

KENT COUNTY LEVY COURT COMBINED MEETING NOTICE AND AGENDA
Kent County Administrative Complex
555 Bay Road, Dover, DE 19901
Tuesday, December 18, 2018
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

Approval of Business Meeting Minutes of November 27th, December 4th, and December 11th, 2018

PRESENTATIONS:

1. **Resolution 3725**, Retirement of Lisa Bryant
 2. **Resolution 3726**, Retirement of Wilson Branham
 3. For the Record: Employee of the Year – Larry Riddick
 4. Employee of the Month, January 2019
-

NEW BUSINESS

Mr. Angel:

1. *Action item from December 4, 2018 Administration Committee Meeting: Dual Compensation Policy Revision (Kent County Levy Court Policy Amendment P18-05)*

PUBLIC HEARINGS

**ORDINANCE AMENDING THE FY19 ANNUAL OPERATING BUDGET
TO APPROPRIATE FUNDS FOR A NEW EMS FACILITY**

Mr. Hosfelt:

1. **Ordinance LC18-21**, An Ordinance to amend Ordinance 18-06, the FY19 Annual Operating Budget of Kent County, Delaware for the fiscal year beginning July 1, 2018 to appropriate funds for a new Emergency Medical Services facility

PUBLIC HEARINGS, continued

PETITION TO AMEND COMPREHENSIVE PLAN MAP AND ZONING MAP:

Mr. Sweeney:

1. **Ordinance LC18-18**, 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-18-10; **Applicant & Owner:** Moore's Lake Shopping Center; **Proposed Zoning District:** BN (Neighborhood Business) & BG (General Business); **Area & Location / ID#:** 2.04± acres consisting of 1.82± acres on the west side of South State Street, 400' south of Lebanon Road (DE Rt. 10) & 0.22± acre southerly portion of Coursen Road to BN & 0.33+ acres on the south side of Lebanon Road (DE Rt. 10) and the west side of Coursen Road to BG / NM-00-095.06-02-23.00-000 & NM-00-095.06-02-01.00-000)*

PETITION TO AMEND ZONING MAP:

Mr. Buckson:

1. **Ordinance LC18-11**, An Ordinance to amend 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 #:** Z-18-01; **Applicant & Owner:** Robert & Catherine Murphy; **Proposed Zoning District:** BG (General Business) Without Conditions; **Area & Location / ID#:** 25.32± acres (Area of Petition: 20.5± acres) on south side of Milford Neck Rd. (Co. Rd. 120), adjacent to the intersection with Pritchett Road (Co. Rd. 422), southeast of Frederica / MD-00-152.00-01-22.00-000 & MD-00-152.00-01-23.000)*

KENT COUNTY ORDINANCE:

Mr. Buckson:

1. **Ordinance LC18-19 Mini-warehouses:** An Ordinance to amend Kent County Code, Vol. II, Chapter 205, Zoning, as amended by revising Article XI, BN – Neighborhood Business District, §205-140, Conditional Uses; Article XIII, BG – General Business District, §205-169, Permitted Uses and §205-170, Conditional Uses; Article XIV, IL – Limited Industrial §205-184, Permitted Uses and §205-185, Conditional Uses; Article XV, IG – General Industrial, §205-199, Permitted Uses and §205-200, Conditional Uses; and Article XXI, Conditional Uses, §205-365 Table of Conditional Uses in order to permit mini-warehouses as a conditional use in the BN district and by-right in the BG, IL, and IG Districts.

PUBLIC HEARINGS, continued

EXTENSION OF STORMWATER MAINTENANCE DISTRICT RESOLUTIONS:

Mr. Hosfelt:

1. **Resolution 3722**, 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 – Hidden Creek - Lots 1-68 as recorded in Plat Book 72, Pages 60-62, as amended or revised in the Office of the Recorder of Deeds in and for Kent County, Delaware

Mr. Sweeney:

1. **Resolution 3724**, 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 - The First Tenth - Lots 1-15 as recorded in Plat Book 58, Pages 22-23, as amended or revised in the Office of the Recorder of Deeds in and for Kent County, Delaware

CLOSE PUBLIC HEARINGS

RECESS TO COMMITTEE MEETINGS

COMMITTEE MEETINGS

Administration Committee

Mr. Angel, Chairman

1. Proposed Amendment to Ground Lease (Kent County Regional Sports Complex)

Public Comments

Adjourn

Community Services Committee

Mr. Sweeney, Chairman

1. Advantech – Camera Replacement and Maintenance for KCC
2. 2018 ORPT Grant Award and Contract

Public Comments

Adjourn

COMMITTEE MEETINGS, continued

Public Works Committee

Mr. Howell, Chairman

1. **Ordinance LC18-20**, An Ordinance to amend Kent County Code, Vol. II, Chapter 180, Sanitary Standards, as amended by revising Article IV, Sewer System Design, §180-21, Sanitary sewer district creation, extension or modification requests in order to enable limited creation, extension, or modification of a sanitary sewer district when outside of the Kent County Growth Zone Overlay District (*Follow-up from 11/13/18 re: Chapter 180 Code Revisions.*)

Public Comments

Adjourn

RECONVENE BUSINESS MEETING

OLD BUSINESS

NEW BUSINESS

Mr. Angel:

1. **Action Item from Administration Committee Meeting** re Proposed Amendment to Ground Lease

Mr. Sweeney:

1. **Action Items from Community Services Committee Meeting** re:
 - 1) Advantech – Camera Replacement and Maintenance for KCC
 - 2) 2018 ORPT Grant Award and Contract

Mr. Howell:

1. **Potential Action Item from Public Works Committee Meeting:** Introduction of **Ordinance LC18-20**, An Ordinance to amend Kent County Code, Vol. II, Chapter 180, Sanitary Standards, as amended by revising Article IV, Sewer System Design, §180-21, Sanitary sewer district creation, extension or modification requests in order to enable limited creation, extension, or modification of a sanitary sewer district when outside of the Kent County Growth Zone Overlay District *for public hearing on Tuesday, January 15, 2018 at 7:00 PM.*

Kent County Levy Court Meeting Notice and Agenda

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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)

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: 12/11/18

Revised: 12/18/18

Posted by: L. Tanaka

Time: 11:53 AM

Take down: Upon Replacement or on 12/19/18

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.