

KENT COUNTY LEVY COURT COMBINED MEETING NOTICE AND AGENDA
Kent County Administrative Complex
555 Bay Road Dover DE 19901
Tuesday, September 15, 2020

Commissioners will meet in the Levy Court Chamber.

While the public is welcome to attend, capacity is limited due to social distancing. Telephone Conference calling will be available:

Call In Number is: 1-800-377-8846

Participant Passcode: 92535882#

7:00 P.M., BUSINESS MEETING

Call to Order

Invocation

Pledge of Allegiance

Moment of Silence for our Troops and First Responders

Roll Call and Determination of Quorum

Adoption of Agenda

Approval of Levy Court Meeting Minutes of Tuesday, August 18 and August 25, 2020

PRESENTATIONS:

1. **Resolution 3800**, Retirement of Michael Richard MacDonald
2. **Employees of the Months** of April – August 2020:
April – Sierra Horney; May – Greg Mansfield; *[June – John Tinger] to be rescheduled*; July – Amy Minner; August – KrisAnne Miley

INTRODUCTIONS

RECESS TO COMMITTEE MEETINGS

COMMITTEE MEETINGS

Finance Committee

Mr. Hall, Chairman

1. **Resolution 3799**, FY21 Delaware Transit Corporation Reimbursable Transportation Budget

Public Comments

Adjourn

Planning Services Committee

Mr. Buckson, Chairman

1. Barrett Farm Subdivision (SL-05-34) – Cash in Lieu of Active Recreation Area
2. **LC20-10 re: Child Care Facilities - Synopsis:** The ordinance permits child-care facilities by-right in the BG – General Business zoning district

Public Comments

Adjourn

RECONVENE BUSINESS MEETING

PUBLIC HEARINGS:

Mr. Buckson:

1. **Ordinance LC20-07** – 2018 Property Maintenance Code - An Ordinance to amend Kent County Code, Vol. I, Chapter 175: Property Maintenance to formally adopt the 2018 Property Maintenance Code published by the International Code Council with amendments and establish civil penalties for noncompliance

Mr. Hall:

1. **Resolution 3799**, FY21 Delaware Transit Corporation Reimbursable Transportation Budget

CLOSE PUBLIC HEARINGS

OLD BUSINESS

NEW BUSINESS

Potential Action Items from Committee Meetings:

Mr. Buckson:

1. *Barrett Farm Subdivision (SL-05-34) – Cash in Lieu of Active Recreation Area*
2. *Introduction of **Ordinance LC20-10 - Child Care Facilities** - An Ordinance to amend Kent County Code, Vol. II, Chapter 205, Zoning, as amended by revising Article XIII BG – General Business District, §205-169, Permitted Uses; Article XIII BG – General Business District, §205-170, Conditional Uses, Article XXI Conditional Uses, §205-365 Table of Conditional Uses in order to permit child-care facilities by-right in the BG General Business zoning district. For Public Hearing on Tuesday, October 27, 2020 at 7:00 P.M.*

End of Potential Action Items from Committee

Mr. Buckson:

1. **Introduction of Ordinance LC20-09**, 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-20-03; Applicant: Ching, LLC c/o Steve Martin*) For Public Hearing on Tuesday, October 27, 2020 at 7:00 P.M.

NEW BUSINESS, continued

Mr. Sweeney:

1. **Introduction of Resolution 3802**, A Resolution to extend the Kent County Stormwater Maintenance District pursuant to Chapter 52, Title 9 of the Delaware Code and Section 90.4.E(10), Chapter 187 of the Kent County Code – SWM-19-05 The Orchards Sections 1 & 2 *For Public Hearing on Tuesday, September 29, 2020 at 7:00 P.M.*

RECESS TO Executive Session

EXECUTIVE SESSION

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)

RECONVENE BUSINESS MEETING

NEW BUSINESS, continued

Mr. Angel:

1. Memorandum of Understanding – CWA

OTHER BUSINESS

1. Move to go into Executive Session immediately following the Business 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 go into Executive Session immediately following the Committee Meetings of September 22, 2020 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

Posted: 9/08/20
Revised: 9/15/20
Posted by: L. Tanaka
Time: 4:20 PM

Take down: Upon Replacement or on 9/16/20

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.