

NEW CASTLE COUNTY COUNCIL
May 11, 2021
6:30 p.m.
VIRTUAL ZOOM WEBINAR MEETING**

AGENDA

- A. Call to Order**
Moment of Silence
Pledge of Allegiance
Roll Call

- B. Approval of Minutes**

- C. Announcements**

- D. Introduction of Ordinances**
--None

- E. Reports from Select and Special Committees**

- F. Consent Calendar**

[R21-081](#): CELEBRATING NATIONAL NURSES WEEK 2021. Introduced by: Mr. Smiley, Ms. Kilpatrick, Mr. Bell, Mr. Carter, Mr. Cartier, Ms. Diller, Ms. Durham, Ms. Hartley-Nagle, Mr. Hollins, Mr. Sheldon, Mr. Street, Mr. Tackett, Mr. Woods

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**

[R21-082](#): APPROVING INVESTMENT LISTING CHANGES TO THE DEFERRED COMPENSATION PLAN PURSUANT TO *NEW CASTLE COUNTY CODE* SECTION 26.03.206. Introduced by: Mr. Smiley

[R21-083](#): 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. Introduced by: Mr. Hollins, Ms. Diller

[R21-084](#): AUTHORIZING THE COUNTY EXECUTIVE TO SIGN THE CORRECTED COLLECTIVE BARGAINING AGREEMENT WITH THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (“AFSCME”), AFFILIATE LOCAL 459. Introduced by: Ms. Hartley-Nagle

I. Consideration of Ordinances

[°21-051](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$194,102 OF FEDERAL FUNDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE VICTIMS OF CRIME ACT (VOCA) VICTIM ASSISTANCE PROGRAM THROUGH THE DELAWARE CRIMINAL JUSTICE COUNCIL (CJC) TO THE CRIMINAL JUSTICE COUNCIL NEW CASTLE COUNTY POLICE DEPARTMENT EXPANSION OF VICTIM SERVICES – FIFTH YEAR GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Mr. Bell, Ms. Hartley-Nagle

[°21-052](#): AMEND THE FY2021 APPROVED OPERATING BUDGET: APPROPRIATE \$7,240 IN FUNDING RECEIVED FROM THE NEW CASTLE COUNTY TECHNOLOGY FEE ACCOUNT WITHIN THE OFFICE OF THE RECORDER OF DEEDS TO THE DEPARTMENT OF COMMUNITY SERVICES, COMMUNITY RESOURCES DIVISION EQUIPMENT BUDGET LINE ITEM. Introduced by: Mr. Hollins, Ms. Diller

[°21-053](#): AMEND THE GRANTS BUDGET: APPROPRIATE \$2,421,287 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND \$425,000 IN ESTIMATED PROGRAM INCOME TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FY2022, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller

[°21-054](#): AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE FEDERAL FUNDS OF \$207,012 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO THE EMERGENCY SOLUTIONS GRANT FY2022, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller

[°21-055](#): AMEND THE GRANTS BUDGET: FOR FY2021, APPROPRIATE FEDERAL FUNDS OF \$1,013,204 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND ESTIMATED PROGRAM INCOME OF \$100,000 TO THE FY2022 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller

[°21-056](#): AMEND THE GRANTS BUDGET: FOR FY2022, APPROPRIATE ANTICIPATED \$2,247,190 FROM THE DEPARTMENT OF STATE, DELAWARE DIVISION OF LIBRARIES TO: (A) LIBRARY ADMINISTRATION \$2,017,943; (B) APPOQUINIMINK LIBRARY \$12,809; (C) BEAR LIBRARY \$30,318; (D) CLAYMONT LIBRARY \$12,707; (E) BRANDYWINE HUNDRED LIBRARY \$72,670; (F) ELSMERE LIBRARY \$12,706; (G) HOCKESSIN LIBRARY \$15,448; (H) KIRKWOOD LIBRARY \$19,150; (I) NEWARK LIBRARY \$26,727; (J) ROUTE 9 LIBRARY \$10,300; AND (K) WOODLAWN LIBRARY \$16,412 WHICH ARE ALL ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller

°21-057: AMEND THE GRANTS BUDGET: APPROPRIATE NEW CASTLE COUNTY FUNDING OF \$64,800 FROM THE DEPARTMENT OF COMMUNITY SERVICES FY2021 APPROVED OPERATING BUDGET TO THE SUMMER RECREATION CAMPS GRANT. Introduced by: Mr. Hollins, Ms. Diller

°21-058: AMEND THE ANNUAL OPERATING BUDGET: APPROPRIATE \$64,800 FROM THE CONTRACTUAL SERVICES BUDGET LINE ITEM OF THE DEPARTMENT OF COMMUNITY SERVICES TO THE SUMMER RECREATION CAMPS GRANT. Introduced by: Mr. Hollins, Ms. Diller

°21-059: AMEND THE FY2021 APPROVED SEWER FUND OPERATING BUDGET: APPROPRIATE \$198,000 OF SEWER RATE STABILIZATION RESERVE TO THE DEPARTMENT OF PUBLIC WORKS SEWER FUND CONTRACTUAL SERVICES BUDGET LINE ITEM TO FUND OVERSIGHT COSTS IN CONNECTION WITH THE ARMY CREEK LANDFILL SITE. Introduced by: Mr. Sheldon, Mr. Woods

°21-060: APPROPRIATE \$190,000 FROM THE GARSTIN TRUST PORTFOLIO TO THE GARSTIN TRUST FUND IN ORDER TO FUND PARK MAINTENANCE FOR FISCAL YEAR 2022, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS. Introduced by: Mr. Sheldon, Mr. Woods

°21-061: AMEND THE FY2021 APPROVED OPERATING BUDGET: INCREASE THE FY2021 APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION, OFFICE OF FINANCE, BY \$80,000 TO FUND THE STREET LIGHT PROGRAM. Introduced by: Mr. Smiley, Mr. Cartier

°21-062: AMEND THE FY2021 APPROVED OPERATING BUDGET: REALIGN BUDGETARY FUNDING OF \$300,000 WITHIN THE DEPARTMENT OF ADMINISTRATION TO FUND ATTORNEY FEES. Introduced by: Mr. Smiley, Mr. Cartier

°21-063: TO AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE PROFESSIONAL EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), AFL-CIO, AFFILIATE LOCAL 3109, TO REVISE THE POSITION TITLE OF GEOGRAPHIC INFORMATION SYSTEMS COORDINATOR TO GEOGRAPHIC INFORMATION SYSTEMS MANAGER AND TO ADOPT THE REVISED CLASS SPECIFICATION. Introduced by: Ms. Hartley-Nagle

°21-064: AMEND THE PAY PLAN AND RATES OF PAY FOR EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME (AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES), AFL-CIO, AFFILIATE LOCAL 3911 AND APPROVE THE CLASS SPECIFICATIONS FOR SENIOR ASSISTANT PLATOON LEADER – FIRE/MEDICAL AND SENIOR ASSISTANT PLATOON LEADER - POLICE. Introduced by: Ms. Hartley-Nagle

°21-066: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS AND OFFICES”), SECTION 2.05.306 (“OPEN SPACE ADVISORY COMMITTEE”) RELATING TO MEMBERSHIP OF THE OPEN SPACE ADVISORY COMMITTEE. Introduced by: Ms. Durham, Mr. Carter

SUBSTITUTE NO. 1 TO °20-112: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), ARTICLE 15 (“HISTORIC RESOURCES”) RELATING TO HISTORIC ZONING OF ELIGIBLE NEW CASTLE COUNTY PROPERTIES. Introduced by: Ms. Durham

- Supporting Documents: [Land Use & Planning Board Recommendation](#)

°21-006: REVISE ZONING MAP: CHRISTIANA HUNDRED, SOUTHERN CORNER OF BARLEY MILL ROAD AND KENNETT PIKE INTERSECTION; 3510 KENNETT PIKE, TAX PARCELS [07-030.10-007](#) & [07-030.10-070](#), 2.88 ACRES FROM S (SUBURBAN) TO S (SUBURBAN) AND H (HISTORIC OVERLAY ZONE) (The property owner is requesting the H (Historic Overlay Zone) for the subject parcels. [2020-0617 R/Z](#)). Introduced by: Ms. Durham

- Supporting Documents: [Land Use & Planning Board Recommendation](#)

°21-007: REVISE ZONING MAP: ST. GEORGES HUNDRED, EAST SIDE OF ROUTE 301, APPROX. 4,600 FEET SOUTH OF BOYDS CORNER ROAD; 1405 CEDAR LANE ROAD, 5.81 ACRES OF TAX PARCEL NO. [13-012.00-045](#) FROM S (SUBURBAN) TO S (SUBURBAN) AND H (HISTORIC OVERLAY ZONE) (The property owner is requesting the H (Historic Overlay Zone) for the subject parcel. [2020-0210-S/Z](#)). Introduced by: Mr. Bell

- Supporting Documents: [Land Use & Planning Board Recommendation](#)

J. Time Sensitive Congratulatory/Honorary Resolutions

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: May 4, 2021

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C. Section 10004(e)(2)*.

In accordance with Governor Carney's recently issued *Proclamation*, coupled with the Governor's *Declaration of a State of Emergency*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing **zoom Webinar. 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 utilizing the link or the call-in number will be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to ensure everyone has an opportunity to comment. You will not be able to speak until called upon by the moderator. There are functions in the program that allow you to do this. Please see the link in the previous paragraph.