

**NEW CASTLE COUNTY COUNCIL**  
**Louis L. Redding City/County Building**  
**City/County Council Chambers**  
**800 French Street, Wilmington, DE 19801**  
**July 10, 2018**  
**6:30 p.m.**  
**AGENDA**

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

**B. Approval of Minutes**

**C. Announcements**

**D. Introduction of Ordinances**

**°18-074: AMEND THE FY2018 APPROVED OPERATING BUDGET: APPROPRIATE STATE OF DELAWARE FUNDING RECEIVED FOR THE NEW CASTLE COUNTY POLICE EMPLOYEE'S RETIREMENT SYSTEM TO THE DEPARTMENT OF PUBLIC SAFETY EMPLOYEE BENEFITS BUDGETARY LINE ITEM. Introduced by: Mr. Smiley, Mr. Cartier**

**°18-075: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 1 ("GENERAL PROVISIONS") AND CHAPTER 2 ("ADMINISTRATION") AND TO CREATE A NEW CHAPTER 29 ("AGRICULTURE"). Introduced by: Mr. Powers**

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

**F. Consent Calendar**

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**

**R18-100: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR HABITAT FOR HUMANITY OF NEW CASTLE COUNTY, INC. FOR A PASS-THROUGH GRANT FOR THE DEPARTMENT OF COMMUNITY SERVICES IN THE AMOUNT OF \$250,000.00. Introduced by: Mr. Smiley, Mr. Cartier**

**R18-101: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR IRON MOUNTAIN RECORDS MANAGEMENT, INC. FOR RECORDS STORAGE FOR THE OFFICE OF TECHNOLOGY AND ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$45,000.00. Introduced by: Mr. Smiley, Mr. Cartier**

**R18-102: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR NEW CASTLE CONSERVATION DISTRICT FOR PAYMENT OF ANNUAL APPROPRIATIONS FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF \$75,000.00. Introduced by: Mr. Smiley, Mr. Cartier**

**R18-103: AUTHORIZING THE EXECUTION OF ONE PURCHASE ORDER CONTRACT FOR ONE CALL CONCEPTS, INC. FOR UTILITY LOCATION REQUESTS FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF \$37,000.00. Introduced by: Mr. Smiley, Mr. Cartier**

**R18-104: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A FINANCING AGREEMENT WITH THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND, ACTING BY AND THROUGH THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, IN AN AMOUNT NOT TO EXCEED \$835,000, TO FUND THE RETROFIT OF THE MORNINGSIDE, HUNTERS RIDGE AND PERCH CREEK STORMWATER BASINS; PROVIDING FOR THE PURCHASE OF THE BOND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH. Introduced by: Mr. Sheldon, Mr. Powers**

**R18-105: CONSENTING TO THE APPOINTMENT OF TRACY Z. SURLS TO THE POSITION OF GENERAL MANAGER OF THE DEPARTMENT OF PUBLIC WORKS. Introduced by: Ms. Hartley-Nagle**

**I. Consideration of Ordinances**

**18-071: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 14 (“FINANCE AND TAXATION”) TO IMPLEMENT A NEW CASTLE COUNTY ACCOMMODATION TAX FOR HOTEL, MOTEL, AND TOURIST HOME STAYS. Introduced by: Mr. Smiley, Mr. Cartier, Mr. Sheldon**

**°18-072: AMEND THE GRANTS BUDGET: APPROPRIATE FUNDING FROM NEW CASTLE COUNTY COUNCIL TO THE SENIOR HOME REPAIR PROGRAM GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES.**

**Introduced by: Mr. Tackett**

**°18-073: AMEND THE FY2018 APPROVED OPERATING BUDGET: REDUCE THE GRANTS AND FIXED CHARGES BUDGET LINE ITEM OF COUNTY COUNCIL TO PROVIDE FUNDING FOR THE SENIOR HOME REPAIR PROGRAM GRANT. Introduced by: Mr. Tackett**

**°17-117: REVISE ZONING MAP: NEW CASTLE HUNDRED, 2101 NORTH DUPONT HIGHWAY, NORTHWEST SIDE OF NORTH DUPONT HIGHWAY, NORTH OF CENTRAL AVENUE AND SOUTH OF LOVELACE AVENUE, TAX PARCEL NUMBER 10-009.40-015; 0.23 ACRES FROM NC6.5 (NEIGHBORHOOD CONSERVATION) TO CR (COMMERCIAL REGIONAL) AND TO AMEND THE COMPREHENSIVE PLAN CONSISTENT THEREWITH. (The purpose of this county-initiated rezoning is to change the zoning to be consistent with the zoning and land use patterns along the northern side of North DuPont Highway. App. No. 2017-0577-S/Z.). Introduced by: Mr. Street**

**SUBSTITUTE NO 1 TO °18-020: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR “UDC”), REGARDING ARTICLE 1 (“TITLE AND APPLICABILITY”), ARTICLE 3 (“USE REGULATIONS”), ARTICLE 10 (“ENVIRONMENTAL STANDARDS”), ARTICLE 12 (“SEWER AND WATER IMPACT”), ARTICLE 20 (“SUBDIVISION AND LAND DEVELOPMENT DESIGN PRINCIPLES”), ARTICLE 22 (“DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING”), ARTICLE 27 (“MAINTENANCE ORGANIZATIONS, OPEN SPACE, AND COMMON FACILITIES”), ARTICLE 31 (“PROCEDURES AND ADMINISTRATION”), ARTICLE 33 (“DEFINITIONS”), APPENDIX 1 (“APPLICATION AND PLAN REQUIREMENTS”) AND APPENDIX 2 (“FEES”). Introduced by: Mr. Tackett, Ms. Kilpatrick**

**SUBSTITUTE NO 1 TO °18-021: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR “UDC”), REGARDING ARTICLE 3 (“USE REGULATIONS”), ARTICLE 4 (“DISTRICT INTENSITY AND BULK STANDARDS”), ARTICLE 5 (“SITE CAPACITY AND CONCURRENCY CALCULATIONS”), ARTICLE 7 (“TRANSFER OF DEVELOPMENT RIGHTS AND OTHER INCENTIVES AND BONUSES”), ARTICLE 10 (“ENVIRONMENTAL STANDARDS”), ARTICLE 20 (“SUBDIVISION AND LAND DEVELOPMENT DESIGN PRINCIPLES”), ARTICLE 21 (“IMPROVEMENT AND DESIGN STANDARDS”), ARTICLE 22 (“DRAINAGE, UTILITIES, SEPTIC SYSTEMS, PARKING, LOADING, AND LIGHTING”), ARTICLE 23 (“LANDSCAPING, TREES, AND EROSION”), ARTICLE 33 (“DEFINITIONS”), AND APPENDIX 3 (“PLANT LISTS”). Introduced by: Mr. Tackett, Ms. Kilpatrick**

**°17-095: (STATUS: TABLED) REVISE PREVIOUSLY APPROVED PRELIMINARY MAJOR LAND DEVELOPMENT PLAN WITH REZONING FOR VISTA AT RED LION – SECTION 1; RED LION HUNDRED; NORTH SIDE OF OLD PORTER ROAD, WEST OF RED LION ROAD, EAST OF GRISSOM LANE. Introduced by: Mr. Bell**

**°17-096: (STATUS: TABLED) REVISE PREVIOUSLY APPROVED PRELIMINARY MAJOR LAND DEVELOPMENT PLAN WITH REZONING FOR VISTA AT RED LION – SECTION 2; RED LION HUNDRED; SOUTH SIDE OF OLD PORTER ROAD, WEST OF RED LION ROAD, EAST OF GRISSOM LANE. Introduced by: Mr. Bell**

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

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

**L. Public Comment/Other**

**M. Motion to Adjourn**

**AGENDA POSTED: July 2, 2018**

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