary.
74

75 C. In lieu of an elderly exemption under Subsections A. or B., a person may seek
76 a State elderly exemption pursuant to 9 *Del. C. ch. 81, subch. II.*
77

78 D. A person may receive a County tax elderly exemption not exceeding one
79 hundred seventy-three thousand dollars (\$173,000.00) of the assessed value of
80 real property under Subsection A. and a school tax elderly exemption not
81 exceeding ~~thirty-two thousand dollars (\$32,000.00)~~ one hundred seventy-three
82 thousand dollars (\$173,000.00) of the assessed value of real property under
83 Subsection B.
84

85 **Section 2.** Section 14.06.303 of the *New Castle County Code* is hereby amended
86 by adding the material that is underscored and deleting the material that is stricken, as set
87 forth below:

Sec. 14.06.303. Qualifications for and amount of disability exemption.

C. School tax disability exemption based on New Castle County disability exemption that was effective as of January 1, 1998. A person is entitled to a disability exemption from school taxes not exceeding ~~thirty-two thousand dollars (\$32,000.00)~~ one hundred seventy-three thousand dollars (\$173,000.00) of the assessed value of real property owned by the person, if:

1. The person was approved for a disability exemption established by County Code as of January 1, 1998 for a fiscal year before fiscal year 2026; or
2. The person meets all of the following:
 - a. On or before June 1 of the year for which exemption is sought, the person submits to the Assessment Division an application on the prescribed form.
 - b. The person is disabled, as defined by Section 14.06.301, and became disabled before July 1 of the year for which exemption is sought.
 - c. The person is a resident as defined in Section 14.06.301.
 - d. The person or the person's spouse resides in the house on the real property, or the person lives in a health care facility because of a mental or physical infirmity.
 - e. The person's income does not exceed fifteen thousand dollars (\$15,000.00) per year or, if the person is married, the combined income of the person and the person's spouse does not exceed nineteen thousand dollars (\$19,000.00) per year.
 - i. A person's "income" is calculated as defined under Section 14.06.301.

D. Additional school tax disability exemption based on New Castle County disability exemption that was effective as of January 1, 1998. A person is entitled to an additional school tax disability exemption not exceeding ~~forty-two thousand dollars (\$42,000.00)~~ two hundred twenty-seven thousand dollars (\$227,000.00) of the assessed value of real property owned by the person if:

1. The person was approved for an additional disability exemption established by County Code as of January 1, 1998 for a fiscal year before fiscal year 2026; or
2. The person meets all of the following:
 - a. The person meets the qualifications for a school tax disability exemption set forth in Subsection C; and
 - b. The person's disability is due to the loss of or loss of the use of both lower extremities or both upper extremities or both an upper and lower extremity which precludes locomotion without the aid of a brace, crutch, cane, or wheelchair and requires a home with special fixtures.

Section 3. Section 14.06.304 of the *New Castle County Code* is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below:

Sec. 14.06.304. - Disabled veteran's exemptions.

A. Partial exemption.

1. A person meeting the requirements of Section 14.06.303 who became so disabled as a result of service in and while in the service of any branch of the United States armed services shall receive an additional exemption from all real property taxation, exclusive of any local light and ditch taxes, to an assessed valuation not exceeding twenty-seven thousand dollars (\$27,000.00).
2. School tax exemption based on New Castle County disabled veteran's exemption that was effective as of January 1, 1998. A person meeting the requirements of Section 14.06.303 who became so disabled as a result of service in and while in the service of any branch of the United States armed services shall receive an additional exemption from all real property taxation, exclusive of any local light and ditch taxes, to an assessed valuation not exceeding ~~five thousand dollars (\$5,000.00)~~ twenty-seven thousand dollars (\$27,000.00).

Section 4. This Ordinance will 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 5. The provisions of this Ordinance shall apply to property tax exemptions for the fiscal year which begins on July 1, 2025 and for each fiscal year thereafter.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, amends the exemption amounts for the elderly, disability, and partial disabled veteran's school property tax exemptions following the Delaware General Assembly's recent amendment to 14 *Del. C.* § 1902(a)(3) requiring New Castle County to modify these exemption amounts upon a county-wide reassessment. Specifically, it amends Section 14.06.302 ("Qualifications for and amount of elderly exemption") effective for fiscal year 2026 to increase the amount of the elderly school property tax exemption from \$32,000 to \$173,000.

Additionally, this Ordinance amends Section 14.06.303 ("Qualifications for and amount of disability exemption") effective for fiscal year 2026 to increase the amount of the disability school property tax exemption from \$32,000 to \$173,000. This Ordinance further amends Section 14.06.303 to increase the additional disability school property tax exemption amount from \$42,000 to \$227,000 when the person meets the qualifications for a disability school property tax exemption and the person's disability is due to the loss or loss of the use of both lower extremities or both upper extremities or both an upper and lower extremity which precludes locomotion without the aid of a brace, crutch, cane, or wheelchair and requires a home with special fixtures.

Finally, this Ordinance amends Section 14.06.304 ("Disabled veteran's exemptions") effective for fiscal year 2026 to increase the amount of the partial disabled veteran's school property tax exemption from \$5,000 to \$27,000.

FISCAL NOTE: This Ordinance, if approved, has no discernable fiscal impact because it updates exemption amounts applicable to school district taxes.

Acknowledged by the Chief Financial Officer May 16, 2025.

SUBSTITUTE NO. 1 TO ORDINANCE NO. 25-048

**THE ANNUAL REVENUE ORDINANCE AND ROLL BACK TAX RATE OF NEW
CASTLE COUNTY FOR FISCAL YEAR 2026 BEGINNING JULY 1, 2025**

1 **WHEREAS**, pursuant to 9 Del. Code §1371F(a) and Ordinance 25-020, the Board
2 of Assessment Review was presented the 2025-2026 tax roll at a public meeting held on
3 March 14, 2025; and
4

5 **WHEREAS**, pursuant to 9 Del. Code §1371F(b), it has been certified to County
6 Council that the total value of all real property in the County which has been assessed
7 and is subject to taxation is \$96,920,748,900 net of tax exemptions; and
8

9 **WHEREAS**, a County-wide property reassessment conducted for the first time in
10 over forty years resulted in 5,208 formal appeals filed prior to the March 31, 2025 deadline
11 with estimated at-risk assessments valued at \$1,611,076,162; and
12

13 **WHEREAS**, County-wide property reassessment resulted in significant shifts in
14 assessment values between residential and non-residential parcels;
15

16 **WHEREAS**, the calculation of the rolled back tax rate pursuant to 9 Del Code
17 §8002(c) for county property tax levied in the immediately ensuing fiscal year shall not be
18 such as to yield county property tax revenues greater than 15 percent, excluding initial
19 assessments for new construction; and
20

21 **WHEREAS**, County Council passed Resolution 21-027 confirming a commitment
22 that the general reassessment tax rate remains revenue neutral upon completion and
23 adoption of the rolled back tax rate, yielding 0% increase excluding initial assessments
24 for new construction; and
25

26 **WHEREAS**, the Fiscal Year 2026 revenue neutral estimate is \$141,051,550,
27 representing a 0% increase excluding initial assessments for new construction; and
28

29 **WHEREAS**, pursuant to 9 Del. Code 8306(b) the County is mandated to assess
30 property at least every five years which will result in future assessment expenses; and
31

32 **WHEREAS**, pursuant to *New Castle County Code* § 14.01.018, the County
33 established a Reassessment Reserve Account with procedures for the deposit and
34 appropriation of funds; and
35

36 **WHEREAS**, the Fiscal Year 2026 revenue estimates include assumptions for tax
37 collections and appeals with unknown outcomes, which could potentially result in an
38 amount of real estate taxes collected in excess of the revenue neutral target.
39
40
41
42
43

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

Section 1. A tax upon the residential real property in New Castle County is hereby established and levied at the rate of 4.32 cents for each one hundred dollars of assessed valuation (based on 100 percent of July 1, 2024 fair market value) for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay the costs of the General Operating Budget.

Section 2. A tax upon the non-residential real property in New Castle County is hereby established and levied at the rate of 6.53 cents for each one hundred dollars of assessed valuation (based on 100 percent of July 1, 2024 fair market value) for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay the costs of the General Operating Budget.

Section 3. A tax upon the residential real property in the following listed areas of New Castle County at the following listed rates for each one hundred dollars of assessed valuation is hereby established and levied for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay costs under the Local Service Function Budget.

<u>Location</u>	<u>Tax Rate in Cents Per \$100 of Assessed Valuation</u>
Arden	10.01
Ardencroft	10.16
Ardentown	10.15
Bellefonte	11.11
Delaware City	4.96
Elsmere	2.88
Middletown	1.05
Newark	0.00
New Castle	1.79
Newport	2.31
Odessa	2.31
Townsend	1.56
Wilmington	0.00
Those portions of New Castle County not within any of the preceding incorporated municipalities	11.43

Section 4. A tax upon the non-residential real property in the following listed areas of New Castle County at the following listed rates for each one hundred dollars of assessed valuation is hereby established and levied for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay costs under the Local Service Function Budget.

<u>Location</u>	<u>Tax Rate in Cents Per \$100 of Assessed Valuation</u>
Arden	15.12
Ardencroft	15.35
Ardentown	15.34
Bellefonte	16.79
Delaware City	7.49

96	Elsmere	4.36
97	Middletown	1.59
98	Newark	0.00
99	New Castle	2.70
100	Newport	3.49
101	Odessa	3.49
102	Townsend	2.36
103	Wilmington	0.00

104
105 Those portions of New Castle County 17.27
106 not within any of the preceding
107 incorporated municipalities
108

109 Section 5. Any tax upon real property pursuant to Sections 1 through 4 of this
110 Ordinance regarding General Operating and Local Service Function budgets, collected in
111 Fiscal Year 2026, beginning on July 1, 2025, in excess of the established revenue neutral
112 target of \$141,051,550 shall be transferred to the Reassessment Reserve Account.
113

114 Section 6. A tax upon the real property in the light districts in New Castle County
115 established pursuant to 9 Del. C. ch. 21, is hereby established and levied for light districts
116 at the following rates for each one hundred dollars of assessed valuation for the fiscal
117 year beginning July 1, 2025, and ending June 30, 2026 to pay the cost of street and
118 highway illumination:
119

120			Tax Rate in Cents
121			Per \$100 of
122	<u>Light Code</u>	<u>Light District</u> <u>Installations</u>	<u>Assessed Valuation</u>
123			
124	High Pressure Sodium (HPS) Units		
125	TRL1	Cobra (formerly Incandescent)	0.230
126	TRLA	Cobra (formerly Mercury)	1.710
127	TRLQ	Metal Pole	2.750
128	TRLC	Traditionaire	2.890
129	TRLT	Limited Installation	1.450
130	TRLU	Turn of the Century	3.100
131			
132			
133	Light Emitting Diode (LED) Units		
134	TRLO	Cobra	10.980
135	TRLM	Traditionaire	8.750
136	TRLN	Granville	5.130

137
138
139 Section 7. A tax upon the full annual cost established pursuant to 9 Del. C. § 1339,
140 is hereby established and levied for crossing guards by school district at the following
141 rates for the fiscal year beginning July 1, 2025, and ending June 30, 2026.
142
143
144
145
146
147

<u>Crossing Guard Rates</u>	<u>Tax Rates in Cents Per \$100 of Assessed Valuation</u>
Appoquinimink School District	0.422
Brandywine (Area I)	0.453
Christina (Area III)	0.397
Colonial (Area IV)	0.454
Red Clay (Area II)	0.499

Section 8. Fees and charges not specified in this Ordinance shall be heretofore or hereafter established.

Section 9. Fees, fines, forfeitures, penalties, assessments, charges, receipts and income, together with needed reserves and available cash balances, shall be included in the receipts of New Castle County as collected during the fiscal year beginning July 1, 2025, and ending June 30, 2026.

Section 10. For purposes of Section 1 and Section 3 of this Ordinance, the term “residential real property” shall mean property classified as either Residential or Farmland pursuant to New Castle County parcel records as of July 1, 2025.

Section 10. For purposes of Section 2 and Section 4 of this Ordinance, the term “non-residential real property” shall mean property classified as any classification other than Residential or Farmland pursuant to New Castle County parcel records as of July 1, 2025.

Section 11. The effective date for the provisions in this Ordinance shall be July 1, 2025.

Section 12. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C. § 1156*.

Adopted by Council of
New Castle County on:

Monique Williams-Johns
President of Council
of New Castle County

Approved on:

Marcus Henry
County Executive

SYNOPSIS: This Ordinance is the Annual Revenue Ordinance for Fiscal Year 2026.

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

Section 2 establishes a General Operating non-residential property tax rate in New Castle County.

Section 3 establishes the Local Service Function residential property tax rates in the listed areas of New Castle County.

Section 4 establishes the Local Service Function non-residential property tax rates in the listed areas of New Castle County.

Section 5 establishes the real property tax revenue for the General Operating and Local Service Function budgets in excess of the revenue neutral target of \$141,051,550 shall be transferred to the Reassessment Reserve Account.

Section 6 establishes the tax rates in the light districts of New Castle County.

Section 7 establishes the tax rates for school crossing guards.

Section 8 provides that fees and charges not specifically addressed in this Ordinance can be established at some future time.

Section 9 provides that other receipts and funding sources shall be included in the revenue of New Castle County collected during Fiscal Year 2026 to be used in accordance with the budget Ordinance.

Section 10 defines the term “residential real property” as it is used in Sections 1 and 3 of this Ordinance.

Section 11 defines the term “non-residential real property” as it is used in Section 2 and 4 of this Ordinance.

FISCAL NOTE: This Ordinance proposes Fiscal Year 2026 tax rates which in conjunction with other anticipated sources of revenue are estimated to yield sufficient revenue to balance the proposed Fiscal Year 2026 Operating Budget.

These proposed real property tax rates applied to estimated taxable assessments and estimated quarterly additions (net of exemptions) are anticipated to yield approximately \$139,626,550, for a total of \$141,051,550 including prior year collections and penalties. The proposed light district tax rates, as cited in Section 5, are anticipated to yield revenues of \$8,369,350. These revenues, together with prior year tax collections and the use of available cash balances, are estimated to support direct street lighting expenses plus overhead.

The proposed school crossing guard tax rates, as set forth in Section 6, are anticipated to yield revenues of \$3,744,419. These revenues, together with prior year tax collections and the use of available cash balances, are estimated to support direct crossing guard expenses plus overhead.

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

Acknowledged by the Chief Financial Officer May 13, 2025.

ORDINANCE NO. 25-048

**THE ANNUAL REVENUE ORDINANCE AND ROLL BACK TAX RATE OF NEW
CASTLE COUNTY FOR FISCAL YEAR 2026 BEGINNING JULY 1, 2025**

1 **WHEREAS**, pursuant to 9 Del. Code §1371F(a) and Ordinance 25-020, the Board
2 of Assessment Review was presented the 2025-2026 tax roll at a public meeting held on
3 March 14, 2025; and
4

5 **WHEREAS**, pursuant to 9 Del. Code §1371F(b), it has been certified to County
6 Council that the total value of all real property in the County which has been assessed
7 and is subject to taxation is \$96,920,748,900 net of tax exemptions; and
8

9 **WHEREAS**, a County-wide property reassessment conducted for the first time in
10 over forty years resulted in 5,208 formal appeals filed prior to the March 31, 2025 deadline
11 with estimated at-risk assessments valued at \$1,611,076,162; and
12

13 **WHEREAS**, County-wide property reassessment resulted in significant shifts in
14 assessment values between residential and non-residential parcels;
15

16 **WHEREAS**, Ordinance 25-047 contemplates a low-income partial tax exemption
17 reducing the total value of all real estate subject to taxation by an estimated
18 \$1,300,000,000; and
19

20 **WHEREAS**, the calculation of the rolled back tax rate pursuant to 9 Del Code
21 §8002(c) for county property tax levied in the immediately ensuing fiscal year shall not be
22 such as to yield county property tax revenues greater than 15 percent, excluding initial
23 assessments for new construction; and
24

25 **WHEREAS**, County Council passed Resolution 21-027 confirming a commitment
26 that the general reassessment tax rate remains revenue neutral upon completion and
27 adoption of the rolled back tax rate, yielding 0% increase excluding initial assessments
28 for new construction; and
29

30 **WHEREAS**, the Fiscal Year 2026 revenue neutral estimate is \$141,051,550,
31 representing a 0% increase excluding initial assessments for new construction; and
32

33 **WHEREAS**, pursuant to 9 Del. Code 8306(b) the County is mandated to assess
34 property at least every five years which will result in future assessment expenses; and
35

36 **WHEREAS**, pursuant to *New Castle County Code* § 14.01.018, the County
37 established a Reassessment Reserve Account with procedures for the deposit and
38 appropriation of funds; and
39

40 **WHEREAS**, the Fiscal Year 2026 revenue estimates include assumptions for tax
41 collections and appeals with unknown outcomes, which could potentially result in an
42 amount of real estate taxes collected in excess of the revenue neutral target.
43

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

Section 1. A tax upon the residential real property in New Castle County is hereby established and levied at the rate of 4.37 cents for each one hundred dollars of assessed valuation (based on 100 percent of July 1, 2024 fair market value) for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay the costs of the General Operating Budget.

Section 2. A tax upon the non-residential real property in New Castle County is hereby established and levied at the rate of 6.61 cents for each one hundred dollars of assessed valuation (based on 100 percent of July 1, 2024 fair market value) for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay the costs of the General Operating Budget.

Section 3. A tax upon the residential real property in the following listed areas of New Castle County at the following listed rates for each one hundred dollars of assessed valuation is hereby established and levied for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay costs under the Local Service Function Budget.

<u>Location</u>	<u>Tax Rate in Cents Per \$100 of Assessed Valuation</u>
Arden	10.15
Ardencroft	10.30
Ardentown	10.29
Bellefonte	11.27
Delaware City	5.02
Elsmere	2.92
Middletown	1.06
Newark	0.00
New Castle	1.81
Newport	2.34
Odessa	2.34
Townsend	1.58
Wilmington	0.00
Those portions of New Castle County not within any of the preceding incorporated municipalities	11.59

Section 4. A tax upon the non-residential real property in the following listed areas of New Castle County at the following listed rates for each one hundred dollars of assessed valuation is hereby established and levied for the fiscal year beginning July 1, 2025, and ending June 30, 2026, to pay costs under the Local Service Function Budget.

		<u>Tax Rate in Cents Per \$100 of Assessed Valuation</u>
96		
97	<u>Location</u>	
98	Arden	15.33
99	Ardencroft	15.56
100	Ardentown	15.56
101	Bellefonte	17.02
102	Delaware City	7.59
103	Elsmere	4.42
104	Middletown	1.61
105	Newark	0.00
106	New Castle	2.74
107	Newport	3.53
108	Odessa	3.53
109	Townsend	2.39
110	Wilmington	0.00
111		
112	Those portions of New Castle County	17.51
113	not within any of the preceding	
114	incorporated municipalities	
115		

Section 5. Any tax upon real property pursuant to Sections 1 through 4 of this Ordinance regarding General Operating and Local Service Function budgets, collected in Fiscal Year 2026, beginning on July 1, 2025, in excess of the established revenue neutral target of \$141,051,550 shall be transferred to the Reassessment Reserve Account.

Section 6. A tax upon the real property in the light districts in New Castle County established pursuant to 9 *Del. C.* ch. 21, is hereby established and levied for light districts at the following rates for each one hundred dollars of assessed valuation for the fiscal year beginning July 1, 2025, and ending June 30, 2026 to pay the cost of street and highway illumination:

		<u>Tax Rate in Cents Per \$100 of Assessed Valuation</u>
127		
128	<u>Light Code</u>	<u>Light District Installations</u>
129		
130		
131	<i>High Pressure Sodium (HPS) Units</i>	
132	TRL1	Cobra (formerly Incandescent) 0.230
133	TRLA	Cobra (formerly Mercury) 1.710
134	TRLQ	Metal Pole 2.750
135	TRLC	Traditionaire 2.890
136	TRLT	Limited Installation 1.450
137	TRLU	Turn of the Century 3.100
138		
139		
140	<i>Light Emitting Diode (LED) Units</i>	
141	TRLO	Cobra 10.980
142	TRLM	Traditionaire 8.750
143	TRLN	Granville 5.130
144		
145		
146		
147		

Section 7. A tax upon the full annual cost established pursuant to 9 *Del. C.* § 1339, is hereby established and levied for crossing guards by school district at the following rates for the fiscal year beginning July 1, 2025, and ending June 30, 2026.

<u>Crossing Guard Rates</u>	<u>Tax Rates in Cents Per \$100 of Assessed Valuation</u>
Appoquinimink School District	0.422
Brandywine (Area I)	0.453
Christina (Area III)	0.397
Colonial (Area IV)	0.454
Red Clay (Area II)	0.499

Section 8. Fees and charges not specified in this Ordinance shall be heretofore or hereafter established.

Section 9. Fees, fines, forfeitures, penalties, assessments, charges, receipts and income, together with needed reserves and available cash balances, shall be included in the receipts of New Castle County as collected during the fiscal year beginning July 1, 2025, and ending June 30, 2026.

Section 10. For purposes of Section 1 and Section 3 of this Ordinance, the term “residential real property” shall mean property classified as either Residential or Farmland pursuant to New Castle County parcel records as of July 1, 2025.

Section 10. For purposes of Section 2 and Section 4 of this Ordinance, the term “non-residential real property” shall mean property classified as any classification other than Residential or Farmland pursuant to New Castle County parcel records as of July 1, 2025.

Section 11. The effective date for the provisions in this Ordinance shall be July 1, 2025.

Section 12. 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:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive

SYNOPSIS: This Ordinance is the Annual Revenue Ordinance for Fiscal Year 2026.

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

Section 2 establishes a General Operating non-residential property tax rate in New Castle County.

Section 3 establishes the Local Service Function residential property tax rates in the listed areas of New Castle County.

Section 4 establishes the Local Service Function non-residential property tax rates in the listed areas of New Castle County.

Section 5 establishes the real property tax revenue for the General Operating and Local Service Function budgets in excess of the revenue neutral target of \$141,051,550 shall be transferred to the Reassessment Reserve Account.

Section 6 establishes the tax rates in the light districts of New Castle County.

Section 7 establishes the tax rates for school crossing guards.

Section 8 provides that fees and charges not specifically addressed in this Ordinance can be established at some future time.

Section 9 provides that other receipts and funding sources shall be included in the revenue of New Castle County collected during Fiscal Year 2026 to be used in accordance with the budget Ordinance.

Section 10 defines the term “residential real property” as it is used in Sections 1 and 3 of this Ordinance.

Section 11 defines the term “non-residential real property” as it is used in Section 2 and 4 of this Ordinance.

FISCAL NOTE: This Ordinance proposes Fiscal Year 2026 tax rates which in conjunction with other anticipated sources of revenue are estimated to yield sufficient revenue to balance the proposed Fiscal Year 2026 Operating Budget.

These proposed real property tax rates applied to estimated taxable assessments and estimated quarterly additions (net of exemptions) are anticipated to yield approximately \$139,626,550, for a total of \$141,051,550 including prior year collections and penalties. The proposed light district tax rates, as cited in Section 5, are anticipated to yield revenues of \$8,369,350. These revenues, together with prior year tax collections and the use of

available cash balances, are estimated to support direct street lighting expenses plus overhead.

The proposed school crossing guard tax rates, as set forth in Section 6, are anticipated to yield revenues of \$3,744,419. These revenues, together with prior year tax collections and the use of available cash balances, are estimated to support direct crossing guard expenses plus overhead.

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

Acknowledged by the Chief Financial Officer May 1, 2025.

ORDINANCE NO. 25-049

**CALCULATION OF SEWER SERVICE CHARGES EFFECTIVE JULY 1, 2025
FOR FISCAL YEAR 2026**

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

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

Section 1. County Council adopts the following sewer unit charges for Fiscal Year 2026:

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

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

The rates for certain contract users shall be as follows:

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

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

Meter Size	EDU	Fixed Charge @ \$100 / EDU
1/2" or 5/8"	1.0	\$50*
3/4"	1.5	\$150
1"	2.5	\$250
1 1/2"	5.0	\$500
2.0	8.0	\$800
3.0	15.0	\$1,500
4.0	25.0	\$2,500
6.0	50.0	\$5,000
8.0	80.0	\$8,000
10.0	115.0	\$11,500
* For Fiscal Year 2026, the base rate of \$100/EDU has been discounted by 50% for meters up to 5/8".		

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

Section 3. The effective date for the provisions in this Ordinance shall be July 1, 2025.

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:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance establishes sewer service charges effective July 1, 2025, for Fiscal Year 2026.

FISCAL NOTE: This Ordinance proposes the adoption of the Fiscal Year 2026 sewer user rates which, in conjunction with other related sources of revenue, are estimated to yield sufficient revenue to balance the Fiscal Year 2026 sewer fund budget.

If adopted, this Ordinance would establish a Fiscal Year 2026 composite (flow \$5.034399 + (BOD \$0.416813 X 1.2510 (flow factor) = \$0.5214325) + (SS \$0.566035 X 1.5429 (flow factor) = \$0.8733356)) residential flow rate of \$6.42917 per 1,000 billable gallons. The composite rate remains unchanged from the FY2023 composite rate.

The rates contained in this Ordinance would, if adopted, be applied to all user classes, including \$10,040,000 for EDU as follows:

User Classification	Number of Users	Gross Billing
Residential	127,150	\$40,130,982
Industrial	21	\$9,063,444
Commercial	3,799	\$16,112,790
Apartment	228	\$9,164,149
Contract	5	\$6,445,116
Gross Billing	131,203	\$80,916,481
Less Allowance for Delinquent Accounts		(\$3,416,480)
Net Billing		<u>\$77,500,001</u>

Acknowledged by the Chief Financial Officer May 1, 2025.

ORDINANCE NO. 25-050

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF
NEW CASTLE COUNTY FOR THE PURPOSE OF FINANCING CERTAIN CAPITAL
PROJECTS APPROVED IN THE FISCAL YEAR 2026 CAPITAL BUDGET**

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

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

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

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

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

Section 1. New Castle County shall authorize the issuance of its negotiable bonds in the maximum aggregate net principal amount of \$71,906,000 to finance projects approved in the FY2026 Capital Budget (the maximum aggregate principal amount of the bonds to be issued for each purpose is set out in the following schedule):

<u>PURPOSE</u>	<u>BOND AUTHORIZATIONS MAXIMUM AGGREGATE PRINCIPAL AMOUNT</u>
(A) Sanitary Facilities/Stormwater	\$ 51,300,000
(B) Facilities/Equipment	9,081,000
(C) Administration	5,250,000
(D) Parks	4,050,000
(E) Public Safety	950,000
(F) County Executive	675,000
(G) Community Services	600,000
TOTAL BOND AUTHORIZATIONS	<u>\$71,906,000</u>

43 Section 2. The monies raised by the issuance of the bonds hereby authorized after the
44 payment of the charges and expenses connected with the preparation, sale, and issuance thereof
45 shall be held in separate accounts and shall be expended only for the purposes for which said
46 bonds have been authorized, or for the payment of the principal of, and interest on, temporary
47 loans made in anticipation of the sale of such bonds.
48

49 Section 3. The effect of the bonded indebtedness hereby authorized upon the total bonded
50 indebtedness of New Castle County is as shown on the attached fiscal note, Exhibit "A".
51

52 Section 4. It is hereby determined and declared that the normal life of said improvements
53 is not less than three (3) years (§ 1163 of Title 9 of the *Delaware Code*).
54

55 Section 5. In accordance with Treasury Reg. § 1.150-2, the County hereby states its
56 intentions that a portion of the proceeds of the bonds authorized hereunder will be used to
57 reimburse itself for expenditures paid prior to the date of issuance of the bonds. All capitalized
58 terms used herein and not otherwise defined have the same meaning as ascribed to them in
59 Treasury Reg. § 1.150-2.
60

61 All original expenditures to be reimbursed will be capital expenditures (as defined in Treasury
62 Reg. Sec. 1.150-1(b)) and other amounts permitted to be reimbursed pursuant to Treasury Reg.
63 Sec. 1.150-2(d)(3) and (f). The County intends to reimburse the original expenditures through the
64 County's incurrence of debt to be evidenced by the bonds. The description of the type and use
65 of the property for which the original expenditure to be fully or partially reimbursed is to be paid
66 is: costs relating to the projects as defined in Section 3 hereof. The maximum principal amount
67 of the bonds to be issued to reimburse the costs of said projects paid prior to their issuance and
68 to complete said projects is a net \$71,906,000 including the costs of issuance of the bonds.
69

70 Once the bonds are issued, the County shall allocate bond proceeds to reimburse a prior
71 expenditure by making the allocation on its books and records maintained with respect to the
72 bonds; provided that such costs to be reimbursed were paid not more than 60 days prior to the
73 date hereof. Such allocations shall specifically identify the actual original expenditure to be
74 reimbursed. Such allocations shall occur not later than 18 months after the later of (i) the date on
75 which the original expenditure is paid, or (ii) the date the project is placed in service or abandoned,
76 but in no event more than 3 years after the original expenditure is paid. If the bonds are issued
77 before the expiration of the period prescribed in the preceding sentence, then the reimbursement
78 allocation shall occur not later than the date of bonds are issued.
79

80 The bond proceeds used to reimburse the County for original expenditures will not be used within
81 1 year after the allocation in a manner that results in the creation of replacement proceeds (as
82 defined in Treasury Reg. § 1.148-1) for the bonds authorized hereunder or for other bonds. The
83 County will not use the proceeds of bonds to reimburse, refinance or refund an original
84 expenditure paid by another obligation (either tax-exempt or taxable).
85

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

95 contract with a fiscal agent or otherwise, as such official shall deem appropriate to cause the
96 County to comply with this Section.

97
98 Section 7. The effective date for the provisions in this Ordinance shall be July 1, 2025.

99
100 Section 8. This Ordinance shall become effective immediately upon its adoption by County
101 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:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance will authorize New Castle County to issue bonds in the net amount of \$71,906,000 to finance projects approved in the Fiscal Year 2026 Capital Budget.

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

Acknowledged by the Chief Financial Officer May 1, 2025.

EXHIBIT "A"

FISCAL NOTE: This Ordinance will authorize County Bonds in the maximum aggregate principal amount (net of issuance costs) of \$71,906,000.

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

<u>Previous Authorizations</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
Authorized and Issued Bonds ⁽¹⁾ (2/28/2025)	\$475,160,000	\$136,269,035	\$611,429,035
Authorized and Unissued Bonds ⁽²⁾ (2/28/2025)	<u>193,411,835</u>	<u>81,232,971</u>	<u>274,644,806</u>
Total Previous Authorizations	668,571,835	217,502,006	886,073,841
Proposed Net Authorizations ⁽³⁾ by the Ordinance	<u>71,906,000</u>	<u>30,200,520</u> ⁽²⁾	<u>102,106,520</u>
Total Previous Authorizations and Proposed Net Authorizations	<u>\$740,477,835</u>	<u>\$247,702,525</u>	<u>\$988,180,360</u>

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

Authorized and Issued Bonds (2/28/2025)	\$35,375,664	\$7,935,861 ⁽⁴⁾	\$43,311,526
Authorized and Unissued Bonds (2/28/2025)	50,445,864	16,075,077 ⁽⁴⁾	66,520,941
Total Previous Authorizations	<u>\$85,821,528</u>	<u>\$24,010,938</u>	<u>\$109,832,467</u>

⁽¹⁾ These amounts have been adjusted to reflect retired principal and interest through 4/30/25.

⁽²⁾ Principal includes \$40,000,000 authorized but not yet drawn through the U.S. Environmental Protection Agency for the Department of Public Works Christina River Force Main Rehabilitation Project. Interest is computed at 4.0 percent.

⁽³⁾ Assuming a constant principal amount of \$3,595,300 over a term of twenty years, total debt service for the \$71,906,000 would be \$102,106,520.

⁽⁴⁾ Interest is based on estimated future repayment schedules. Interest rates for various loans are 2.00, 2.394 and 2.601 percent.

ORDINANCE NO. 25-051

**THE CAPITAL BUDGET ORDINANCE OF NEW CASTLE COUNTY
FOR THE FISCAL YEAR BEGINNING JULY 1, 2025**

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

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

13
14 **WHEREAS**, Section 1163 of Title 9 of the *Delaware Code* authorizes New Castle
15 County to issue bonds to finance the cost of any object, program or purpose for which New
16 Castle County may raise, appropriate or expend money, and the County Council of New Castle
17 County determines to expend money for various facilities and services; and

18
19 **WHEREAS**, Subchapter III, Chapter 13 of Title 9 of the *Delaware Code*, as amended,
20 authorizes New Castle County to develop plans for buildings/facilities, parks, open spaces,
21 natural areas and greenways within the County. Said plans provide for the acquisition of land
22 for the development of parks and recreation facilities and the improvements and development
23 of existing parks and buildings/facilities. The County has deemed it necessary to implement
24 such plans for development and improvements.

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

27
28 Section 1. Exhibit "A", entitled "Capital Budget – FY2026" consisting of two (2) pages,
29 dated April 30, 2025, attached hereto and made a part hereof, is hereby adopted as the
30 Capital Budget of New Castle County for the fiscal year beginning July 1, 2025, and ending
31 June 30, 2026.

32
33 Section 2. The projects listed on Exhibit "B," entitled "Projects to Sunset Fiscal Year
34 End 2025" will sunset in accordance with Key Financial Policy (KFP) #1 on June 30, 2025. All
35 unexpended appropriations and bond authorizations on June 30, 2025, will be deauthorized.
36 Any encumbrances will remain open until liquidated.

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 by 9 *Del. C.* §
40 1156.

41
42 Section 4. The effective date for the provisions in this Ordinance shall be July 1, 2025.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance is the Capital Budget Ordinance for the Fiscal Year 2026, authorizing capital spending of \$84,374,248 for 56 County projects. This Ordinance also will deauthorize the projects on Exhibit "B" and the corresponding available appropriations and bond authorizations on June 30, 2025.

FISCAL NOTE: The Capital Budget Ordinance for Fiscal Year 2026 authorizes capital spending of \$84,374,248 for various projects. A companion Ordinance authorizing the issuance of General Obligation Bonds of \$71,906,000 to fund the Capital Budget must be adopted.

In addition, this Ordinance sunsets 14 capital projects, effective June 30, 2025. Projects are listed on Exhibit "B".

Acknowledged by the Chief Financial Officer May 1, 2025.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2026

25-051

DEPARTMENT OF ADMINISTRATION

Human Capital Management Platform	\$	600,000
Land Use Information System		1,200,000
Sewer and Tax Billing Replacement		2,300,000
Network Infrastructure Rearchitect and Upgrade		1,150,000
Subtotal	\$	5,250,000

DEPARTMENT OF COMMUNITY SERVICES

Appoquinimink Library Maker Space HVAC	\$	200,000
Carousel Park Indoor Arena Footing		100,000
Newark Library		400,000
Surratte Pool Renovations 2026		100,000
Subtotal	\$	800,000

DEPARTMENT OF COUNTY EXECUTIVE

Executive GF Capital Contingency	\$	675,000
Subtotal	\$	675,000

DEPARTMENT OF PUBLIC SAFETY

800MgHZ Communications Equipment 2026-2027	\$	400,000
Communications Upgrade 2026-2027		250,000
Public Safety Building Renovations		300,000
Public Safety Equipment 2026		136,000
Public Safety Vest Protection Program 2026		302,448
Subtotal	\$	1,388,448

DEPARTMENT OF PUBLIC WORKS

Facilities/Equipment

Building Rehabilitation 2026-2027	\$	3,500,000
Fleet Equipment 2021		(49,929)
Fleet Equipment 2022		(103,797)
Fleet Equipment 2023		(48,900)
Fleet Equipment 2024		(1,700,000)
Fleet Equipment 2026		6,577,658
Garage Renovations		2,500,000
General Roof Renovations		(75,000)
HVAC Replacement		2,800,000
Security 2021		500,000
Vehicle Lift System		56,000
Subtotal	\$	13,956,032

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2026

25-051

DEPARTMENT OF PUBLIC WORKS (Continued)

Parks

Agricultural Preservation	\$	1,000,000
Bechtel Park Improvements		750,000
Carousel Park		150,000
Game Court Improvements 2021		150,000
General Parkland Improvements PRE2021		(650,000)
General Parkland Improvements 2021		(1,000,000)
General Parkland Improvements 2024		800,000
Glasgow Regional Park		1,500,000
Middle Run Valley Reforestation		150,000
Open Space Preservation		1,500,000
Play Area Improvements 2026-2027		1,000,000
Rockwood Park		500,000
Southern Regional Park		1,000,000
Subtotal	\$	6,850,000

Sewer/Stormwater

Airport Road System Rehabilitation	\$	3,000,000
Asset Management		400,000
Christina River Force Main		22,000,000
Countywide Drainage Problems		850,000
DelDOT Coordination Project 2021		3,000,000
General Sewer Improvements		1,250,000
General Stormwater Improvements 2021		471,659
Manhole Rehabilitation		750,000
Pump Station Rehab 2026-2027		1,500,000
Sewer Fleet Equipment 2023		(22,233)
Sewer Fleet Equipment 2024		(600,000)
Sewer Fleet Equipment 2026		2,755,342
Sewer Repairs and Rehabilitation 2026-2027		4,200,000
Southern Sewer Service Area		3,000,000
Stoney Creek Basin Rehabilitation		600,000
Stormwater Basin Renovation II		2,500,000
Water Quality Improvement Plans		5,000,000
White Clay System Rehabilitation		4,800,000
Subtotal	\$	55,454,768

CAPITAL BUDGET TOTAL

\$	84,374,248
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Exhibit "B"
NEW CASTLE COUNTY
Projects to Sunset Fiscal Year End 2025

DEPARTMENT OF PUBLIC WORKS

C122205	Human Resources Scanning	Complete
C122202	Recorder of Deeds HOA Portal	Complete
C202301	Cardiac Monitors	Complete
C300510	Game Court Improvements	Complete
C300218	Brandywine Hundred South Rehab Phase I	Complete
C300615	Christiana Pump Station Upgrade	Complete
C300004	Delaware City Treatment Plant Rehab	Complete
C301102	Glasgow Area Sewer Improvements	Complete
C301801	Holloway Terrace Outfall Replacement	Complete
C301304	Sewer Repairs and Rehabilitation II	Complete
C301902	SR72 Sewer Extension	Complete
C302102	Fleet Equipment 2021	Complete
C302203	Fleet Equipment 2022	Complete
C302313	Sewer Fleet Equipment 2023	Complete

ORDINANCE NO. 25-052

**ADOPT THE ANNUAL OPERATING BUDGET OF NEW CASTLE COUNTY
FOR THE FISCAL YEAR BEGINNING JULY 1, 2025**

1 **WHEREAS**, County Council has adopted revenue measures which together with
2 any reserves and available cash balances shall, in the opinion of the County Executive,
3 be estimated to yield sums at least sufficient to balance the proposed expenditures as
4 set forth herein.
5

6 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
7 (10/13^{ths} of all the members elected to the County Council concurring therein):
8

9 Section 1. County Council hereby ordains that the taxes and other revenue
10 measures which the County Executive has certified as yielding sufficient revenue,
11 together with any reserves and available cash balances, serve to balance the Annual
12 Operating Budget of New Castle County for the fiscal year beginning July 1, 2025, and
13 ending June 30, 2026.
14

15 Section 2. Exhibit "A," entitled "Departmental Operating Budget," consisting of
16 six (6) pages, attached hereto and made a part hereof, is adopted as the Annual
17 Operating Budget of Appropriations to the respective departments, offices, reserves and
18 services for the fiscal year beginning July 1, 2025, and ending June 30, 2026.
19

20 Section 3. Exhibit "B," entitled "Operating Budget Components," consisting of
21 one (1) page, attached hereto and made a part hereof, representing the component
22 budgets encompassed by the "Departmental Operating Budget" for the fiscal year
23 beginning July 1, 2025, and ending June 30, 2026.
24

25 Section 4. As the County Council has done in all past years, by and through the
26 budget hearing, review, and adoption process undertaken for the FY2026 budget, the
27 County Council hereby confirms its review and approves the schedule of fees
28 established by the Department of Land Use set forth in, *inter alia*, Appendix 2 of
29 Chapter 40 of the *New Castle County Code* ("the UDC"). The County Council also
30 confirms and clarifies that through the budget hearing, review, and adoption process, it
31 has reviewed and approved the schedule of fees established by the Department of Land
32 Use in all prior budget years, and the County hereby confirms, clarifies, and ratifies its
33 previous approvals of the fee schedules heretofore established by the Department of
34 Land Use.
35

36 Section 5. This Ordinance shall become effective immediately upon its adoption
37 by County Council and approval by the County Executive, or as otherwise provided by 9
38 *Del. C. § 1156*.
39

40 Section 6. The effective date for the provisions in this Ordinance shall be July 1,
41 2025.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance authorizes the Annual Operating Budget of New Castle County for the fiscal year beginning July 1, 2025 and ending June 30, 2026.

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

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

FISCAL NOTE: This Ordinance embodies, by detailed appropriation, by object of expenditure for each department and office (Exhibit "A") as required by State Law, and, by component budgets supported by various revenue measures (Exhibit "B"), the County's Annual Operating Budget for Fiscal Year 2026.

The fiscal impact of this Ordinance is the authorization to expend \$371,253,586 in Fiscal Year 2026 and to legislate the amounts within New Castle County's reserve accounts.

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

Acknowledged by the Chief Financial Officer May 1, 2025.

COUNTY COUNCIL

Salaries and Wages	\$	2,708,793
Benefits		1,525,869
Training and Civic Affairs		67,388
Communication and Utilities		15,854
Materials and Supplies		60,772
Contractual Services		255,947
Equipment		1,600
Grants and Fixed Charges		439,991
Operating Transfer Charges		195,519
Total	\$	5,271,733
Total Authorized Full-Time Positions	35	

COUNTY EXECUTIVE

Salaries and Wages	\$	2,305,318
Benefits		1,293,169
Training and Civic Affairs		41,904
Communication and Utilities		18,850
Materials and Supplies		22,236
Contractual Services		248,565
Equipment		1,000
Grants and Fixed Charges		43,000
Contingency		55,000
Operating Transfer Charges		112,454
Total	\$	4,141,496
Total Authorized Full-Time Positions	17	

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	14,072,608
Benefits		7,834,901
Training and Civic Affairs		191,975
Communication and Utilities		8,380,342
Materials and Supplies		163,673
Contractual Services		7,621,531
Equipment		322,900
Grants and Fixed Charges		4,005,350
Operating Transfer Charges		1,197,550
Operating Transfer Credits		(14,044,103)
Total	\$	29,746,727
Total Authorized Full-Time Positions	168	

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages	\$	28,756,814
Benefits		16,093,269
Training and Civic Affairs		45,445
Communication and Utilities		27,456,675
Materials and Supplies		4,963,121
Contractual Services		11,073,787
Equipment		498,333
Grants and Fixed Charges		1,249,757
Land and Structures		35,000
Operating Transfer Charges		4,840,573
Operating Transfer Credits		(7,876,371)
Total	\$	87,136,403
Total Authorized Full-Time Positions	389	

DEPARTMENT OF LAND USE

Salaries and Wages	\$	8,986,033
Benefits		5,031,240
Training and Civic Affairs		66,975
Communication and Utilities		103,015
Materials and Supplies		106,727
Contractual Services		1,532,609
Equipment		55,240
Grants and Fixed Charges		56,500
Operating Transfer Charges		1,071,279
Total	\$	17,009,618
Total Authorized Full-Time Positions	113	

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages	\$	13,539,448
Benefits		5,864,111
Training and Civic Affairs		18,560
Communication and Utilities		1,566,414
Materials and Supplies		1,629,039
Contractual Services		3,906,395
Equipment		18,900
Grants and Fixed Charges		3,235,149
Operating Transfer Charges		1,395,685
Operating Transfer Credits		(243,749)
Total	\$	30,929,952
Total Authorized Full-Time Positions	162	

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	78,228,874
Benefits		43,442,715
Training and Civic Affairs		205,206
Communication and Utilities		992,877
Materials and Supplies		1,313,047
Contractual Services		2,458,322
Equipment		1,661,783
Grants and Fixed Charges		8,741,271
Operating Transfer Charges		8,501,518
Total	\$	145,545,613
Total Authorized Full-Time Positions		729

REGISTER OF WILLS

Salaries and Wages	\$	1,219,161
Benefits		669,258
Training and Civic Affairs		34,950
Communication and Utilities		10,257
Materials and Supplies		10,053
Contractual Services		62,715
Equipment		2,800
Operating Transfer Charges		97,749
Total	\$	2,106,943
Total Authorized Full-Time Positions		20

RECORDER OF DEEDS

Salaries and Wages		\$	1,377,085
Benefits			764,405
Training and Civic Affairs			40,170
Communication and Utilities			31,892
Materials and Supplies			12,398
Contractual Services			82,718
Equipment			6,150
Grants and Fixed Charges			18,350
Operating Transfer Charges			172,975
Total		\$	2,506,143
Total Authorized Full-Time Positions	23		

SHERIFF

Salaries and Wages		\$	1,482,722
Benefits			835,738
Training and Civic Affairs			29,452
Communication and Utilities			12,261
Materials and Supplies			21,259
Contractual Services			55,999
Equipment			5,000
Operating Transfer Charges			150,197
Total		\$	2,592,628
Total Authorized Full-Time Positions	21		

CLERK OF THE PEACE

Salaries and Wages		\$	538,617
Benefits			303,592
Training and Civic Affairs			9,600
Communication and Utilities			3,586
Materials and Supplies			8,754
Contractual Services			18,268
Equipment Replacement			0
Operating Transfer Charges			35,085
Total		\$	917,502
Total Authorized Full-Time Positions	7		

DEBT SERVICE

Debt Service		\$	47,892,496
Total		\$	47,892,496
Total Authorized Full-Time Positions			

ETHICS COMMISSION

Salaries and Wages	\$	44,477
Benefits		4,092
Training and Civic Affairs		10,500
Communication and Utilities		1,745
Materials and Supplies		2,450
Contractual Services		235,747
Equipment		500
Operating Transfer Charges		6,796
Total	\$	306,307
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		

BENEFITS CONTINGENCY

Contingency	\$	2,250,000
Total	\$	2,250,000
Total Authorized Full-Time Positions		

ATTRITION CONTINGENCY

Personal Services - Salaries and Wages	\$	(6,107,378)
Personal Services - Employee Benefits	\$	(3,442,422)
Total	\$	(9,549,800)
Total Authorized Full-Time Positions		

ONE-TIME CONTINGENCY

Contingency	\$	1,144,825
Total	\$	1,144,825

NEW CASTLE COUNTY

Salaries and Wages	\$	147,152,572
Benefits		80,219,937
Training and Civic Affairs		762,125
Communication and Utilities		38,593,768
Materials and Supplies		8,313,529
Contractual Services		27,552,603
Equipment		2,574,206
Grants and Fixed Charges		17,789,368
Debt Service		47,892,496
Land and Structures		35,000
Contingency		4,754,825
Operating Transfer Charges		17,777,380
Operating Transfer Credits		(22,164,223)
<i>Sub-Total New Castle County</i>	\$	371,253,586
<i>Total Authorized Full-Time Positions</i>		1,684

RESERVE ACCOUNTS ANTICIPATED BALANCES AS OF JUNE 30, 2025

Tax Stabilization Reserve Account	67,418,321
Sewer Rate Stabilization Reserve Account	8,944,781
General Fund Budget Reserve Account	45,312,006
Sewer Fund Budget Reserve Account	18,734,142
<i>Total Reserves:</i>	140,409,250

**OPERATING BUDGET COMPONENTS
FISCAL YEAR 2026**

General Operating Budget	\$	115,225,744
Local Service Function Budget		147,879,904
Sewer Fund		95,414,717
Street Light Fund		8,603,802
Crossing Guard Fund		4,129,419
Recommended Operating Budget	\$	371,253,586

Prime Sponsor(s): Mr. Cartier, Mr. Caneco,
Mr. Toole
Requested by: Administration/Finance
Date of introduction: May 13, 2025

ORDINANCE NO. 25-053

**AMEND THE FY2026 APPROVED OPERATING BUDGET:
APPROPRIATE \$3,000,000 FROM THE GENERAL FUND TAX STABILIZATION
RESERVE ACCOUNT FOR A ONE-TIME FIRE SERVICE CONTINGENCY**

1 **WHEREAS**, New Castle County wishes to provide a one-time Fire Service
2 contingency in the amount of \$3,000,000 to assist all eligible New Castle County fire
3 companies with full-time employee salary and benefit costs; and
4

5 **WHEREAS**, distribution of the funding to each fire company will be based off
6 required documentation submitted to New Castle County from each fire company
7 through the Fire and Ambulance Advisory Board (FAAB); and
8

9 **WHEREAS**, the FAAB will compile the individual fire companies' employee totals
10 with verification of employment as of June 1, 2025 due to New Castle County by June
11 15, 2025 with disbursement in July 2025; and
12

13 **WHEREAS**, funding would only be provided to those fire companies with full-time
14 employees performing fire/rescue/emergency medical service functions and have
15 provided the required documentation by the required deadlines; and
16

17 **WHEREAS**, fire companies that do not employ full-time employees as of the
18 reporting date shall receive funding equivalent to half the amount allocated for each full-
19 time employee. This funding will be available for up to four (4) part-time employees
20 performing fire, rescue, or emergency medical service functions, provided that all
21 required documentation is submitted by the established deadlines; and
22

23 **WHEREAS**, required documentation will include payroll and benefit records as
24 well as a current audit of annual financial statements; and
25

26 **WHEREAS**, the revenue measures heretofore adopted by the County Council,
27 are, in the opinion of the County Executive, estimated to yield sums at least sufficient to
28 balance the proposed expenditures as set forth in the Approved Annual Operating
29 Budget as hereinafter amended.
30

31 **NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:**
32 (10/13ths of all the members elected to the County Council concurring therein):
33

34 Section 1. The Annual Operating Budget for the fiscal year beginning July 1,
35 2025, is hereby amended by deleting the material stricken and adding the material
36 underscored on the attached "Exhibit A."
37

38 Section 2. The foregoing amendment shall be considered a part of the Annual
39 Operating Budget for the fiscal year beginning July 1, 2025, and shall be effective
40 retroactively as though incorporated initially in the Annual Operating Budget.
41

42 Section 3. This Ordinance shall become effective immediately upon its adoption
43 by County Council and approval by the County Executive, or as otherwise provided in 9
44 *Del. C. § 1156*.
45

46 Section 4. The effective date for the provisions in this Ordinance shall be July 1,
47 2025.

Adopted by County Council of
New Castle County on:

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, amends the FY2026 Recommended Operating Budget by appropriating \$3,000,000 from the General Fund Tax Stabilization Reserve Account to a one-time Fire Service contingency to assist all eligible New Castle County fire companies with full-time employee salary and benefit costs.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2026 Recommended Operating Budget by appropriating \$3,000,000 from the General Fund Tax Stabilization Reserve Account to a one-time Fire Service contingency.

The revised FY2026 Approved Operating Budget will be \$374,253,586. The General Fund Tax Stabilization Reserve anticipated balance as of June 30, 2025 (unaudited) upon passage of this Ordinance will be \$64,418,321.

Acknowledged by the Chief Financial Officer May 1, 2025.

COUNTY COUNCIL

Salaries and Wages	\$	2,708,793
Benefits		1,525,869
Training and Civic Affairs		67,388
Communication and Utilities		15,854
Materials and Supplies		60,772
Contractual Services		255,947
Equipment		1,600
Grants and Fixed Charges		439,991
Operating Transfer Charges		195,519
Total	\$	5,271,733
Total Authorized Full-Time Positions	35	

COUNTY EXECUTIVE

Salaries and Wages	\$	2,305,318
Benefits		1,293,169
Training and Civic Affairs		41,904
Communication and Utilities		18,850
Materials and Supplies		22,236
Contractual Services		248,565
Equipment		1,000
Grants and Fixed Charges		43,000
Contingency		55,000
Operating Transfer Charges		112,454
Total	\$	4,141,496
Total Authorized Full-Time Positions	17	

DEPARTMENT OF ADMINISTRATION

Salaries and Wages	\$	14,072,608
Benefits		7,834,901
Training and Civic Affairs		191,975
Communication and Utilities		8,380,342
Materials and Supplies		163,673
Contractual Services		7,621,531
Equipment		322,900
Grants and Fixed Charges		4,005,350
Operating Transfer Charges		1,197,550
Operating Transfer Credits		(14,044,103)
Total	\$	29,746,727
Total Authorized Full-Time Positions	168	

DEPARTMENT OF PUBLIC WORKS

Salaries and Wages	\$	28,756,814
Benefits		16,093,269
Training and Civic Affairs		45,445
Communication and Utilities		27,456,675
Materials and Supplies		4,963,121
Contractual Services		11,073,787
Equipment		498,333
Grants and Fixed Charges		1,249,757
Land and Structures		35,000
Operating Transfer Charges		4,840,573
Operating Transfer Credits		(7,876,371)
Total	\$	87,136,403
Total Authorized Full-Time Positions		389

DEPARTMENT OF LAND USE

Salaries and Wages	\$	8,986,033
Benefits		5,031,240
Training and Civic Affairs		66,975
Communication and Utilities		103,015
Materials and Supplies		106,727
Contractual Services		1,532,609
Equipment		55,240
Grants and Fixed Charges		56,500
Operating Transfer Charges		1,071,279
Total	\$	17,009,618
Total Authorized Full-Time Positions		113

DEPARTMENT OF COMMUNITY SERVICES

Salaries and Wages	\$	13,539,448
Benefits		5,864,111
Training and Civic Affairs		18,560
Communication and Utilities		1,566,414
Materials and Supplies		1,629,039
Contractual Services		3,906,395
Equipment		18,900
Grants and Fixed Charges		3,235,149
Operating Transfer Charges		1,395,685
Operating Transfer Credits		(243,749)
Total	\$	30,929,952
Total Authorized Full-Time Positions		162

DEPARTMENT OF PUBLIC SAFETY

Salaries and Wages	\$	78,228,874
Benefits		43,442,715
Training and Civic Affairs		205,206
Communication and Utilities		992,877
Materials and Supplies		1,313,047
Contractual Services		2,458,322
Equipment		1,661,783
Grants and Fixed Charges		8,741,271
Operating Transfer Charges		8,501,518
Total	\$	145,545,613
Total Authorized Full-Time Positions		729

REGISTER OF WILLS

Salaries and Wages	\$	1,219,161
Benefits		669,258
Training and Civic Affairs		34,950
Communication and Utilities		10,257
Materials and Supplies		10,053
Contractual Services		62,715
Equipment		2,800
Operating Transfer Charges		97,749
Total	\$	2,106,943
Total Authorized Full-Time Positions		20

RECORDER OF DEEDS

Salaries and Wages	\$	1,377,085
Benefits		764,405
Training and Civic Affairs		40,170
Communication and Utilities		31,892
Materials and Supplies		12,398
Contractual Services		82,718
Equipment		6,150
Grants and Fixed Charges		18,350
Operating Transfer Charges		172,975
Total	\$	2,506,143
Total Authorized Full-Time Positions	23	

SHERIFF

Salaries and Wages	\$	1,482,722
Benefits		835,738
Training and Civic Affairs		29,452
Communication and Utilities		12,261
Materials and Supplies		21,259
Contractual Services		55,999
Equipment		5,000
Operating Transfer Charges		150,197
Total	\$	2,592,628
Total Authorized Full-Time Positions	21	

CLERK OF THE PEACE

Salaries and Wages	\$	538,617
Benefits		303,592
Training and Civic Affairs		9,600
Communication and Utilities		3,586
Materials and Supplies		8,754
Contractual Services		18,268
Equipment Replacement		0
Operating Transfer Charges		35,085
Total	\$	917,502
Total Authorized Full-Time Positions	7	

DEBT SERVICE

Debt Service	\$	47,892,496
Total	\$	47,892,496
Total Authorized Full-Time Positions		

ETHICS COMMISSION

Salaries and Wages		\$	44,477
Benefits			4,092
Training and Civic Affairs			10,500
Communication and Utilities			1,745
Materials and Supplies			2,450
Contractual Services			235,747
Equipment			500
Operating Transfer Charges			6,796
Total		\$	306,307
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			

BENEFITS CONTINGENCY

Contingency		\$	2,250,000
Total		\$	2,250,000
Total Authorized Full-Time Positions			

ATTRITION CONTINGENCY

Personal Services - Salaries and Wages		\$	(6,107,378)
Personal Services - Employee Benefits		\$	(3,442,422)
Total		\$	(9,549,800)
Total Authorized Full-Time Positions			

ONE-TIME CONTINGENCY

Contingency	1,144,825	\$	4,144,825
Total	1,144,825	\$	<u>4,144,825</u>

NEW CASTLE COUNTY

Salaries and Wages		\$	147,152,572
Benefits			80,219,937
Training and Civic Affairs			762,125
Communication and Utilities			38,593,768
Materials and Supplies			8,313,529
Contractual Services			27,552,603
Equipment			2,574,206
Grants and Fixed Charges			17,789,368
Debt Service			47,892,496
Land and Structures			35,000
Contingency	4,754,825		<u>7,754,825</u>
Operating Transfer Charges			17,777,380
Operating Transfer Credits			(22,164,223)
Sub-Total New Castle County	371,253,586	\$	<u>374,253,586</u>
Total Authorized Full-Time Positions	1,684		

RESERVE ACCOUNTS ANTICIPATED BALANCES AS OF JUNE 30, 2025

Tax Stabilization Reserve Account	67,418,321	<u>64,418,321</u>
Sewer Rate Stabilization Reserve Account		8,944,781
General Fund Budget Reserve Account		45,312,006
Sewer Fund Budget Reserve Account		18,734,142
Total Reserves:	140,409,250	<u>137,409,250</u>



New Castle County Department of Land Use

**JOINT DEPARTMENT OF LAND USE / PLANNING BOARD
RECOMMENDATION**

**New Castle County Capital Program & Budget
Fiscal Year 2026-2031**

May 27, 2025

DESCRIPTION

Delaware Code Title 9, § 1134 requires that, upon submission to County Council by the County Executive no later than April 1 of each year, the Capital Program and Budget be reviewed by the Department of Land Use and Planning Board for the sole purpose of determining whether the program and budget are in accordance with the Comprehensive Development Plan. A joint recommendation is then provided to County Council. The Capital Program consists of the six fiscal years following its June 30th adoption, and the Capital Budget refers to the first year of the Capital Program. The Capital Program and Budget was transmitted to New Castle County Council on April 22, 2025, with the concurrence of County Council.

BACKGROUND & ANALYSIS

According to the Delaware Code Title 9, § 2656, the capital improvements program is required to be designed to consider the need for and the location of public facilities in order to encourage the efficient utilization of such facilities and establish:

- (1) Principles for construction, extension or increase in capacity of public facilities, as well as principles for correcting existing public facility deficiencies, which are necessary to implement the comprehensive plan.
- (2) Estimated public facility costs, including a delineation of when facilities will be needed, the general location of the facilities and projected revenue sources to fund the facilities.
- (3) Standards to ensure the availability of public facilities and the adequacy of those facilities.
- (4) To the extent provisions of the capital improvements plan anticipate State financial assistance, involvement or cooperation, such provisions shall be developed in conjunction with the state capital improvement plan and annual capital budget.

One of the basic purposes of capital improvement programming is to coordinate physical and fiscal planning to achieve the greatest possible benefits from the County's existing and anticipated financial resources. To accomplish this, a ranking of desired public improvements

must be established by assigning a need-based priority to each project. The ranked project list is then reconciled with the County's ability to pay for the projects over time.

Other benefits of the Capital Program and Budget process include the following: implementation of the County's Comprehensive Development Plan, individual department functional plans and studies, and other programs and policies through tangible projects; guiding private development so that it occurs in a way that is in conformity with the Comprehensive Development Plan; coordination of the capital projects of all County Departments furthering the implementation of the Comprehensive Development Plan; assisting with keeping the public informed of the County's long-range capital project development plans; and enabling the County Executive and County Council to better understand long-term cash needs, and to better anticipate the necessary financing for both capital and operating activities.

The 2022 Comprehensive Development Plan Update, known as NCC2050, was passed by County Council on July 26, 2022, approved by County Executive Matthew Meyer on August 4, 2022, certified by Governor John C. Carney effective July 26, 2022, the date adopted by County Council, and is effective from July 1, 2022, through June 30, 2032. Numerous goals and objectives can be found within NCC2050 that address our capital needs and fiscal sustainability; however, the Department finds the following goals and objectives as being the fundamental and core principles to follow to achieve planning and fiscal responsibilities:

Goal #1: New Castle County has a connected, well-maintained and well-loved network of open space (natural lands and recreational resources) that benefits all residents.

- Objective: Preserve at least a minimum of 7,100 acres of land as protected open space in the county, within 30 years.
- Objective: Increase the percentage of residents that have safe, comfortable access (within 1 mile using a low-stress, accessible route) to a variety of recreational opportunities and natural spaces without the requirement of a personal automobile.

Goal #2: The natural environment of the county continues to be a distinguishing characteristic of our community, and the quality of our natural resources— air, water, land, ecosystems (plants and animals)—are continually improving and meeting the needs of present and future generations. Development/redevelopment patterns that consume less unbuilt “greenfields” and resource lands support conservation of our important natural resources.

- Objective: The County shall set an example and evaluate ways to address the impact of development on micro- (e.g. local air quality) and macro-climate conditions (e.g. greenhouse gases) and achievement of State/Federal air quality standards.
- Objective: Improve surface water quality and reduce stormwater runoff from developed lands, with recognition that community revitalization and stream/ecosystem restoration are linked.
- Objective: Improve ecosystem health by reducing sprawl and fragmentation, reconnecting open space, enhancing ecosystems, and applying green stormwater infrastructure strategies (while our economy and population continues to grow).
- Objective: Increase tree-canopy to 40%, prioritizing areas with the lowest canopy cover and greatest potential benefits (e.g. urban heat island, flooding, etc.)

Goal #3: Clean water is available to all residents now and in the future.

- Objective: Continue to ensure water services and drinkable water supply is sufficient to meet demand.
- Objective: Continue to maintain efficient and effective sanitary sewer service in existing areas served by sewer and extend service to new areas, as planned, to meet growth demands in a sustainable manner.

Goal #4: Healthy, safe housing options throughout the County are diverse, meeting needs of people of all incomes, ages, abilities, and races, while maintaining design and form of the built environment that integrates with existing communities.

- Objective: Increase variety and range of price points of safe, quality housing options, in a diversity of locations.
- Objective: Increase proximity of quality housing to other daily needs throughout the county, especially jobs and quality education, to support overall cost of living affordability. Better balance of jobs and housing can support residents and their access to both quality/affordable living and living-wage jobs as well as employers and their workforce.
- Objective: Expand access to homeownership, especially among low-income residents and people of color.
- Objective: Upgrade the condition of substandard housing stock—including integration of green energy—throughout the county, without causing displacement.

Goal #5: New Castle County is a strong, resilient hub of the regional economy that provides a range of jobs and services to County residents.

- Objective: Promote business clusters by focusing resources and policies toward retaining and growing businesses in discrete sectors that advance the County's economic strengths.
- Objective: Achieve a diverse and supportive business ecosystem.
- Objective: Increase the percentage of jobs located in Delaware Level 1 State Strategies Investment Areas, ensuring job centers are located near inclusive transit options and existing infrastructure/services.

Goal #6: All residents have the ability to participate in the economy and have access to living-wage jobs. Delaware's workforce is strong and positioned for emerging industry and jobs as well as applying innovation and adaptation in traditional industries.

- Objective: Increase equitable access to workforce, educational and economic opportunities.
- Objective: As economic growth occurs, increase distribution of benefits across the community.

Goal #7: Farming continues to be a viable way of life and contributes to economic resiliency and healthy communities (for its provision of food access and security, its preservation of farmland, and contribution toward community character).

- Objective: Increase the amount of preserved, contiguous farmland and amount of prime soil protected from development.

Goal #8: All New Castle County residents will have safe, efficient, inclusive access to employment, retail services, parks, and other daily needs including by walking, bicycling, public transit, and emerging modes. The transportation and land use systems are integrated and support each other to create livable places and a vibrant county.

- Objective: Establish a Vision Zero policy and coordinate with DelDOT and WILMAPCO toward reaching zero traffic fatalities by 2050.
- Objective: Enhance and increase accessibility by all modes to/between local and regional destinations, including diverse housing, jobs, and goods/services.

Goal #9: Transportation of people and goods is efficient and fair. The transportation system and land use/development are coordinated; development occurs in areas with ample existing or planned transportation infrastructure (and other infrastructure) and decisions are fiscally sound, inclusive, and fair for present and future generations.

- Objective: Preserve existing roads and transportation infrastructure, while limiting widening and creation of new multi-lane roadways. Make the best use of our past investments and their capacity through innovation and collaboration.
- Objective: Plan for emerging transportation modes and technologies (e.g. renewable energy-based, autonomous, e-bikes/scooters, etc.) to leverage benefits and minimize potential negative externalities; embrace technology designed to address existing infrastructure issues, benefit the environment, and improve how people experience travel.

Goal #10: Land uses, transportation, and other infrastructure complement each other, and neighborhoods and areas across the county are distinctive, attractive, functional, comfortable, and human scale. The physical environment is high quality, inclusively designed, retains value, and is fiscally sustainable.

- Objective: Redevelop and infill key areas of the county (identified in Community Plans and other studies/analyses) and struggling industrial land, strip malls, office parks, and other “greyfields” to achieve connected places, continuity of design, and sense of place.
- Objective: Increase compact development in places where it is appropriate and will support the range of community goals (like transit, affordable housing/lifestyles, non-motorized accessibility, enhancement of place, etc.).

Goal #11: The built environment and streetscapes promote physical activity and healthy lifestyles including options for walking and biking. All residents have safe, inclusive access to lead physically active and healthy lifestyles.

- Objective: Increase the percentage of people who walk, bike, and take transit to work (from 6% in 2018).
- Objective: Increase access to healthy food retailers, medical care, and other daily needs.

Goal #12: The value and significance of the historic, prehistoric, and cultural resources in the county are known and promoted; significant resources are preserved for the benefit of residents and visitors.

- Objective: Increase awareness of the county’s historic/prehistoric/cultural resources, including tourism promotion.
- Objective: Increase preservation and adaptive reuse of the county’s historic/prehistoric/cultural resources.

Goal #13: Environmental protection, climate change mitigation, and adaptation are important considerations in all county policies. Our community’s collective built environment—infrastructure, transportation, nature, and development patterns—are designed in a way that limits greenhouse gas emissions and protects our people and critical infrastructure from impacts of climate change.

- Objective: Reduce Greenhouse Gas emissions.
- Objective: Strengthen/improve resiliency in the face of climate change threats through changes to the built environment (infrastructure, transportation, etc.) so to minimize risk and impacts to all people and communities.

Goal #14: Pursue a net zero built environment by following emerging technologies, and alternative regional and individual energy sources.

- Objective: Increase the proportion of energy efficient building stock and conservation infrastructure in the building stock.
- Objective: Reduce pollution from Transportation sources.

Goal #15: New Castle County’s infrastructure and economic and social systems are strong, and our communities are prepared for future climate-related and man-made/natural events; all residents will live in neighborhoods that are protected from negative impacts of incompatible non-residential land uses/activity and other hazards such as flooding (discrete and cumulative); and economic growth, prosperity and change in New Castle County is equitable and accessible by all.

- Objective: Reduce infrastructure that is at risk due to sea level rise and flooding as well as other risks.
- Objective: Reduce risk/disparate impact on sub-populations.

Goal #16: Participation in planning and development represents the full diversity of the county.

- Objective: Increase diversity of engagement in community planning activities of all county residents regardless of age, race, income, native language, abilities, etc.
- Objective: Increase diversity of local professionals involved in planning, land use, infrastructure, and development.

Goal #17: Development, infrastructure, and change is well-planned and coordinated, achieving sustainable and effective public investment in our communities.

- Objective: Planning/investment decisions integrate across governments and jurisdictions.

- Objective: Increase collaboration associated with data/analysis and public engagement.
- Objective: Achieve greater predictability regarding future development.
- Objective: Provide improved emergency services; types of equipment and response time to meet future demands.

The goals of previous comprehensive planning efforts, which directly relate to the capital budget, are still valid and include the following: controlling the pace of development through the availability of developable land and adequate infrastructure; coordination and efficient and effective use of governmental resources at all levels to improve the quality of life for our citizens; provision of adequate community facilities, services, and utilities consistent with the future land use plan; integration of the County's infrastructure and service plans with land use plans to provide efficient delivery of services; and requiring that new development contribute to the cost of community facilities and services.

The FY2026 Capital Budget totals just over \$84.37 million. In addition to significant ongoing investments in public works for extensive improvements to the County's sanitary sewer and stormwater systems, the FY2026-2031 budget will continue to fund a variety of important initiatives such as preservation of parks and open space, support for valuable community services programs, and the cost of quality facilities and equipment, all while continuing to reflect the ongoing need for fiscal prudence. A responsible Capital Budget is part of a balanced approach to providing the necessary infrastructure to serve county residences and businesses. New Castle County's bonds continue to be rated AAA by all three major rating agencies, reflecting the County's high level of fiscal responsibility. This rating was most recently reaffirmed in September 2021, and S & P Global restated the County's triple-A credit rating in March 2023. These ratings allow the County to fund its capital projects at the most competitive interest rates, which maximizes the County's ability to invest in critical infrastructure at the lowest cost to improve a variety of valued County services.

According to the Delaware Population Consortium, approximately 21,842 new county residents are projected from the year 2020 to the year 2050, although the total number of households is expected to decrease somewhat during that time. To preserve quality of life, additional infrastructure will be necessary, and impact fees will be used to supplement the future cost of equipment, vehicles, and buildings necessary to serve new development. For example, impact fees are currently used to assist volunteer fire companies in the purchase of capital equipment, and also in the construction of new substations to serve new communities.

The FY2026 Capital Budget includes \$55.45 million for progressing sewer/stormwater rehabilitation, as part of a total \$412.6 million investment over the next six years. Proactive management and preventative sewer upgrades have consistently protected the County's drinking water and our environment. In addition to the need for new infrastructure, it is critical that our aging systems be maintained to serve the existing and expanding population. The sanitary sewer system is one of the most important services that New Castle County provides, currently consisting of three treatment plants, over 1,850 miles of sewer line, more than 47,000 manholes, and 180 pump stations.

Additional funding for the Department of Public Works in the FY2026 Capital Budget includes \$13.96 million for Facilities/Equipment and \$6.85 million for Parks, including funding for agricultural preservation, greenway systems, and open space preservation, as well as numerous park improvements for active recreation amenities like game courts, softball fields, and playgrounds, for a Public Works total of \$76.26 million.

\$800,000 is included in the FY2026 Capital Budget for the Department of Community Services. Half of this amount has been authorized for the new community library in Newark, which will be constructed over the next two years, with the remainder allocated for various library and recreational facility renovations and improvements.

The FY2026 Capital Budget also includes \$1.39 million in funding for the Department of Public Safety to invest in a variety of first responder needs including communications equipment, protective vests, and other life-saving equipment to enhance the County's first-class emergency response efforts.

The balance of the FY2026 Capital Budget includes \$5.25 million for the Department of Administration to invest in the purchase and implementation of new information systems, network infrastructure upgrades and related services, as well as \$675,000 for the Executive General Fund Capital Contingency.

DEPARTMENT OF LAND USE RECOMMENDATION

The Department believes that the proposed Capital Program and Budget is based on sound land use planning principles and is in accordance with the 2022 Comprehensive Development Plan, NCC2050, and recommends that New Castle County Council approve the New Castle County Capital Program & Budget for Fiscal Years 2026-2031.

PLANNING BOARD RECOMMENDATION

At the business meeting held on May 27, 2025, the Planning Board considered the recommendation and analysis offered by the Department of Land Use.

On a motion made by Ms. Grey and seconded by Mr. Cantrell, the Board voted to recommend to County Council that the proposed Capital Budget & Program for Fiscal Years 2026-2031 be **APPROVED**. The motion was adopted by a vote of 6-0-0-2 (In Favor: Cantrell, Daigle, Drake, Gray, Snowden, Visvardis; In Opposition: None; Abstention: None; Absent: Cahill-Krout, Cochran).

Prior to the vote, the following discussion occurred:

Jill Floore (Chief Financial Officer), David Del Grande (Chief of Technology & Administrative Services), Michael Kapa (Department of Community Services), and Cleon Cauley (Public Works General Manager) presented the Capital Program & Budget for Fiscal Years 2026-2031.

Mr. Cantrell inquired about any area of IT infrastructure that was at risk due to lack of funding. Mr. Del Grande mentioned that everything is addressed in the proposed budget.

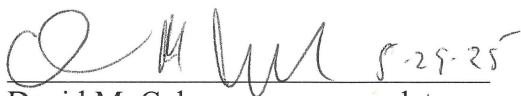
Ms. Drake asked if the proposed IT infrastructure would propose new server installation or focus on updating existing infrastructure. Jon Yearly, Deputy Chief of Technology, mentioned the proposed upgrades include the core routing and firewall infrastructure and are crucial to the continued operation of the County.

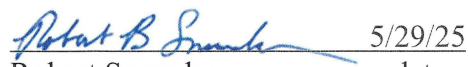
Mr. Cantrell questioned the proposed construction date of the Southern New Castle County Safety Building being slated for 2027. Ms. Floore mentioned that there are several public safety projects currently in the works, and Mr. Cauley clarified that authorized funding will go towards the planning phase of the proposed building with more funding towards construction found in the next Capital Budget.

Mr. Snowden inquired about the construction of the force main and whether design of the project has started, and if and when construction will begin. Mr. Cauley mentioned that continuous design will occur alongside construction due to many factors with an anticipated start date yet to be determined.

STATUTORY GUIDELINES

In the phraseology of 9 Delaware Code Section 2603 (a), the Department of Land Use finds that the recommended Capital Program & Budget, Fiscal Years 2026-2031 would promote the convenience, order, and welfare of the present and future inhabitants of this state.


David M. Culver 5-29-25
General Manager date
Department of Land Use


Robert Snowden 5/29/25
Acting Chairperson date
New Castle County Planning Board