



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

June 13, 2023
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

°23-069: AMEND THE FY2024 APPROVED OPERATING BUDGET: APPROPRIATE \$51,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE FOR ZENCITY Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-070: AMEND THE GRANTS BUDGET: APPROPRIATE \$76,000 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) AND \$99,657 OF STATE FUNDS FROM THE DELAWARE CRIMINAL JUSTICE COUNCIL (CJC) TO THE CRIMINAL JUSTICE COUNCIL NEW CASTLE COUNTY POLICE DEPARTMENT EXPANSION OF VICTIM SERVICES – SEVENTH YEAR GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-071: AMEND THE GRANTS BUDGET: APPROPRIATE \$284,000 IN FEDERAL FUNDING FROM THE DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND \$74,000 IN PRIVATE FUNDING FROM THE PUBLIC SERVICE ENTERPRISE GROUP (PSEG) NUCLEAR TO FUND THE OPERATIONS OF THE NEW CASTLE COUNTY OFFICE OF EMERGENCY MANAGEMENT (OEM) FOR FY2024 Introduced by: Mr. Bell, Ms. Hartley-Nagle

°23-072: AMEND THE GRANTS BUDGET: FOR FY2024, APPROPRIATE ANTICIPATED \$2,823,393 FROM THE DEPARTMENT OF STATE, DELAWARE DIVISION OF LIBRARIES TO:

(A) LIBRARY ADMINISTRATION \$2,558,043; (B) APPOQUINIMINK LIBRARY \$19,547; (C) BEAR LIBRARY \$34,431; (D) CLAYMONT LIBRARY \$14,431; (E) BRANDYWINE HUNDRED LIBRARY \$82,530; (F) ELSMERE LIBRARY \$14,430; (G) HOCKESSIN LIBRARY \$17,544; (H) KIRKWOOD LIBRARY \$21,748; (I) NEWARK LIBRARY \$30,353; (J) ROUTE 9 LIBRARY \$11,697; AND (K) WOODLAWN LIBRARY \$18,639 WHICH ARE ALL ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES Introduced by: Mr. Hollins, Mr. Street

°23-073: AMEND THE GRANTS BUDGET: APPROPRIATE \$219,362 IN ANTICIPATED STATE OF DELAWARE GRANT-IN-AID FUNDS TO THE ABSALOM JONES SENIOR CENTER FY2024 GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, COMMUNITY RESOURCES DIVISION Introduced by: Mr. Hollins, Mr. Street

°23-074: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 24 ("PARKS AND RECREATION") REGARDING OVERNIGHT PARKING AND THE CONSUMPTION OR POSSESSION OF ALCOHOL IN ANY PARK Introduced by: Mr. Sheldon, Mr. Carter

°23-075: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE FUNDING FROM THE NEW CASTLE COUNTY COUNCIL FY2023 APPROVED OPERATING BUDGET TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2021 CAPITAL PROJECT Introduced by: Mr. Carter

°23-076: AMEND THE FY2023 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR PARK IMPROVEMENTS AT WIGGINS MILL PARK Introduced by: Mr. Carter

°23-077: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$125,000 IN FUNDING RECEIVED FROM THE STATE OF DELAWARE FISCAL YEAR 2022 BOND AND CAPITAL IMPROVEMENTS ACT TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2021 CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Carter

°23-078: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$42,364 IN FUNDING RECEIVED FROM THE STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL (DNREC) THROUGH DELAWARE'S NONPOINT SOURCE PROGRAM TO THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS CAPITAL PROJECT Introduced by: Mr. Sheldon, Mr. Carter

°23-079: AMEND THE GRANTS BUDGET: AUTHORIZE THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT AND APPROPRIATE \$498,786 FROM THE DELAWARE SUSTAINABLE ENERGY UTILITY/ENERGIZE DELAWARE TO ENERGIZE DE EV FLEET AND INFRASTRUCTURE GRANT FOR THE DEPARTMENT OF PUBLIC WORKS Introduced by: Mr. Sheldon, Mr. Carter

°23-080: AMEND THE GRANTS BUDGET: AUTHORIZE THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT AND APPROPRIATE \$150,000 FROM THE STATE OF DELAWARE, DEPARTMENT OF HEALTH AND SOCIAL SERVICES, DIVISION OF SUBSTANCE ABUSE AND MENTAL HEALTH TO THE WASTEWATER GRANT DHSS GRANT FOR THE DEPARTMENT OF PUBLIC WORKS Introduced by: Mr. Sheldon, Mr. Carter

°23-081: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE FUNDS FROM THE RECORDER OF DEEDS TECHNOLOGY FEE ACCOUNT IN THE AMOUNT OF \$9,000 TO THE DEPARTMENT OF ADMINISTRATION, RECORDER OF DEEDS HOA PORTAL CAPITAL PROJECT AND \$66,210 TO THE DEPARTMENT OF PUBLIC SAFETY, PUBLIC SAFETY EQUIPMENT CAPITAL PROJECT Introduced by: Mr. Smiley, Mr. Cartier

°23-082: AMEND THE PAY PLAN AND RATES OF PAY FOR UNCLASSIFIED EMPLOYEES OF COUNTY COUNCIL Introduced by: Mr. Smiley

°23-083: COMPREHENSIVE REZONING: TO REVISE THE NEW CASTLE COUNTY ZONING MAPS PURSUANT TO NEW CASTLE COUNTY CODE CHAPTER 40 (UNIFIED DEVELOPMENT CODE" OR UDC), ARTICLE 31 ("PROCEDURES AND ADMINISTRATION"), SECTION 40.31.113 ("EXPLORATORY PLAN REVIEW STAGE") REGARDING THE FOLLOWING TAX PARCELS Introduced by: Mr. Tackett, Ms. Kilpatrick

°23-084: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 ("UNIFIED DEVELOPMENT CODE" OR "UDC"), ARTICLE 25 ("DESIGN") REGARDING HAMLET AND VILLAGE DESIGN AND LOCATION Introduced by: Mr. Tackett, Ms. Kilpatrick

E. Reports from Select and Special Committees

F. Consent Calendar

R23-098: CELEBRATING AND HONORING THE LIFE OF CAPTAIN RICKY A. SERAIVA, USN, RETIRED AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS Introduced by: Mr. Cartier

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

R23-099: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH CHILD, INC., FOR THE AMOUNT OF \$85,472.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-100: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH EXCEPTIONAL CARE FOR CHILDREN, INC. FOR THE AMOUNT OF \$74,950.00 Introduced by: Ms. Kilpatrick, Ms. George, Mr. Smiley

R23-101: AUTHORIZING THE EXECUTION OF A SUBAWARD AGREEMENT WITH OUR YOUTH, INC., FOR THE AMOUNT OF \$500,000.00 Introduced by: Mr. Smiley, Mr. Cartier

R23-102: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT WITH ANDE CORPORATION FOR ANNUAL PURCHASE AGREEMENT OF RAPID DNA ANALYSIS MACHINE FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE IN THE AMOUNT OF \$99,675.00 Introduced by: Mr. Smiley, Mr. Cartier

I. Consideration of Ordinances

°23-056: AMEND THE FY2023 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$60,000 IN FUNDING RECEIVED FROM THE STATE OF DELAWARE FISCAL YEAR 2023 BOND AND CAPITAL IMPROVEMENTS ACT TO THE DEPARTMENT OF PUBLIC WORKS, GAME COURT IMPROVEMENTS 2021 CAPITAL PROJECT Introduced by: Mr. Sheldon

°23-057: TO AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME, AFL-CIO, AFFILIATE LOCAL 1607, TO REVISE THE POSITION TITLE OF CODE INSPECTOR TO BUILDING AND SITE INSPECTOR AND TO APPROVE THE REVISED CLASS SPECIFICATION Introduced by: Ms. Hartley-Nagle

°23- 058: AMEND THE GRANTS BUDGET: APPROPRIATE \$2,383,060 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND \$350,000 IN ESTIMATED PROGRAM INCOME TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FY2024, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins , Mr. Street

°23-059: AMEND THE GRANTS BUDGET: FOR FY2024, APPROPRIATE FEDERAL FUNDS OF \$211,372 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO THE EMERGENCY SOLUTIONS GRANT FY2024, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Mr. Street

°23-060: AMEND THE GRANTS BUDGET: FOR FY2024, APPROPRIATE FEDERAL FUNDS OF \$1,131,733 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND ESTIMATED PROGRAM INCOME OF \$50,000 TO THE FY2024 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Mr. Street

°23-061: AMEND THE PAY PLANS AND RATES OF PAY FOR ALL EMERGENCY COMMUNICATIONS CLASSIFICATIONS Introduced by: Ms. Hartley-Nagle

°23-062: AMEND THE PAY PLAN AND RATES OF PAY FOR CLASSIFIED SERVICE EMERGENCY SERVICES EMPLOYEES REPRESENTED BY THE DELAWARE PUBLIC EMPLOYEES COUNCIL 81, AFSCME, AFL-CIO, AFFILIATE LOCAL 3911 Introduced by: Ms. Hartley-Nagle

°23-063: AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE EMPLOYEES, NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE, NON-UNION CLASSIFIED SERVICE ROW OFFICE EMPLOYEES AND NON-UNION UNCLASSIFIED SERVICE ROW OFFICE EMPLOYEES Introduced by: Ms. Hartley-Nagle

°23-064: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM THE NEW CASTLE COUNTY COUNCIL FY2023 APPROVED OPERATING BUDGET TO THE SENIOR HOME REPAIR PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Tackett, Mr. Smiley, Ms. George

°23-065: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL FY2023 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 Introduced by: Mr. Street

°23-066: AMEND THE FY2023 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR NEW CASTLE COUNTY GRANTS Introduced by: Mr. Tackett, Mr. Smiley, Ms. George, Mr. Street

°23-067: AMEND THE FY2023 APPROVED OPERATING BUDGET: APPROPRIATE \$2,500,000 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC SAFETY TO FUND SALARIES Introduced by: Mr. Smiley, Mr. Cartier

°23-068: AMEND THE GRANTS BUDGET: AUTHORIZE THE COUNTY EXECUTIVE TO SIGN AN AGREEMENT AND APPROPRIATE \$75,504 FROM THE STATE OF DELAWARE, DEPARTMENT OF TRANSPORTATION TO THE MILL CREEK FIRE COMPANY TRAFFIC SAFETY VEHICLES GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY Introduced by: Mr. Bell, Ms. Hartley-Nagle


J. Time Sensitive Congratulatory/Honorary Resolutions

R23-103: CELEBRATING AND HONORING THE LIFE OF NANCY GEGAN DOYLE AND EXPRESSING CONDOLENCES TO HER FAMILY AND FRIENDS Introduced by: Mr. Cartier

K. Introduction/Consideration of Emergency Ordinances**L. Public Comment/Other****M. Motion to Adjourn****AGENDA POSTED: June 6, 2023**

*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  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.