

NEW CASTLE COUNTY COUNCIL

September 14, 2021

6:30 p.m.

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**

[°21-105](#): AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$75,000 FROM THE NEW CASTLE COUNTY TECHNOLOGY FEE ACCOUNT WITHIN THE OFFICE OF THE RECORDER OF DEEDS AND \$100,000 FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, HUMAN RESOURCES SCANNING CAPITAL PROJECT. Introduced by: Mr. Smiley, Mr. Cartier

[°21-106](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$28,350.05 IN PROGRAM INCOME TO THE SENIOR HOME REPAIR PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING. Introduced by: Mr. Hollins, Ms. Diller

[°21-107](#): AMEND THE FY2022 APPROVED SEWER FUND OPERATING BUDGET: APPROPRIATE \$2,460,000 OF SEWER RATE STABILIZATION RESERVE TO THE DEPARTMENT OF PUBLIC WORKS, SEWER FUND DIVISION OF ENVIRONMENTAL COMPLIANCE CONTRACTUAL SERVICES BUDGET LINE ITEM TO FUND LEGAL FEES. Introduced by: Mr. Sheldon, Mr. Woods

E. Reports from Select and Special Committees

F. Consent Calendar
--None

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

[R21-159](#): AUTHORIZING THE REALIGNMENT OF \$15,000,000 WITHIN THE GRANTS BUDGET, CORONAVIRUS RELIEF FUND GRANT FROM GRANTS/FIXED CHARGES TO SALARIES/WAGES AND EMPLOYEE BENEFITS FOR EMPLOYEES SUBSTANTIALLY DEDICATED TO MITIGATING OR RESPONDING TO THE COVID-19 PUBLIC HEALTH EMERGENCY. Introduced by: Mr. Smiley, Mr. Cartier

[R21-160](#): URGING THE NEW CASTLE COUNTY ADMINISTRATION TO INCLUDE AN IMPACT FEE FOR OPEN SPACE/LAND PRESERVATION IN ITS UPCOMING 2021 IMPACT FEE STUDY OR TO OTHERWISE CREATE A REVENUE STREAM FOR THE PRESERVATION OF OPEN SPACE AND AGRICULTURAL LAND IN NEW CASTLE COUNTY. Introduced by: Ms. Kilpatrick, Mr. Sheldon

[R21-161](#): PLAN OF HARMONY AT HOCKESSIN SENIOR LIVING – LANCASTER PIKE; MILL CREEK HUNDRED; NORTHWESTERLY SIDE OF LANCASTER PIKE AND VALLEY ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO CONSTRUCT A 189,900 SQUARE FOOT SENIOR LIVING FACILITY WITH ASSOCIATED SITE IMPROVEMENTS; S ZONING; [APPLICATION NO. 2020-0159-S](#); COUNCIL DISTRICT 3. Introduced by: Ms. Kilpatrick

- Supporting Documents:
 - [Land Use Memorandum](#)
 - [Plan of Harmony at Hockessin Senior Living](#)

I. Consideration of Ordinances

[°21-095](#): AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE MANAGERS AND ADMINISTRATORS AND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE PROFESSIONAL EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME, AFFILIATE LOCAL 3109. Introduced by: Ms. Hartley-Nagle

[°21-096](#): AMEND THE FY2022 CAPITAL PROGRAM AND BUDGET: INCREASE BOND AUTHORIZATIONS \$1,200,000 AND AUTHORIZATIONS FROM THE STATE OF DELAWARE \$3,250,000 TO THE DEPARTMENT OF PUBLIC SAFETY, POLICE RANGE CAPITAL PROJECT. Introduced by: Mr. Bell, Ms. Hartley-Nagle

[°21-097](#): AUTHORIZING THE ISSUANCE OF \$1,200,000 IN GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE DEPARTMENT OF PUBLIC SAFETY, POLICE RANGE CAPITAL PROJECT. Introduced by: Mr. Bell, Ms. Hartley-Nagle

[°21-098](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$50,000 IN FUNDING FROM THE STATE OF DELAWARE DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE FY2022 COLD CASE DNA GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE. Introduced by: Mr. Bell, Ms. Hartley-Nagle

[°21-099](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$150,000 FROM THE STATE OF DELAWARE FY2022 OPERATING BUDGET TO THE FY2022 POLICE BEHAVIORAL HEALTH GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE. Introduced by: Mr. Bell, Ms. Hartley-Nagle

[°21-100](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$5,688 IN ADDITIONAL STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2022 TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES. Introduced by: Mr. Hollins, Ms. Diller

[°21-101](#): AMEND THE FY2022 APPROVED OPERATING BUDGET: APPROPRIATE \$15,423 IN FUNDING RECEIVED FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT TO THE RECORDER OF DEEDS EQUIPMENT BUDGET LINE ITEM TO PURCHASE A NEW PLOT/PRINTER SCANNER. Introduced by: Mr. Smiley, Mr. Cartier

[°21-102](#): AMEND THE FY2022 APPROVED OPERATING BUDGET: APPROPRIATE \$20,000 IN FUNDING RECEIVED FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT TO THE RECORDER OF DEEDS EQUIPMENT BUDGET LINE ITEM FOR THE PURCHASE OF "ALERT ME" SOFTWARE. Introduced by: Mr. Smiley, Mr. Cartier

[°21-103](#): TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 ("ADMINISTRATION"), ARTICLE 5 ("DEPARTMENTS AND OFFICES") RELATING TO THE PROVISION OF FREE FEMININE PRODUCTS. Introduced by: Ms. Hartley-Nagle

[°21-104](#): TO AUTHORIZE THE ABATEMENT OF NEW CASTLE COUNTY REAL PROPERTY TAXES AND PENALTIES AND INTEREST ON THE PROPERTY OF THE HOCKESSIN HISTORICAL SOCIETY, LOCATED ON THE PROPERTY AT 1041 VALLEY ROAD, HOCKESSIN, [TAX PARCEL NUMBER 0800700044](#). Introduced by: Ms. Kilpatrick, Mr. Smiley

[°21-091](#): (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 4 ("ANIMALS"), ARTICLE 2 ("ANIMAL CONTROL"), SECTION 4.02.001. ("LICENSES; RESTRAINT; IMPOUNDMENT; DESTRUCTION; NUISANCES; ENFORCEMENT GENERALLY") AND SECTION 4.02.002. ("ENFORCEMENT OF SECTION 4.02.001"), AND *NEW CASTLE COUNTY CODE* CHAPTER 22 ("OFFENSES AND MISCELLANEOUS PROVISIONS"), ARTICLE 2 ("OFFENSES GENERALLY"), SECTION 22.02.008. ("NOISE CONTROL") RELATING TO DOGS AND OTHER ANIMALS. Introduced by: Mr. Smiley, Mr. Carter

[SUBSTITUTE NO. 1 TO °21-094](#): (STATUS: TABLED) TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 6 ("BUILDING CODE"), ARTICLE 3 ("ADMINISTRATION"), SECTION 6.03.013 ("SUBMITTAL DOCUMENTS"), ARTICLE 4 ("THE BUILDING CODE"), SECTION 6.04.002. ("AMENDMENTS TO THE INTERNATIONAL BUILDING CODE"), AND ARTICLE 5 ("THE RESIDENTIAL CODE"), SECTION 6.05.002. ("AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE") RELATING TO CERTAIN NEW RESIDENTIAL CONSTRUCTION, ELECTRIC VEHICLES, AND CHARGING INFRASTRUCTURE. Introduced by: Ms. Durham, Mr. Carter, Mr. Cartier, Mr. Tackett, Ms. Hartley-Nagle

- J. Time Sensitive Congratulatory/Honorary Resolutions
- K. Introduction/Consideration of Emergency Ordinances
- L. Public Comment/Other
- M. Motion to Adjourn

AGENDA POSTED: September 7, 2021

*The agenda is 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 **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://nccde.org/AgendaCenter/County-Council-1>

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.