NEW CASTLE COUNTY COUNCIL
COUNCIL MEETING

April 23, 2024
6:30 PM

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

AGENDA

A. Call to Order

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

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

°24-060: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE $1,800,000 IN ROOM RENTAL FEES AND $626,115 FROM THE GENERAL FUND HOPE CENTER SUB-FUND TO THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING TO FUND HOPE CENTER OPERATIONS
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-061: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL FY2024 APPROVED OPERATING BUDGET TO THE 2023 NEW CASTLE COUNTY YOUTH EMPLOYMENT GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-062: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE FUNDING FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE 2023 NEW CASTLE COUNTY YOUTH EMPLOYMENT PROGRAM GRANT
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-063: AUTHORIZING THE ISSUANCE OF $1,850,000 IN GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE DEPARTMENT OF PUBLIC SAFETY, POLICE RANGE / EVOC CAPITAL PROJECT
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-064: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: INCREASE BOND AUTHORIZATIONS IN THE AMOUNT OF $1,850,000 TO THE DEPARTMENT OF PUBLIC SAFETY, POLICE RANGE / EVOC CAPITAL PROJECT
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-065 AMEND THE FY2024 APPROVED OPERATING BUDGET: TRANSFER FUNDS FROM THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO THE EQUIPMENT BUDGET LINE ITEM FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF PARKS
Prime Sponsor(s): Ms. George

°24-066: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: APPROPRIATE $67,900 FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT AND $67,900 FROM THE NEW CASTLE COUNTY TECHNOLOGY FEE ACCOUNT WITHIN THE OFFICE OF THE RECORDER OF DEEDS TO THE DEPARTMENT OF ADMINISTRATION, HUMAN RESOURCES SCANNING CAPITAL PROJECT
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

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

E. Reports from Select and Special Committees

F. Consent Calendar

R24-095: CONSENTING TO THE APPOINTMENT OF NEAL D. CANTRELL TO THE NEW CASTLE COUNTY PLANNING BOARD
Prime Sponsor(s): Mr. Carter

R24-096: CONSENTING TO THE APPOINTMENT OF JAMES E. JORDAN, JR. TO THE NEW CASTLE COUNTY AGRICULTURAL LAND PRESERVATION ADVISORY COMMITTEE
Prime Sponsor(s): Ms. Kilpatrick

R24-097:CONSENTING TO THE APPOINTMENT OF SHARON STEELE TO THE NEW CASTLE COUNTY AGRICULTURAL LAND PRESERVATION ADVISORY COMMITTEE
Prime Sponsor(s): Mr. Carter

R24-098:CONSENTING TO THE RE-APPOINTMENT OF RACHEL STUCKER TO THE NEW CASTLE COUNTY HOUSING ADVISORY BOARD
Prime Sponsor(s): Mr. Sheldon

R24-099:CONSENTING TO THE APPOINTMENT OF MICHELE WALES QUINLAN TO THE NEW CASTLE COUNTY AGRICULTURAL LAND PRESERVATION ADVISORY COMMITTEE
Prime Sponsor(s): Ms. Durham

R24-100: RECOGNIZING AND HONORING DONALD SHARPE AS A TRUE PIONEER OF PRESERVATION IN NEW CASTLE COUNTY AND BEYOND
Prime Sponsor(s): Ms. Hartley-Nagle

R24-101: RECOGNIZING NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK APRIL 14 – 20, 2024
Prime Sponsor(s): Mr. Bell
Co-sponsor(s): Ms. Hartley-Nagle, Mr. Hollins

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

R24-102: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 3.1 ("SPONSORSHIP") RELATING TO SPONSORSHIP OF LEGISLATION
Prime Sponsor(s): Mr. Smiley

R23-220: (STATUS: TABLED) PLAN OF LOGISTICENTER AT NEW CASTLE COUNTY; ST. GEORGES HUNDRED; SOUTHWESTERLY CORNER OF ROUTE 301 AND JAMISON CORNER ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES A 1,409,850 SF WAREHOUSE AND A 962,000 SF WAREHOUSE WITH ASSOCIATED SITE IMPROVEMENTS; BP ZONING; APPLICATION NO. 2021-0470; COUNCIL DISTRICT 6
Prime Sponsor(s): Mr. Carter

I. Consideration of Ordinances

°24-044: AMENDING *NEW CASTLE COUNTY CODE* CHAPTER 2 ("ADMINISTRATION") RELATING TO CONTRACTS AND FUNDS
Prime Sponsor(s): Mr. Smiley

°24-045: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE $2,223,018 OF SEWER RATE STABILIZATION RESERVE TO THE DEPARTMENT OF PUBLIC WORKS SEWER FUND COMMUNICATION AND UTILITIES BUDGET LINE ITEM FOR SEWER SERVICE
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-046: (STATUS: TO BE WITHDRAWN) AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE $1,800,000 IN ROOM RENTAL FEES AND $626,115 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT (HOPE CENTER SUB-FUND) TO THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING TO FUND HOPE CENTER OPERATIONS
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-047: AMEND THE GRANTS BUDGET: APPROPRIATE $26,576.00 FROM THE STATE OF DELAWARE, DEPARTMENT OF JUSTICE – SPECIAL LAW ENFORCEMENT ASSISTANCE FUND (SLEAF) TO THE SLEAF FUMING CABINET GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-048: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 22 (“OFFENSES AND MISCELLANEOUS PROVISIONS”), SECTION 22.02.008 (“NOISE CONTROL”) RELATING TO REFUSE
Prime Sponsor(s): Ms. Kilpatrick

°24-049**:** TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 3 (“OFFICERS AND EMPLOYEES”) TO MODIFY CERTAIN FEES CHARGED BY NEW CASTLE COUNTY SHERIFF’S OFFICE
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-050: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) THE ANNUAL REVENUE ORDINANCE OF NEW CASTLE COUNTY FOR FISCAL YEAR 2025 BEGINNING JULY 1, 2024
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-051**:** (STATUS: TO BE TABLED UNTIL MAY 28, 2024) CALCULATION OF SEWER SERVICE CHARGES EFFECTIVE JULY 1, 2024 FOR FISCAL YEAR 2025
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-052: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) 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 2025 CAPITAL BUDGET
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-053: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) THE CAPITAL BUDGET ORDINANCE OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2024
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-054: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) ADOPT THE ANNUAL OPERATING BUDGET OF NEW CASTLE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2024
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-055: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) AMEND THE FY2025 APPROVED OPERATING BUDGET: REALLOCATE $8,000,000 FROM THE REASSESSMENT RESERVE ACCOUNT TO THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT AND APPROPRIATE FUNDING FOR PAY PLAN INCREASES FOR ALL CERTIFIED POLICE CLASSIFICATIONS
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-056: (STATUS: TO BE TABLED UNTIL MAY 28, 2024) AMEND THE PAY PLANS AND RATES OF PAY FOR ALL CERTIFIED POLICE CLASSIFICATIONS
Prime Sponsor(s): Ms. Hartley-Nagle

SUBSTITUTE NO. 4 TO °23-122: (STATUS: TABLED) AMENDING NEW CASTLE COUNTY CODE CHAPTER 40 (THE “UNIFIED DEVELOPMENT CODE”), ARTICLE 22 (“DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING”) AND ARTICLE 33 (“DEFINITIONS”) RELATING TO LIGHT POLLUTION IN NEW CASTLE COUNTY
Prime Sponsor(s): Ms. Durham, Ms. George

J. Time Sensitive Congratulatory/Honorary Resolutions

R24-103: RECOGNIZING AND CELEBRATING THE LIFE AND LEGACY OF SENATOR ROBERT I. MARSHALL
Prime Sponsor(s): Ms. Hartley-Nagle

R24-104: CONGRATULATING AND COMMENDING TRACY SURLES ON HER RETIREMENT AFTER 25 YEARS AS AN EMPLOYEE OF NEW CASTLE COUNTY
Prime Sponsor(s): Mr. Carter, Mr. Sheldon

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

R24-105: CELEBRATING THE RETIREMENT OF LINDA MURPHY AS EXECUTIVE DIRECTOR OF SELLERS SENIOR CENTER
Prime Sponsor(s): Mr. Cartier

R24-106: RECOGNIZING AND CELEBRATING THE LIFE AND LEGACY OF THELMA MARCH RAPPOLD
Prime Sponsor(s): Ms. Hartley-Nagle
Co-sponsor(s): Mr. Bell, Mr. Carter, Mr. Cartier, Ms. Durham, Ms. George, Mr. Hollins, Ms. Kilpatrick, Mr. Sheldon, Mr. Smiley, Mr. Street, Mr. Tackett, Mr. Toole

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: April 16, 2024

*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.