NEW CASTLE COUNTY COUNCIL
COUNCIL MEETING

May 14, 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

°24-068: AMEND THE GRANTS BUDGET: APPROPRIATE ADDITIONAL FEDERAL FUNDS OF $57,101.12 AND ANTICIPATED FEDERAL FUNDS OF $180,000.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE EMERGENCY HOUSING CHOICE VOUCHERS GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-069: AMEND THE GRANTS BUDGET: APPROPRIATE $94,727.00 IN FUNDING FROM THE STATE OF DELAWARE, DEPARTMENT OF LABOR WITH FUNDS PROVIDED BY THE DELAWARE WORKFORCE INVESTMENT BOARD TO THE 2024/2025 STATE YEAR ROUND YOUTH EMPLOYMENT GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-070: AMEND THE GRANTS BUDGET: APPROPRIATE $119,303.00 IN FUNDING FROM THE STATE OF DELAWARE, DEPARTMENT OF LABOR – DIVISION OF EMPLOYMENT AND TRAINING TO THE 2024 STATE SUMMER YOUTH EMPLOYMENT – SUBURBAN NEW CASTLE COUNTY GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-071: AMEND THE GRANTS BUDGET: APPROPRIATE $107,977.00 FROM THE STATE OF DELAWARE, DEPARTMENT OF LABOR – DIVISION OF EMPLOYMENT AND TRAINING, TO THE 2024 STATE SUMMER YOUTH EMPLOYMENT – CITY OF WILMINGTON GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-072: AMEND THE GRANTS BUDGET: APPROPRIATE $50,000.00 FROM THE STATE OF DELAWARE, DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO THE DWIAC SEWER PLANNING GRANT FOR THE DEPARTMENT OF PUBLIC WORKS
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-073: AMEND THE GRANTS BUDGET: APPROPRIATE THE MONETARY VALUE OF 400 DONATED LAPTOPS $458,000 TO THE LOCAL LAW ENFORCEMENT (LLE) 400 LAPTOP COMPUTERS 2024 GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-074: AMEND THE GRANTS BUDGET: REALIGN $555,850.04 IN FEDERAL FUNDS WITHIN THE BEHAVIORAL HEALTH UNIT EXPANSION GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-075: AMEND THE GRANTS BUDGET: REALIGN $353,829 IN FEDERAL FUNDS WITHIN THE CONNECT AND PROTECT 911 JMHCP GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE
Prime Sponsor(s): Mr. Bell, Ms. Hartley-Nagle

°24-076: AMEND THE FY2024 APPROVED OPERATING BUDGET: REALIGN $142,000 FROM SEWER FUND DEBT SERVICE TO THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF PLANT OPERATIONS COMMUNICATIONS AND UTILITIES BUDGET LINE ITEM TO FUND PUMP STATION ELECTRIC SERVICE
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-077: TO PROVIDE FOR THE INSTALLATION OF DARK SKIES COMPLIANT HOLOPHANE ARE3 ARLINGTON POSTTOP STREET LIGHTS WITH LIGHT EMITTING DIODE (LED) BULBS AND THE OPTIONAL WADSWORTH 12' POLE IN THE DELAWARE NATIONAL SUBDIVISION LOCATED IN THE CHRISTIANA HUNDRED AND FOR A LIGHT TAX BASED ON THE COST OF STREET LIGHTS
Prime Sponsor(s): Ms. Durham

°24-078: TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT CONTAINING AN EVERGREEN PROVISION IN ORDER TO PROVIDE DOOR LOCK SERVICES TO THE NEW CASTLE COUNTY HOPE CENTER
Prime Sponsor(s): Mr. Hollins, Mr. Street

°24-079: AUTHORIZING THE ISSUANCE OF UP TO $33,000,000 IN a GENERAL OBLIGATION BOND THROUGH THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND FOR THE DEPARTMENT OF PUBLIC WORKS, CHRISTINA RIVER FORCE MAIN REHABILITATION PROJECT
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-080: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: TRANSFER AUTHORIZATIONS FROM THE SOUTHERN SEWER SERVICE AREA CAPITAL PROJECT AND RICHARDSON PARK PUMP STATION UPGRADE CAPITAL PROJECT TO THE CHRISTINA RIVER FORCE MAIN REHABILITATION CAPITAL PROJECT AND DEAUTHORIZE FUNDING FROM THE RICHARDSON PARK PUMP STATION UPGRADE
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-081: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE $127,000 FROM THE CROSSING GUARD RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CROSSING GUARDS SALARIES AND WAGES AND BENEFITS BUDGET LINE ITEMS
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-082: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 22 ("OFFENSES AND MISCELLANEOUS PROVISIONS"), SECTION 22.02.008 ("NOISE CONTROL") RELATING TO DOG AND ANIMAL NOISES
Prime Sponsor(s): Mr. Smiley, Mr. Carter

E. Reports from Select and Special Committees

F. Consent Calendar

R24-107: CELEBRATING AND HONORING THE LIFE OF PETER W. MURRAY AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS
Prime Sponsor(s): Mr. Cartier

R24-108: RECOGNIZING AND CELEBRATING THE LIFE OF SANDRA "SANDI" MAY CARTER
Prime Sponsor(s): Ms. Kilpatrick, Mr. Bell, Mr. Cartier, Ms. Durham, Ms. George, Ms. Hartley-Nagle, Mr. Hollins, Mr. Sheldon, Mr. Smiley, Mr. Street, Mr. Tackett, Mr. Toole

R24-109: REAPPOINTING DELORES MCLAMB TO THE NEW CASTLE COUNTY DIVERSITY COMMISSION
Prime Sponsor(s): Mr. Smiley
Co-sponsor(s): Mr. Shelon

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

R24-110: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A FINANCING AGREEMENT WITH THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND, ACTING BY AND THROUGH THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, IN AN AMOUNT NOT TO EXCEED $33,000,000 TO FUND THE INSTALLATION OF APPROXIMATELY (A) 2,000 LINEAR FEET ("LF") OF NEW 84-INCH FORCE MAIN PIPING TO SERVE AS PERMANENT BYPASS PIPING AROUND THE HEALD STREET BRIDGE, (B) 5,700 LF OF 84-INCH FORCE MAIN PIPING TO SERVE AS PERMANENT BYPASS PIPING AROUND THE MARKET STREET BRIDGE AND (C) 2,000 LF OF A NEW 36-INCH FORCE MAIN EXTENDING FROM THE MARKET STREET PUMP STATION, ALL PART OF THE CHRISTINA RIVER FORCE MAIN REHABILITATION PROJECT; PROVIDING FOR THE PURCHASE OF THE BOND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

R24-111: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 8.1.9 ("VIRTUAL PARTICIPATION BY ELECTRONIC MEANS") RELATING TO ATTENDANCE AT COUNCIL MEETINGS
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

°24-060: 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

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

R24-112: RECOGNIZING AND HONORING THE LIFE, WORK, AND CONTRIBUTIONS OF CHARLES LAX
Prime Sponsor(s): Ms. Durham
Co-sponsor(s): Mr. Bell, Mr. Carter, Mr. Cartier, Ms. George, Ms. Hartley-Nagle, Mr. Hollins, Ms. Kilpatrick, Mr. Tackett, Mr. Toole

R24-113: OBSERVING MENTAL HEALTH AWARENESS MONTH
Prime Sponsor(s): Mr. Toole
Co-sponsor(s): Ms. George

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: May 7, 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.