



## NEW CASTLE COUNTY COUNCIL COUNCIL MEETING

March 26, 2024  
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**

°24-035: AMEND NEW CASTLE COUNTY CODE CHAPTER 7 ("PROPERTY MAINTENANCE CODE") Introduced by: Ms. George , Ms. Durham

°24-036: AMEND *NEW CASTLE COUNTY CODE*, CHAPTER 2 AND CHAPTER 26, BY REALLOCATING THE ADMINISTRATION OF THE PENSION AND RETIREMENT SYSTEM FROM THE OFFICE OF HUMAN RESOURCES TO THE OFFICE OF FINANCE WITHIN THE DEPARTMENT OF ADMINISTRATION Introduced by: Mr. Cartier, Mr. Smiley

°24-037: AMEND THE GRANTS BUDGET: APPROPRIATE \$137,650.40 IN ACTUAL PROGRAM INCOME AND \$100,000.00 IN ANTICIPATED PROGRAM INCOME TO THE SUMMER RECREATION CAMPS GRANT Introduced by: Mr. Hollins, Mr. Street

°24-038: 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 FOR THE CLASS SPECIFICATION OF ASSISTANT PROCUREMENT AGENT FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF TECHNOLOGY AND ADMINISTRATIVE SERVICES Introduced by: Ms. Hartley-Nagle

°24-039: AMEND THE FY2024 APPROVED OPERATING BUDGET APPROPRIATE \$299,595 FROM THE GENERAL FUND TAX STABILIZATION RESERVE ACCOUNT TO THE DEPARTMENT OF PUBLIC SAFETY, GRANTS TO FIRE COMPANIES GRANTS AND FIXED CHARGES BUDGET LINE ITEM Introduced by: Mr. Smiley, Mr. Cartier, Mr. Bell, Ms. Hartley-Nagle

°24-040: COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 5 REGARDING THE FOLLOWING TAX PARCEL: PENCADER HUNDRED: 11-025.00-026 (0 PULASKI HWY OFF, UPPER CHESAPEAKE CORPORATE CTR) Introduced by: Ms. George

°24-041: COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 5 REGARDING THE FOLLOWING TAX PARCEL: WHITE CLAY CREEK HUNDRED: 09-033.00-038 (475 GENDER RD, BREEZEWOOD SEC III) Introduced by: Ms. George

°24-042: COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 7 REGARDING THE FOLLOWING TAX PARCELS: NEW CASTLE HUNDRED: 10-017.00-003 (251 CHURCHMANS RD, CHURCHMANS OFFICE COMPLEX) Introduced by: Mr. Smiley

°24-043: COMPREHENSIVE REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 11 REGARDING THE FOLLOWING TAX PARCELS: PENCADER HUNDRED: 11-014.00-044 (904 OLD BALTIMORE PIKE, DAYETT MILLS INC), 11-014.00-045 (2029 SUNSET LAKE RD), 11-018.00-012 (0 EGGERTS LN), 11-018.00-060 (0 OLD COOCHS BRIDGE RD, GLASGOW COMMONS), 11-018.00-061 (2001 OLD COOCHS BRIDGE RD, GLASGOW COMMONS), 11-018.00-062 (0 DUSK RUN RD, GLASGOW COMMONS), 11-022.00-014 (2199 PULASKI HWY, GLASGOW REGIONAL PARK), 11-022.00-016 (0 DUSK RUN RD, GLASGOW COMMONS), 11-032.00-001 (210 BENJAMIN BLVD), 11-032.00-259 (209 BENJAMIN BLVD); WHITE CLAY CREEK HUNDRED: 09-029.00-003 (39 E REGAL BLVD), 09-029.00-015 (0 CHAPMAN RD) Introduced by: Mr. Tackett

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

**F. Consent Calendar**

R24-080: CONSENTING TO THE APPOINTMENT OF BISHOP GEORGE E. GIBSON II TO THE NEW CASTLE COUNTY POLICE ACCOUNTABILITY BOARD Introduced by: Mr. Toole

R24-081: CONSENTING TO THE APPOINTMENT OF CHERYL MACK AS CHAIR TO THE NEW CASTLE COUNTY PUBLIC ARTS COMMISSION Introduced by: Ms. George

R24-082: CONSENTING TO THE RE-APPOINTMENT OF DENNIS E. GODEK TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Ms. Durham

R24-083: CONSENTING TO THE RE-APPOINTMENT OF ERIC "CEASAR" HALEY TO THE FIRE AND AMBULANCE ADVISORY BOARD Introduced by: Mr. Sheldon

R24-084: CONSENTING TO THE RE-APPOINTMENT OF EDWARD THOMAS TO THE NEW CASTLE COUNTY BOARD OF ADJUSTMENT Introduced by: Mr. Hollins

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**

R24-085: PLAN OF 2229 DUPONT PARKWAY; ST. GEORGES HUNDRED; SOUTHWESTERLY CORNER OF HYETTS CORNER ROAD AND DUPONT PARKWAY; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO CREATE TWO (2) TITLE SUBDIVISION LOTS AND CONSTRUCT 76,309 SQUARE FEET OF MINI-WAREHOUSE BUILDINGS, AN 890 SQUARE FOOT OFFICE AND A 28,000 SQUARE FOOT FLEX WAREHOUSE BUILDING; CR ZONING; [APPLICATION NO. 2021-0780](#); COUNCIL DISTRICT 12 Introduced by: Mr. Bell

R24-086: PLAN OF BAYBERRY TOWN CENTER; ST. GEORGES HUNDRED; NORTHEAST OF THE INTERSECTION OF BOYD'S CORNER ROAD AND JAMISON CORNER ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES A TITLE SUBDIVISION TO CONSTRUCT A MIXED USE DEVELOPMENT CONSISTING OF 279,655 SQUARE FEET OF NONRESIDENTIAL GROSS FLOOR AREA AND 145 DWELLING UNITS; CR ZONING; [APPLICATION NO. 2019-0675](#); COUNCIL DISTRICT 12 Introduced by: Mr. Bell

R24-087: TO AMEND THE MAINTENANCE DECLARATION FOR FRENCH PARK TO MAKE CHANGES CONSISTENT WITH MODIFICATIONS TO THE SUBDIVISION OF FRENCH PARK Introduced by: Mr. Tackett

R24-088: PLAN OF LOT E - WAREHOUSE; NEW CASTLE HUNDRED; EAST SIDE OF PIGEON POINT ROAD, 1100 FEET SOUTH OF TERMINAL AVENUE; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES TO CONSTRUCT A 108,000 SQUARE FOOT WAREHOUSE; HI ZONING; [APPLICATION NO. 2021-0400](#); COUNCIL DISTRICT 10 Introduced by: Mr. Street

R24-089: PLAN OF TRADITIONS AT WHITEHALL; ST. GEORGES HUNDRED; SOUTH SIDE OF LOREWOOD GROVE ROAD, EAST OF RATLEDGE ROAD, WEST OF JAMISON CORNER ROAD; AMEND THE PREVIOUSLY RECORDED PLAN FOR THE TRADITIONS AT WHITEHALL BY MODIFYING NOTE 49 ON THE PLAN TO REQUIRE THE CONSTRUCTION OF A PEDESTRIAN PATH BETWEEN WHITEHALL VILLAGE 1 AND TRADITIONS AT WHITEHALL PRIOR TO THE ISSUANCE OF FIFTY (50) PERCENT OF BUILDING PERMITS WITHIN TRADITIONS AT WHITEHALL; S ZONING; [APPLICATION NO. 2018-0733-S](#); COUNCIL DISTRICT 6 Introduced by: Mr. Carter

R24-047: (STATUS: TABLED) SUPPORTING DELAWARE HOUSE OF REPRESENTATIVES BILL NO. 247, AKA "THE EVERYONE GETS HOME ACT" Introduced by: Ms. Durham

R23-220: (STATUS: TABLED) PLAN OF LOGISTICENTER AT NEW CASTLE COUNTY; ST. GEORGES HUNDRED; SOUTHWESTERLY CORNER OF ROUTE 301 AND JAMISON CORNER ROAD; MAJOR LAND DEVELOPMENT PLAN THAT PROPOSES A 1,409,850 SF WAREHOUSE AND A 962,000 SF WAREHOUSE WITH ASSOCIATED SITE IMPROVEMENTS; BP ZONING; [APPLICATION NO. 2021-0470](#); COUNCIL DISTRICT 6 Introduced by: Mr. Carter

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

°24-026: AMEND THE FY2024 CAPITAL PROGRAM AND BUDGET: APPROPRIATE \$440,000 IN DONATIONS FROM THE FRIENDS OF BRANDYWINE SPRINGS GROUP TO THE DEPARTMENT OF PUBLIC WORKS, BRANDYWINE SPRINGS PARK REHABILITATION CAPITAL PROJECT Introduced by: Mr. Sheldon

°24-027: AMEND THE GRANTS BUDGET: APPROPRIATE \$76,294.14 IN STATE AID TO LOCAL LAW ENFORCEMENT (SALLE) FUNDS FROM THE STATE OF DELAWARE, DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE STATE AID TO LOCAL LAW ENFORCEMENT (SALLE) – FY2024 GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°24-028: AMEND THE GRANTS BUDGET: APPROPRIATE \$40,930.36 IN EMERGENCY ILLEGAL DRUG ENFORCEMENT (EIDE) FUNDS FROM THE STATE OF DELAWARE,

DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE EIDE FY2024 GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE Introduced by: Mr. Bell, Ms. Hartley-Nagle

°24-029: AMEND THE GRANTS BUDGET: APPROPRIATE \$40,000 IN FUNDING FROM THE STATE OF DELAWARE, DEPARTMENT OF HEALTH AND SOCIAL SERVICES, DIVISION OF SERVICES FOR AGING & ADULTS WITH PHYSICAL DISABILITIES TO THE AB JONES SENIOR CENTER ART LOVING SENIORS GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY RESOURCES Introduced by: Mr. Hollins, Mr. Street

°24-030: AMEND THE GRANTS BUDGET: APPROPRIATE \$99,120 IN ADDITIONAL FEDERAL FUNDS PASSED THROUGH THE CITY OF WILMINGTON FROM THEIR ESG-CV FUNDS TO THE HOPE CENTER ESG-CV COW GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING Introduced by: Mr. Hollins, Mr. Street

°SUBSTITUTE NO. 2 TO 23-122: AMENDING NEW CASTLE COUNTY CODE CHAPTER 40 (THE "UNIFIED DEVELOPMENT CODE"), ARTICLE 22 ("DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING") AND ARTICLE 33 ("DEFINITIONS") RELATING TO LIGHT POLLUTION IN NEW CASTLE COUNTY Introduced by: Ms. Durham, Ms. George

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

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


**L. Public Comment/Other**

**M. Motion to Adjourn**

### **AGENDA POSTED: March 19, 2024**

\*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.nccode.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.