



NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

June 27, 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

°23-085 AMEND THE GRANTS BUDGET: REALIGN \$1,328,427.00 IN FEDERAL FUNDS WITHIN THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM DESIGNATED AS CDBG-CARES ACT ROUND III, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES Introduced by: Mr. Hollins , Mr. Street

°23-086: TO ADOPT THE CLASS SPECIFICATION OF OFFICE OF LAW PARALEGAL AND TO AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE AND NON-UNION CLASSIFIED SERVICE EMPLOYEES TO MAKE ORGANIZATIONAL CHANGES FOR CLASS SPECIFICATIONS IN THE DEPARTMENT OF ADMINISTRATION, OFFICE OF LAW Introduced by: Ms. Hartley-Nagle

°23-087: AMEND THE FY2024 APPROVED OPERATING BUDGET: TRANSFER ONE VACANT CLERK TYPIST POSITION FROM THE OFFICE OF THE RECORDER OF DEEDS TO THE OFFICE OF THE REGISTER OF WILLS Introduced by: Mr. Smiley, Mr. Cartier

°23-088: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 26 ("HUMAN RESOURCES") ARTICLE 3 ("MERIT SYSTEM"), SECTION 26.03.206 ("DEFERRED COMPENSATION PLAN") REGARDING PERSONAL LOANS FROM PLAN Introduced by: Mr. Smiley

E. Reports from Select and Special Committees

F. Consent Calendar

R23-104: RE-APPOINTING WILLIAM E. SMITH TO THE NEW CASTLE COUNTY FINANCIAL ADVISORY COUNCIL Introduced by: Mr. Cartier

R23-105: REAPPOINTING JOHANNA BISHOP, Ed.D., TO THE NEW CASTLE COUNTY ETHICS COMMISSION Introduced by: Ms. Kilpatrick

R23-106: CONSENTING TO THE REAPPOINTMENT OF PARESH "PERRY" PATEL TO THE NEW CASTLE COUNTY HISTORIC REVIEW BOARD Introduced by: Ms. Kilpatrick

R23-107: CONSENTING TO THE REAPPOINTMENT OF ROSE PASSARELLA, Ph.D., J.D. TO THE NEW CASTLE COUNTY LIBRARY ADVISORY BOARD, A SUBCOMMITTEE OF THE DEPARTMENT OF COMMUNITY SERVICES BOARD Introduced by: Ms. Durham

R23-108: CONSENTING TO THE REAPPOINTMENT OF FRANCIS E. WILLIAMS, III TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Mr. Toole

R23-109: CONSENTING TO THE REAPPOINTMENT OF MICHAEL SHAW TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Mr. Smiley

R23-110: CONSENTING TO THE REAPPOINTMENT OF PAUL WATTS TO THE NEW CASTLE COUNTY BOARD OF LICENSE INSPECTION AND REVIEW Introduced by:

R23-111: REAPPOINTING SALLY JENSEN TO THE NEW CASTLE COUNTY ETHICS COMMISSION Introduced by: Mr. Toole

R23-112: CONSENTING TO THE REAPPOINTMENT OF CHERYL RICE-MOORE TO THE NEW CASTLE COUNTY LIBRARY ADVISORY BOARD, A SUBCOMMITTEE OF THE DEPARTMENT OF COMMUNITY SERVICES BOARD Introduced by: Mr. Tackett

R23-113: REAPPOINTING STEPHEN J. CORDANO TO THE NEW CASTLE COUNTY COUNCIL AUDIT COMMITTEE Introduced by: Ms. Durham

R23-114: REAPPOINTING TERRY STONE TO THE NEW CASTLE COUNTY EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES Introduced by: Ms. Kilpatrick

R23-115: REAPPOINTMENT OF KARL BROCKENBROUGH TO THE NEW CASTLE COUNTY AUDIT COMMITTEE Introduced by: Mr. Tackett

R23-116: REAPPOINTING ERASTUS MONG'ARE TO THE NEW CASTLE COUNTY DIVERSITY COMMISSION Introduced by: Mr. Tackett

R23-117: REAPPOINTING ROBERT HICKS, CPA, PMP, TO THE NEW CASTLE COUNTY ETHICS COMMISSION Introduced by: Mr. Tackett

R23-118: COMMENDING DR. ADRIANA LEELA BOHM FOR TEN YEARS OF DEDICATED SERVICE TO THE RED CLAY CONSOLIDATED SCHOOL DISTRICT Introduced by: Mr. Street, Mr. Hollins, Ms. Kilpatrick, Ms. Hartley-Nagle, Mr. Sheldon, Mr. Toole

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**

R23-119: 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, Mr. Street

R23-120: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR N. HARRIS CORPORATION FOR THE RENEWAL OF ANNUAL MAINTENANCE OF CASHIERING SOFTWARE FOR THE DEPARTMENT OF ADMINISTRATION, OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$64,946.72 Introduced by: Mr. Smiley, Mr. Cartier

R23-121: CONSENTING TO THE APPOINTMENT OF CHARUNI PATIBANDA, ESQ. FOR THE POSITION OF GENERAL MANAGER OF THE DEPARTMENT OF LAND USE Introduced by: Ms. Kilpatrick, Mr. Tackett

I. Consideration 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

J. Time Sensitive Congratulatory/Honorary Resolutions

R23-122: HONORING THE DELAWARE JUNETEENTH ASSOCIATION AND CELEBRATING JUNETEENTH Introduced by: Ms. Hartley-Nagle, Mr. Hollins, Mr. Street, Mr. Tackett, Mr. Toole, Mr. Bell

K. Introduction/Consideration of Emergency Ordinances


L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: June 20, 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.