NEW CASTLE COUNTY COUNCIL
COUNCIL MEETING

July 9, 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

°24-118: AMEND THE FY2025 CAPITAL PROGRAM AND BUDGET: APPROPRIATE $5,000,000 IN FUNDING FROM THE REASSESSMENT RESERVE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, REASSESSMENT 2024 CAPITAL PROJECT
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-119: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM THE NEW CASTLE COUNTY COUNCIL FY2025 APPROVED OPERATING BUDGET TO THE SENIOR HOME REPAIR PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES
Prime Sponsor(s): Mr. Smiley

°24-120: AMEND THE FY2025 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR NEW CASTLE COUNTY OPERATING PROGRAMS AND GRANTS
Prime Sponsor(s): Mr. Smiley

°24-121: AMEND THE FY2024 APPROVED OPERATING BUDGET: REALIGN $375,000 WITHIN THE SEWER FUND IN ORDER TO PROVIDE FUNDING FOR SALARIES AND WAGES
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-122: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE STATE OF DELAWARE FUNDING RECEIVED FOR THE NEW CASTLE COUNTY POLICE EMPLOYEE'S RETIREMENT SYSTEM TO THE DEPARTMENT OF PUBLIC SAFETY

EMPLOYEE BENEFITS BUDGETARY LINE ITEM
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°24-123: TO AMEND NEW CASTLE COUNTY CODE, CHAPTER 38 (“UTILITIES”) REGARDING ARTICLE 2 (“SEWERS AND SEWAGE DISPOSAL”) AND ARTICLE 3 (“PROHIBITIONS, ENFORCEMENT, AND PENALTIES”)
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

E. Reports from Select and Special Committees

F. Consent Calendar

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

R24-150: AUTHORIZING THE FILING OF AN APPLICATION FOR FEDERAL ASSISTANCE WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND THE CRANSTON-GONZALEZ NATIONAL AFFORDABLE HOUSING ACT, AS AMENDED
Prime Sponsor(s): Mr. Hollins, Mr. Street

R24-151: PLAN OF COUNTRY CREEK – PHASE 3; WHITE CLAY CREEK HUNDRED; EAST SIDE OF CREEKSIDE DRIVE, 550 FEET SOUTH OF HUNTING RIDGE ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO SUBDIVIDE TAX PARCEL 09-041.10-301 AND DEVELOP 28 SINGLE FAMILY DETACHED UNITS; NC6.5 ZONING; APPLICATION NO. 2022-0216-S; COUNCIL DISTRICT 11
Prime Sponsor(s): Mr. Tackett

R24-152: PLAN OF MONARCH; ST. GEORGES HUNDRED; SOUTH SIDE OF LOREWOOD GROVE ROAD, EAST AND WEST SIDES OF RATLEDGE ROAD, WEST OF ROUTE 301; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO SUBDIVIDE THE PROPERTY INTO 674 SINGLE FAMILY LOTS; S ZONING; APPLICATION NO. 2020-0644; COUNCIL DISTRICT 6
Prime Sponsor(s): Mr. Carter

R24-153: PLAN OF 2805 PULASKI HIGHWAY; PENCADER HUNDRED; NORTH SIDE OF PULASKI HIGHWAY, 885 FEET EAST OF PLEASANT VALLEY ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO COMBINE TAX PARCELS 11-026.00-002 AND 003 INTO ONE PARCEL TO CONSTRUCT 89,400 SQUARE FEET OF SELF-STORAGE WAREHOUSE, EXTERIOR STORAGE AREA FOR VEHICLES AND ASSOCIATED IMPROVEMENTS; APPLICATION NO. 2021-0004-S/Z; COUNCIL DISTRICT 5
Prime Sponsor(s): Ms. George

R24-145: (STATUS: TABLED) PLAN OF VISTA AT RED LION – SECTION 1; NEW CASTLE HUNDRED; NORTH SIDE OF OLD PORTER ROAD, 2000 FEET WEST OF RED LION ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO SUBDIVIDE TAX PARCEL

NO. 10-052.00-011 INTO 240 TOWNHOUSE UNITS UTILIZING THE SINGLE FAMILY ATTACHED OPTION; ST ZONING; APPLICATION NO. 2008-0002; COUNCIL DISTRICT 12
Prime Sponsor(s): Mr. Bell, Ms. Kilpatrick

R24-146: (STATUS: TABLED) PLAN OF VISTA AT RED LION – SECTION 2; NEW CASTLE HUNDRED; SOUTH SIDE OF OLD PORTER ROAD, 2700 FEET WEST OF RED LION ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO SUBDIVIDE TAX PARCEL NO. 10-052.00-011 AND TAX PARCEL NO. 10-052.00-018 INTO 279 AGE-RESTRICTED LOTS WITH A 4,800 SQUARE FOOT CLUBHOUSE UTILIZING THE SINGLE FAMILY DETACHED OPTION; ST ZONING; APPLICATION NO. 2008-0003; COUNCIL DISTRICT 12
Prime Sponsor(s): Mr. Bell, Ms. Kilpatrick

R24-149: (STATUS: TABLED) TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE 8.1.9 REGARDING VIRTUAL PARTICIPATION OF COUNCIL MEMBERS DURING COUNCIL MEETINGS
Prime Sponsor(s): Mr. Carter
Co-sponsor(s): Mr. Cartier, Ms. Durham, Mr. Smiley

I. Consideration of Ordinances

°24-113: AMENDING CHAPTER 14 (“FINANCE AND TAXATION”), ARTICLE 1 (“IN GENERAL”) RELATING TO CERTAIN RESERVE ACCOUNTS AND VOTING REQUIREMENTS RELATED THERETO
Prime Sponsor(s): Mr. Smiley, Mr. Hollins

°24-114: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: APPROPRIATE $1,393,900.65 IN FUNDING FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF PUBLIC WORKS, WATER QUALITY IMPROVEMENT PLAN CAPITAL PROJECT
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°24-115: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 34 (“TRAFFIC AND VEHICLES”), BY ADDING ARTICLE 4 (“TRUCK MONITORING SYSTEM”) TO ASSIST IN ENFORCEMENT OF TITLE 21 § 4505 OF THE DELAWARE CODE
Prime Sponsor(s): Mr. Street

°24-008: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), ARTICLE 14 (“IMPACT FEES”) REGARDING ADJUSTMENTS TO IMPACT FEES
Prime Sponsor(s): Ms. Durham, Mr. Carter, Mr. Toole
Co-sponsor(s): Mr. Cartier, Mr. Smiley Introduced by: Ms. Durham

J. Time Sensitive Congratulatory/Honorary Resolutions

R24-154: HONORING THE LIFE AND LEGACY OF JOSEPH “JEY” BRYANT, III
Prime Sponsor(s): Mr. Street, Ms. Kilpatrick
Co-sponsor(s): Mr. Bell, Mr. Hollins, Mr. Smiley, Mr. Tackett, Ms. George

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: July 2, 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.