

KENT COUNTY LEVY COURT MEETING NOTICE AND AGENDA
Kent County Administrative Complex
555 Bay Road, Dover, DE 19901
Tuesday, June 29, 2010
Levy Court Chamber (Room 203)

4:00 P.M., OPEN HOUSE
5:00 P.M., RIBBON CUTTING CEREMONY/GRAND OPENING
Kent County Public Library
Longacre Village

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 10-12

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 June 22, 2010 Committee Meetings:

- Housing Rehabilitation Bids (>\$25,000)
- 2011 Garbage Collection Contract Bid Options
- PV Solar Panel System Project – Phase 3, Change Order No. 2 to Carr & Duff

Approval of Regular Business Meeting Minutes of Tuesday, June 15, 2010

PRESENTATIONS

1. **Resolution 3127**, Kent County Medal for Davione Robinson
2. Employee of the Month
3. Employer Support of the Guard and Reserve (ESGR) - Above and Beyond Award presentation to the Levy Court

INTRODUCTIONS

7:15 P.M., PUBLIC HEARINGS

PETITIONS TO AMEND COMPREHENSIVE PLAN MAP AND ZONING MAP:

Mr. Buckson:

1. **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.
(Reference: Application: CZ-10-04; Applicant: Beimac, LLC; Owner: Del-Homes, Inc.; Present Comprehensive Plan Map

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Designation: Low Density Residential; **Proposed Comprehensive Plan Map Designation:** Commercial; **Present Zoning District:** AC (Agricultural Conservation); **Proposed Zoning District:** OC (Office Complex); **Area and Location:** 235 acres ± (area of petition 1.67 acres ±) located on the east side of Golf Links Lane at the northeast side of the intersection of Ponderosa Drive, south of Dover; **Kent County Property Identification Number:** NM-00-105.00-01-02.00-000)

PETITION FOR CONDITIONAL USE APPROVAL:

Mr. Banta:

1. **Application:** C-10-04; **Applicant:** Joseph Analore; **Owner:** C'est Bon Rentals, LLC; **Present Zoning District:** BG (General Business); **Present Use:** Multiple Use Commercial Building; **Proposed Use:** Same with Lawn Mower Parts and Repair Shop; **Area and Location:** 0.9155 acres ± located on the east side of US Rt. 13, approximately 225 feet north of Co. Rd. 161, west of and adjacent to the town of Smyrna; **Kent County Property Identification Number:** DC-00-019.00-01-44.00-000

ORDINANCE RE: ISSUANCE OF GENERAL OBLIGATION DEBT OF KENT COUNTY RE: SEWER EXTENSION FOR KITTS HUMMOCK

Mr. Ennis:

1. **Ordinance LC10-22**, An Ordinance Authorizing the issuance of General Obligation Debt (Federally Taxable—Build America Bond—Issuer Subsidy) of Kent County for the construction and equipping of sewer extension for Kitts Hummock Area Sewer District Expansion and authorizing all necessary actions in connection therewith

ORDINANCES TO AMEND CHAPTER 83 OF THE KENT COUNTY CODE RELATING TO COUNTY EMPLOYEE RETIREMENT PROGRAM

Mr. Buckson:

1. **Ordinance LC10-06**, An Ordinance to amend Chapter 79 of The Kent County Code relating to Retiree Benefits to establish a Sliding Scale Benefit Cost Share
(Synopsis: This ordinance provides for a sliding scale health/medical insurance premium cost sharing arrangement for those eligible retirees (and dependents) hired after July 1, 2010 with less than 20 years of service.)
2. **Ordinance LC10-07**, An Ordinance to amend Chapter 83 of The Kent County Code relating to County Employee Retirement Program to establish a three percent contribution for newly hired employees

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3. **Ordinance LC10-08**, An Ordinance to amend Chapter 83 of The Kent County Code relating to County Employee Retirement Program to adjust the pension benefit multiplier for newly hired employees
(Synopsis: This ordinance reduces the pension benefit multiplier for County employees hired after the adoption of this ordinance.)
4. **Ordinance LC10-09**, An Ordinance to amend Chapter 83 of The Kent County Code relating to County Employee Retirement Program to increase the Vesting Requirement
(Synopsis: This ordinance changes the pension vesting requirement from five years to eight years for employees hired after adoption of this ordinance.)

CLOSE PUBLIC HEARINGS

OLD BUSINESS

NEW BUSINESS

Mr. Angel:

1. Property and Liability Insurances
2. MOU for Union Contract Extension, Wastewater Treatment Facility
3. Introduction of Ordinance LC10-23, Emergency Services Assistance Fund - An Ordinance to amend Kent County Code, Vol. I, Chapter 37, Emergency Services Assistance Fund to exempt Kent County Volunteer Fire Companies and Kent County Volunteer Ambulance and Emergency Medical Service providers that are members of the Kent County Volunteer Firemen's Association from paying the Emergency Services Assistance Fund building permit surcharge
4. *Action Item from June 22, 2010 Administration Committee Meeting: New Policy P10-04, re: Request for Proposals (RFPs)*

Mr. Eaby:

1. *Action Item from June 22, 2010 Finance Committee Meeting: Distribution of Reciprocal Borrowing Funds*

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)

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2. Move to have Executive Session immediately following the Committee Meetings on Tuesday, July 6, 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)

Posted: 6/22/10

Revised: 6/23/10

Posted by: L. Tanaka

Time: 4:30 PM

Take down: Upon Replacement or on 6/30/10

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.