REGULAR COUNCIL MEETING
AGENDA

AUGUST 24, 2015 - 7:30 P.M.

CITY HALL COUNCIL CHAMBERS
15 LOOCKERMAN PLAZA
DOVER, DELAWARE

OPEN FORUM - 15 MINUTES PRIOR TO OFFICIAL MEETING (7:15 P.M.)

THE "OPEN FORUM" SEGMENT IS PROVIDED TO EXTEND THE OPPORTUNITY TO THE GENERAL PUBLIC TO SHARE THEIR QUESTIONS, THOUGHTS, COMMENTS, CONCERNS, AND COMPLAINTS. DISCUSSION OF ANY ITEM APPEARING ON THE AGENDA AS A PUBLIC HEARING IS PROHIBITED DURING THE OPEN FORUM AS AN OPPORTUNITY WILL BE PROVIDED DURING CONSIDERATION OF THAT ITEM. CITIZEN COMMENTS ARE LIMITED TO THREE (3) MINUTES. COUNCIL IS PROHIBITED FROM TAKING ACTION SINCE THEY ARE NOT IN OFFICIAL SESSION; HOWEVER, THEY MAY SCHEDULE SUCH ITEMS AS REGULAR AGENDA ITEMS AND ACT UPON THEM IN THE FUTURE.

INVOCATION BY REVEREND THEODORE HENDERSON

PLEDGE OF ALLEGIANCE LED BY COUNCILMAN NEIL

AGENDA ADDITIONS/DELETIONS

* **CONSENT AGENDA**

THOSE ITEMS ON THE COUNCIL AGENDA WHICH ARE CONSIDERED ROUTINE AND NON-CONTROVERSIAL SHALL BE MARKED WITH AN ASTERISK (*) AND WILL BE ACTED UPON BY A SINGLE ROLL CALL VOTE OF THE COUNCIL. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A MEMBER OF COUNCIL SO REQUESTS, IN WHICH EVENT THE MATTER SHALL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED A SEPARATE ITEM.

* 1. **ADOPTION OF MINUTES**
   - **A. SPECIAL COUNCIL MEETINGS - BUDGET REVIEW OF MAY 27-28 AND JUNE 1-3, 2015**
   - **B. REGULAR COUNCIL MEETING OF AUGUST 10, 2015**

2. **PRESENTATION BY THE KIWANIS CLUB TO THE GREATER DOVER BOYS AND GIRLS CLUB**

3. **PROCLAMATION - NATIONAL PREPAREDNESS MONTH**

4. **MAYOR ROBIN R. CHRISTIANSEN'S VETO OF THE MOTION ADOPTED BY CITY COUNCIL ON JULY 27, 2015 - TO AFFIRM CITY COUNCIL'S DECISION OF MARCH 23, 2015, TO MOVE THE ECONOMIC DEVELOPMENT OFFICE UNDER THE CITY MANAGER, WITH THE UNDERSTANDING THAT THIS MATTER WILL BE REVISITED IN SEPTEMBER, WHICH COULD LEAD TO A DIFFERENT ACTION**

* **5. PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE REPORT - AUGUST 10, 2015**

A. EXCEPTION REQUEST TO ALLOCATE DOWN PAYMENT ASSISTANCE OUTSIDE OF THE DOWNTOWN DEVELOPMENT DISTRICT TARGET AREA

(COMMITTEE RECOMMENDED ALLOCATING $20,000 IN DOWN PAYMENT ASSISTANCE OUTSIDE OF THE DOWNTOWN DEVELOPMENT DISTRICT TARGET AREA TO A CLIENT EXPERIENCING A HARDSHIP)

B. RECREATION NEEDS ASSESSMENT

(COMMITTEE RECOMMENDED ACCEPTANCE OF THE RECREATION NEEDS ASSESSMENT)

C. STRATEGIC PLANNING AND GOAL SETTING (RESTORING CENTRAL DOVER STRATEGIC PLAN)

(COMMITTEE RECOMMENDED ISSUING AN INVITATION TO THE MEMBERS OF THE RESTORING CENTRAL DOVER STEERING COMMITTEE TO MEET WITH THE PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE)

(COMMITTEE DEFERRED THIS ITEM FOR FURTHER DISCUSSION DURING THE SEPTEMBER 14, 2015 PARKS, RECREATION, AND COMMUNITY ENHANCEMENT MEETING)

* **6. UTILITY COMMITTEE REPORT - AUGUST 10, 2015**

A. ANNUAL REVIEW AND APPROVAL OF GOVERNING POLICY FOR ENERGY COMMODITY RISK MANAGEMENT

(*COMMITTEE RECOMMENDED ACCEPTANCE OF THE REVISED POLICY***)**

B. QUARTERLY REVIEW OF UTILITY RELATED CAPITAL INVESTMENT PLAN (CIP) (ELECTRIC AND WATER/WASTEWATER) *(APRIL, MAY, AND JUNE)* (PRE-AUDIT)

(COMMITTEE RECOMMENDED ACCEPTANCE OF THE REPORT)

C. TEA/NAES REPORT *(JUNE)*

(COMMITTEE RECOMMENDED ACCEPTANCE OF THE REPORT)

D. UPDATES

(COMMITTEE RECOMMENDED ACCEPTANCE OF THE UPDATES)

* **7. LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE REPORT - AUGUST 10, 2015**

A. AFRICAN AMERICAN BUSINESS AND WORKFORCE INCLUSION REPORT (ECONOMIC INCLUSION STUDY) BY DELAWARE STATE UNIVERSITY CENTER FOR ECONOMIC DEVELOPMENT AND TRADE (DR. MICHAEL CASSON)

(COMMITTEE RECOMMENDED ACCEPTANCE OF THE REPORT)

B. REQUEST TO WAIVE DEMOLITION LIENS - 27 NORTH NEW STREET AND 45, 67, AND 101 SOUTH QUEEN STREET

(COMMITTEE RECOMMENDED APPROVAL OF STAFF'S RECOMMENDATION TO AUTHORIZE THE PROPERTIES TO BE TRANSFERRED FROM DR. JOE BURDEN, JR. TO CENTRAL DELAWARE HABITAT FOR HUMANITY WITHOUT COLLECTING THE CITY'S LIENS AGAINST THE PROPERTIES IN EXCHANGE FOR A PAYMENT OF $30,000 FROM CENTRAL DELAWARE HABITAT FOR HUMANITY ($7,500 PER PARCEL))

C. DISPOSITION OF CITY OWNED LAND – PROPERTY LOCATED AT 710 AND 715 SLAUGHTER STREET

(COMMITTEE RECOMMENDED THE FOLLOWING: 1. DETERMINE THAT THE SUBJECT PROPERTIES ARE EXCESS PROPERTIES; AND 2. AUTHORIZE THE CITY MANAGER TO DISPOSE OF THE SUBJECT PROPERTIES USING THE "STANDARD METHOD OF DISPOSITION" OF THE PROCEDURE FOR SALE AND DISPOSITION OF REAL PROPERTY)

* **7. LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE REPORT - AUGUST 10, 2015 (CONTINUED)**

D. PROPOSED ORDINANCE #2015-13 AMENDING APPENDIX B - ZONING, ARTICLE 3 - DISTRICT REGULATIONS, SECTION 2 - GENERAL RESIDENCE ZONES (RG-1 AND RG-2); ARTICLE 4 - ZONING BULK AND PARKING REGULATIONS, SECTION 4.2 - RG-1 (GENERAL RESIDENCE ZONES); AND ARTICLE 5 - SUPPLEMENTARY REGULATIONS, SECTION 1 - SUPPLEMENTARY REGULATIONS APPLYING TO RESIDENCE ZONES (SPONSORS: HUTCHISON AND TOWNSHEND)

*(COMMITTEE RECOMMENDED ADOPTION OF PROPOSED ORDINANCE #2015-13)***(SEE ITEM #9)**

E. SEMI-ANNUAL REVIEW - STATISTICS REGARDING JOBS AND BUSINESSES GAINED AND LOST IN THE CITY OF DOVER SINCE JANUARY 2015

(COMMITTEE DEFERRED DISCUSSION OF THIS ITEM UNTIL THE NEXT MEETING)

* **8. DISCHARGING THE AD HOC FINANCIAL AND OPERATIONAL ADVISORY COMMITTEE**

9. FIRST READING OF PROPOSED ORDINANCE #2015-13 AMENDING APPENDIX B - ZONING

THE FIRST READING IS OFFERED ON THE PROPOSED ORDINANCE. AMENDMENTS TO APPENDIX B - ZONING REQUIRE A PUBLIC HEARING. IT IS RECOMMENDED FOR REFERRAL TO THE PLANNING COMMISSION ON SEPTEMBER 21, 2015, AND THAT A PUBLIC HEARING BE SET FOR OCTOBER 12, 2015 AT 7:30 P.M., AT WHICH TIME THE FINAL READING AND COUNCIL ACTION WILL TAKE PLACE. COPIES OF ALL PROPOSED ORDINANCES ARE AVAILABLE AT THE ENTRANCE OF THE COUNCIL CHAMBERS OR CAN BE OBTAINED FROM THE CITY CLERK'S OFFICE.

A. PROPOSED ORDINANCE #2015-13 AMENDING APPENDIX B - ZONING, ARTICLE 3 - DISTRICT REGULATIONS, SECTION 2 - GENERAL RESIDENCE ZONES (RG-1 AND RG-2); ARTICLE 4 - ZONING BULK AND PARKING REGULATIONS, SECTION 4.2 - RG-1 (GENERAL RESIDENCE) ZONES; AND ARTICLE 5 - SUPPLEMENTARY REGULATIONS, SECTION 1 - SUPPLEMENTARY REGULATIONS APPLYING TO RESIDENCE ZONES

10. ANNEXATION/REZONING REQUEST/FIRST READING OF PROPOSED ORDINANCE #2015-14

THE FIRST READING IS OFFERED ON THE FOLLOWING PROPOSED ORDINANCE. IT IS RECOMMENDED FOR REFERRAL TO THE UTILITY COMMITTEE ON SEPTEMBER 14, 2015; THE PLANNING COMMISSION ON SEPTEMBER 21, 2015; AND THAT A PUBLIC HEARING BE SET FOR OCTOBER 12, 2015 AT 7:30 P.M. COPIES OF ALL PROPOSED ORDINANCES ARE AVAILABLE AT THE ENTRANCE OF THE COUNCIL CHAMBERS OR CAN BE OBTAINED FROM THE CITY CLERK'S OFFICE.

A. PROPERTY LOCATED ON THE EASTERLY SIDE OF NIXON LANE, CONSISTING OF .5171$^{+/-}$ ACRES (LOT 1) AND 121 ACORN LANE, CONSISTING OF .4609$^{+/-}$ ACRES (LOT 2), OWNED BY PAUL C. PHILLIPS AND THERESA HOSHUE. THIS PROPERTY IS CURRENTLY ZONED RS-1 - SINGLE FAMILY RESIDENTIAL (KENT COUNTY ZONING CLASSIFICATION) AND THE PROPOSED ZONING IS R-8 - ONE FAMILY RESIDENTIAL (CITY OF DOVER ZONING CLASSIFICATION)

(TAX PARCELS: ED-00-068.19-01-25.00-000 (LOT 1) AND ED-00-068.19-01-25.01-000 (LOT 2); COUNCIL DISTRICT: 3; PLANNING REFERENCE: AX-15-01)

11. COUNCIL MEMBERS' ANNOUNCEMENTS

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