

KENT COUNTY LEVY COURT MEETING NOTICE AND AGENDA
Kent County Administrative Complex
555 Bay Road, Dover, DE 19901
Tuesday, May 11, 2010
Levy Court Chamber (Room 203)

7:00 P.M., BUSINESS MEETING

Call to Order

Invocation

Pledge of Allegiance

Moment of Silence for our Troops

Roll Call and Determination of Quorum

Adoption of Agenda

Consent Agenda 10-09

Items on the agenda were discussed in committee. They are considered routine and non-controversial and will be acted upon by a single roll call vote of the Levy Court. There will be no separate discussion of these items unless a Commissioner so requests, in which event the item shall be removed from the Consent Agenda and considered separately.

Items from May 4, 2010 Committee Meetings:

- Civil Air Terminal Expansion – Kent County AeroPark *Reimbursement Resolution*
- Funding Authorizations – Public Works Capital Projects – *revised memo*
- Bid Award – FY2010 Vacuum Truck Purchase
- Permanent Emergency Line Repair L&D Suzuki Purchase Order – TDW Services, Inc.
- Wastewater Treatment Facility – Photo Voltaic (PV) Solar Panel System Project; Change Order No. 1 to Carr & Duff Contract & Stand Alone Work Order No. 1 for Future Expansion
- Long Term Natural Gas Purchase Plan Agreement Extension – Hess Energy
- Wastewater Treatment Facility – Ultra Violet Disinfection System Project Liner Modification – North & South Aeration Basins
- Kesselring Farm Acquisition

Approval of Regular Business Meeting Minutes of Tuesday, April 27, 2010

PRESENTATIONS

1. Employee of the Month for May

INTRODUCTIONS

7:15 P.M., PUBLIC HEARINGS

Mr. Buckson:

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1. **Ordinance LC10-13**, re: Weeds and Plant Growth: An Ordinance to amend Kent County Code, Vol. I, Chapter 175, Property Maintenance, §175-1 Weeds and Plant Growth to revise the fees for County remediation of weeds and plant growth violations

CLOSE PUBLIC HEARING

OLD BUSINESS

NEW BUSINESS

Mr. Angel:

1. *Action Item from May 5, 2010 Administration Committee:* Request for change from 35 to 40 hours a week for General Administration Hourly Paid Personnel

Mr. Ennis:

1. Introduction of **Resolution 3093**, A resolution confirming Resolution 2514 adopted by Kent County on March 8, 2005 which approved an extension to the Kent County Sewer Disposal District No. 1 to provide wastewater disposal services to the Kitts Hummock Area *for action on Tuesday, May 25, 2010*
2. **Resolution 3091**, A resolution calling a public hearing upon a proposal to extend Kent County Sewage Disposal District No. 1 (Kitts Hummock Area – Additional Properties)
3. Introduction of **Resolution 3092**, A resolution upon a proposal to extend Kent County Sewage Disposal District No. 1 pursuant to Section 4606, Chapter 46, Title 9 of the Delaware Code, as amended (Kitts Hummock Area – Additional Properties) *for public hearing on Tuesday, May 25, 2010 at 7:15pm*

Mr. Buckson:

1. Introduction of **Ordinance LC10-16**, An Ordinance to amend the Comprehensive Plan Map Designation and the Official Zoning Map of Kent County, Delaware pursuant to the provisions of Kent County Code, Vol. II, Chapter 205 Zoning, Article III, Section 205-8 and Section 205-9, and Article XXVIII (changes and amendments) effective December 01, 2000, as amended (*ref: CZ-10-04*) *public hearing date to be determined*
2. **Reintroduce Ordinance LC10-02**, Building Permit Fee Surcharge (APFO Compliance and Nonresidential Construction) - An Ordinance to amend Kent County Code, Vol. I, Chapter 105 Subdivision Building construction, as amended, Article III Building Permit Fee Surcharge, § 105-6. Surcharge established; applicability to reduce amount of the

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education surcharge for nonresidential construction and eliminate the surcharge for residential construction for which a mitigation payment has been made pursuant to the Adequate Public Facilities Ordinance (schools) - for *Public Hearing on Tuesday, May 25, 2010 at 7:15 PM*
Note: This Ordinance was originally introduced on 2/23/10.

3. **Reintroduce Ordinance LC10-05**, An Ordinance to amend the Comprehensive Plan Map Designation and the Official Zoning Map of Kent County, Delaware pursuant to the provisions of Kent County Code, Vol. II, Chapter 205 Zoning, Article III, Section 205-8 and Section 205-9, and Article XXVIII (changes and amendments) effective December 01, 2000, as amended (ref: CZ-10-02, Lakeland Park, Inc., Andrew Strine) *Public Hearing date to be determined. Note: This Ordinance was originally introduced on 2/23/10.*

OTHER BUSINESS

1. Move to go into Executive Session immediately following the meeting for preliminary discussion on site acquisition for a publicly funded capital improvement; legal strategy session regarding collective bargaining or pending or potential litigation; and personnel matters pursuant to 29 Del.C. 10004(b)(2), (4), and (9)
2. Move to have Executive Session immediately following the Committee Meetings on Tuesday, May 18, 2010, for preliminary discussion on site acquisition for a publicly funded capital improvement; legal strategy session regarding collective bargaining or pending or potential litigation; and personnel matters pursuant to 29 Del.C. 10004(b)(2), (4), and (9)

INFORMATION ITEMS

PUBLIC COMMENTS

COMMISSIONERS' COMMENTS

ADJOURN

EXECUTIVE SESSION

Immediately following the Business Meeting
Caucus Room

For preliminary discussion on site acquisition for a publicly funded capital improvement; legal strategy session regarding collective bargaining or pending or potential litigation; and personnel matters

Pursuant to 29 Del.C. 10004(b)(2), (4), & (9)

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Posted: 5/4/10

Revised: 5/6/10

Posted by: L. Tanaka

Time: 2:00 PM

Take down: Upon Replacement or on 5/12/10

29 Del.C. §10004(e)(2). The Agenda items as listed may not be considered in sequence. This Agenda is subject to change to include additional items including Executive Sessions or the deletion of items including Executive Sessions, which arise at the time of the meeting.