NEW CASTLE COUNTY COUNCIL
COUNCIL MEETING

August 30, 2022
6:30 PM

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

AGENDA

A. Call to Order

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

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

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

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

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

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

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

º22-107: TO APPROPRIATE $9,450,000 IN THE NEW CASTLE COUNTY AFFORDABLE HOUSING FUND TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Hollins, Ms. Diller

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

º22-109: AMEND THE GRANTS BUDGET: APPROPRIATE $8,299 IN ADDITIONAL STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2023 TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES Introduced by: Mr. Hollins, Ms. Diller

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

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

E. Reports from Select and Special Committees

F. Consent Calendar

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

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

G. Presentations

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

R22-173: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH

LONGWOOD FOUNDATION, INC., FOR THE AMOUNT OF $3,000,000 Introduced by: Mr. Smiley, Mr. Cartier

I. Consideration of Ordinances

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

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

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

°22-072: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR "UDC"), REGARDING ARTICLE 3 ("USE REGULATIONS"), ARTICLE 4 ("DISTRICT INTENSITY AND BULK STANDARDS"), ARTICLE 6 ("SIGN REGULATIONS"), ARTICLE 8 ("NONCONFORMING SITUATIONS"), ARTICLE 20 ("SUBDIVISION AND LAND DEVELOPMENT DESIGN PRINCIPLES"), ARTICLE 22 ("DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING"), ARTICLE 23 ("LANDSCAPING, TREES, PLANT MAINTENANCE, AND EROSION AND SEDIMENT CONTROL"), ARTICLE 31 ("PROCEDURES AND ADMINISTRATION"), ARTICLE 33 ("DEFINITIONS"), APPENDIX 1 ("APPLICATION AND PLAN REQUIREMENTS"), APPENDIX 2 ("FEES"), AND TO ESTABLISH ARTICLE 18 ("BYWAY PROTECTION"), AND APPENDIX 8 ("BYWAY AREA RESOURCES") REGARDING BYWAY PROTECTION Introduced by: Ms. Durham, Mr. Carter, Ms. Kilpatrick, Mr. Hollins

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

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

J. Time Sensitive Congratulatory/Honorary Resolutions

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: August 23, 2022

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

**Under Title 29, Section 10006A of *Delaware Code*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing ZOOM Webinar. In addition, this meeting is open to the public in Council Chambers (800 N. French Street, Wilmington, DE 19801). The link to join the meeting via computer, smart device, or smart phone is : https://zoom.us/j/377322142 You may also call into the meeting (audio) using the following call in numbers: 1-312-626-6799 or +1-646-558-8656 or +1-346-248-7799 or +1-669-900-9128 or +1-253-215-8782 or +1-301-715-8592. Then enter the Webinar ID: 377 322 142. If you do not have a good connection with one, please try the others. Additional information regarding phone functionality during the meeting is available at: https://support.zoom.us/hc/en-us/articles/360029527911-Live-Training-Webinars
Meeting materials, including a meeting agenda, legislation to be addressed during the meeting, and other materials related to the meeting are electronically accessible at https://www.nccde.org/2351/Agendas-and-Minutes Members of the public joining the meeting may be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to ensure everyone may have an opportunity to comment.

If permitted to comment, you will not be able to speak until called upon by the moderator. For those appearing virtually, there are functions in the program that allow you to do this. Please see the link in the previous paragraph.