

**NEW CASTLE COUNTY COUNCIL**  
**July 13, 2021**  
**6:30 p.m.**  
**VIRTUAL ZOOM WEBINAR MEETING\*\***  
**AND CITY/COUNTY CHAMBERS**  
**800 N. FRENCH STREET, WILMINGTON, DE 19801**

**REVISED AGENDA II**

**A.**

**B.     Approval of Minutes**

**C.     Announcements**

**D.     Introduction of Ordinances**

°21-084: REVISE PREVIOUSLY APPROVED EXPLORATORY MINOR LAND DEVELOPMENT PLAN WITH REZONING FOR SCARFO, DOMINIC M.; PENCADER HUNDRED; NORTH SIDE OF PULASKI HIGHWAY, 885 FEET EAST OF PLEASANT VALLEY ROAD; TAX PARCEL NO. 11-026.00-002 & 11-026.00-003 (2787 PULASKI HIGHWAY) (The revised plan for 2787 Pulaski Highway proposes to revise the previously approved design of the exploratory minor land development plan by combining Tax Parcel No.11-026.00-002 and Tax Parcel No. 11-026.00-003 to allow for the development of 89,400 square feet of mini warehouse/self-storage Gross Floor Area. This new plan will supersede the previously approved exploratory minor land development plan and rezoning. Section 40.31.113 of the *New Castle County Code* requires that the submitted record plan be in general conformance with the development on the approved exploratory plan that was relied upon by County Council when it granted the rezoning. County Council adopted Ordinance 03-022 in June 2003. CR (Commercial Regional) zoning district. App. 2021-0004-S/Z.)  
Introduced by: Mr. Tackett

°21-085: AMEND THE GRANTS BUDGET: APPROPRIATE \$72,461.96 IN ACTUAL PROGRAM INCOME TO THE INNOVATIVE DEVELOPMENT EMPOWERMENT AREA (IDEA) HOMEBUYER/HOMEOWNER REHAB GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING. Introduced by: Mr. Hollins, Ms. Diller

°21-086: AMEND THE GRANTS BUDGET: APPROPRIATE AN ADDITIONAL \$35,681 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FY2022, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING. Introduced by: Mr. Hollins, Ms. Diller

°21-087: AMEND THE FY2022 CAPITAL BUDGET: APPROPRIATE \$50,000 FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, RECORDER OF DEEDS HOA PORTAL CAPITAL PROJECT.  
Introduced by: Mr. Smiley, Mr. Cartier

°21-088: AMEND THE FY2022 CAPITAL BUDGET: APPROPRIATE \$50,000 FROM THE REGISTER OF WILLS TECHNOLOGY FEE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, REGISTER OF WILLS SYSTEM CAPITAL PROJECT. Introduced by: Mr. Smiley, Mr. Cartier

°21-089: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 26 (“HUMAN RESOURCES”), ARTICLE 1 (“IN GENERAL”), SECTION 26.01.003. (“RESERVED”) REGARDING RESIDENCY REQUIREMENTS FOR CERTAIN COUNTY EMPLOYEES. Introduced by: Mr. Carter, Ms. Durham

**E. Reports from Select and Special Committees**

**F. Consent Calendar**

R21-120: IN MEMORY OF THE LIFE OF JAMES P. “JIM” YOUNG AND IN HONOR OF HIS SERVICE TO NEW CASTLE COUNTY AND EXPRESSING CONDOLENCES TO HIS FRIENDS AND FAMILY. Introduced by: Mr. Carter, Mr. Bell

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**

R21-121: AMEND THE FY2022 CAPITAL PROGRAM: INCREASE APPROPRIATIONS AND BOND AUTHORIZATIONS \$1,119,395 AND APPROPRIATE \$651,455 IN FUNDING FROM THE STATE OF DELAWARE DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES, APPOQUINIMINK LIBRARY CAPITAL PROJECT. Introduced by: Mr. Hollins, Ms. Diller

R21-122: APPROVING REVISED CLASS SPECIFICATION FOR ACCOUNTANT III PURSUANT TO *NEW CASTLE COUNTY CODE* SECTION 26.03.105(F). Introduced by: Mr. Smiley, Mr. Cartier

R21-123: DECLARING 16.34± ACRES LOCATED IN NEW CASTLE COUNTY, DELAWARE AT 1 PENNS WAY, TAX PARCEL NO. 10-013.00-023 AND ASSOCIATED WITH THE NEW CASTLE COUNTY AIRPORT SURPLUS LAND AND APPROVING THE AGREEMENT OF SALE AND OTHER DOCUMENTS NECESSARY TO TRANSFER SAID LAND TO CITIBANK, N.A. FOR \$10,000,000.00, WITH THE PROCEEDS TO BE REINVESTED IN THE AIRPORT. Introduced by: Mr. Smiley

R21-124: PLAN OF GRAYS LANDING; RED LION HUNDRED; TERMINUS OF MCCOY ROAD, 2100' SOUTH OF ELIZABETH LANE; SUBDIVISION PLAN THAT SUBDIVIDES THE PROPERTY INTO FORTY (40) SINGLE FAMILY DWELLING UNITS; S ZONING; APPLICATION NO. 2017-0540-S; COUNCIL DISTRICT 12. Introduced by: Mr. Bell

R21-125: PLAN OF HARMONY AT GLASGOW SENIOR LIVING FACILITY; PENCADER HUNDRED; SOUTH SIDE OF OLD COUNTY ROAD, 1700' WEST OF GLASGOW AVENUE; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES A 187,651 SF SENIOR LIVING FACILITY; S ZONING; APPLICATION NO. 2019-0223-S; COUNCIL DISTRICT 6. Introduced by: Mr. Carter

R21-126: PLAN OF SAFSTOR – DUPONT HIGHWAY; NEW CASTLE HUNDRED; WEST SIDE OF DUPONT HIGHWAY, 1,800 FEET NORTH OF BEAR-TYBOUTS CORNER ROAD; CONSTRUCT A THREE-STORY 103,650 S.F. SELF-STORAGE BUILDING WITH ASSOCIATED SITE IMPROVEMENTS; CR ZONING; APPLICATION NO. 2019-0802-S; COUNCIL DISTRICT 7. Introduced by: Mr. Smiley

R21-127: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT AND OTHER DOCUMENTS NECESSARY TO PURCHASE PROPERTY LOCATED IN NEW CASTLE COUNTY, DELAWARE AT 273 POLLY DRUMMOND HILL ROAD, TAX PARCEL NO. 08-042.00-013 AND 15 FOX DEN ROAD, TAX PARCEL NO. 08-042.00-041 FROM DELAWARE HOSPICE INC. FOR COUNTY PARKLAND AND RECREATIONAL PURPOSES. Introduced by: Mr. Sheldon, Ms. Kilpatrick

R21-110: (STATUS: TABLED) AUTHORIZING THE EXECUTION OF A SOFTWARE AS A SERVICE AND PROFESSIONAL SERVICES AGREEMENT WITH TYLER TECHNOLOGIES, INC. TO PROVIDE AND IMPLEMENT A COMPUTER ASSISTED MASS APPRAISAL SYSTEM AND CONDUCT THE FISCAL YEAR 2024 GENERAL REASSESSMENT. Introduced by: Mr. Smiley, Mr. Cartier

#### **I. Consideration of Ordinances**

°21-079: AMEND THE FY2021 APPROVED SEWER FUND OPERATING BUDGET: REALIGN BUDGETARY FUNDING OF \$903,000 WITHIN THE DEPARTMENT OF PUBLIC WORKS SEWER FUND TO FUND LEGAL AND EXPERT CONSULTANT FEES. Introduced by: Mr. Sheldon, Mr. Woods

°21-080: AMEND THE GRANTS BUDGET: APPROPRIATE \$375,000 TO THE CONTRACTED POLICE DUTY REVOLVING FUND, WHICH IS ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE. Introduced by: Mr. Bell, Ms. Hartley-Nagle

°21-081: AMEND THE FY2022 CAPITAL BUDGET: INCREASE APPROPRIATIONS AND BOND AUTHORIZATIONS \$1,119,395 AND APPROPRIATE \$651,455 IN FUNDING FROM THE STATE OF DELAWARE DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES, APPOQUINIMINK LIBRARY CAPITAL PROJECT. Introduced by: Mr. Hollins, Ms. Diller

°21-082: AUTHORIZING THE ISSUANCE OF \$1,119,395 IN GENERAL OBLIGATION BONDS OF NEW CASTLE COUNTY FOR THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES, APPOQUINIMINK LIBRARY CAPITAL PROJECT. Introduced by: Mr. Hollins, Ms. Diller

°20-047: REVISE ZONING MAP: NEW CASTLE HUNDRED, NORTH SIDE OF SOUTH CHERRY LANE AND ON THE NORTH EAST SIDE OF THE INTERSECTION OF UNIQEMA BOULEVARD AND CHERRY LANE; 900 AND 1000 UNIQEMA BOULEVARD, TAX PARCELS 10-015.00-021 AND 10-015.00-022; 6.178 ACRES FROM HI (HEAVY INDUSTRIAL) TO I (INDUSTRIAL) AND TO AMEND THE COMPREHENSIVE PLAN CONSISTENT THEREWITH. (The purpose of this County-initiated rezoning is to change the zoning of parcel 10-015.00-021 as well as the west-most 4.185 acres of parcel 10-015.00-022 from HI to I. App. No. 2020-0176-Z). Introduced by: Mr. Street

°21-078: (STATUS: TABLED) AMEND THE FY2021 CAPITAL BUDGET: APPROPRIATE \$8,000,000 IN FUNDING FROM THE REASSESSMENT RESERVE ACCOUNT TO THE DEPARTMENT OF ADMINISTRATION, REASSESSMENT 2024 CAPITAL PROJECT. Introduced by: Mr. Smiley, Mr. Cartier

**J. Time Sensitive Congratulatory/Honorary Resolutions**

R21-128: HONORING THE LIFE & LEGACY OF MICHAEL R. SCHAAL. Introduced by: Mr. Woods

**K. Introduction/Consideration of Emergency Ordinances**

**L. Public Comment/Other**

**M. Motion to Adjourn**

**AGENDA POSTED: July 6, 2021**  
**REVISED AGENDA POSTED: July 7, 2021**  
**REVISED AGENDA II POSTED: July 8, 2021**

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

\*\*The revised agenda was posted less than (7) seven days in advance of the scheduled meeting to remove an ordinance (°21-083) from Item D (Introduction of Ordinances).

\*\*\*The Revised Agenda II was posted less than (7) seven days in advance of the scheduled meeting to add R21-127. The resolution is time sensitive.

**\*\*Under Title 29, Section 10006A of *Delaware Code*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing 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>

## **AGENDA**

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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.