REGULAR COUNCIL MEETING
AGENDA

OCTOBER 13, 2014 - 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 LYNN

AGENDA ADDITIONS/DELETIONS

* **CONSENT AGENDA**

Those items on the Council Agenda which are considered routine and non-controversial are 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 MEETING OF AUGUST 25, 2014**
- **B. REGULAR COUNCIL MEETING OF SEPTEMBER 22, 2014**

2. PRESENTATIONS
- **A. CERTIFICATE OF APPRECIATION - AMY MULLEN**
- **B. CERTIFICATE OF CONGRATULATIONS - KRAFT FOODS 50TH ANNIVERSARY**
- **C. COLONEL ALLEN MCLANE PUBLIC SYMPOSIUM (*TOM WELCH*)**
- **D. 2014 MAYOR'S ARTS AWARDS**

SHARON CROSSEN	**ALEX BROWN**
DELAWARE FRIENDS OF FOLK	**MARIUS SANDER**
GARY KNOX	**TYMIR THOMPKINS**
ELIZABETH STANT	

- **E. DOWNTOWN DEVELOPMENT DISTRICT PROGRAM (*CONSTANCE HOLLAND*)**

3. PROCLAMATION - NATIONAL COMMUNITY PLANNING MONTH

4. PUBLIC HEARINGS/FINAL READINGS OF PROPOSED ORDINANCES

THE FIRST READING OF THE PROPOSED ORDINANCES WAS ACCOMPLISHED DURING THE COUNCIL MEETING OF AUGUST 25, 2014. COPIES ARE AVAILABLE AT THE ENTRANCE OF THE COUNCIL CHAMBERS.

A. #2014-18 AMENDING APPENDIX B - ZONING, ARTICLE 3 - DISTRICT REGULATIONS, SECTION 24 - PLANNED NEIGHBORHOOD DESIGN OPTION (PND), SUBSECTION 24.62 - BUFFERS AND ARTICLE 4 - ZONING BULK AND PARKING REGULATIONS, SECTIONS 4.10 AND 4.11

B. #2014-20 AMENDING APPENDIX B - ZONING, ARTICLE 10 - PLANNING COMMISSION, SECTION 2 - SITE DEVELOPMENT PLAN APPROVAL

* **5. UTILITY COMMITTEE REPORT - SEPTEMBER 22, 2014**

A. AMENDMENTS TO THE LAKELAND INTERCONNECTION AGREEMENT (TIDEWATER UTILITIES)

(Committee recommended authorizing the City Manager to amend the existing Lakeland Interconnection Agreement with Tidewater Utilities, Inc. to include the monthly facilities charge allowed in Tidewater's tariff and to also include the supply of both domestic water and fire protection at the meter location)

* **6. LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE REPORT - SEPTEMBER 22, 2014**

A. PROPOSED FINANCIAL REFORMS - COMPENSATION POLICIES

(Committee recommended that the proposed compensation policies be referred to the City Solicitor for a legal opinion)

B. BANK QUALIFIED LOAN FOR THE COMPLETION OF THE STREET AND STORM WATER IMPROVEMENTS AT THE GARRISON OAK TECHNICAL PARK (GOTP), SELF-CONTAINED BREATHING APPARATUS (SCBA)(FIRE), AND RADIOS (FIRE AND POLICE)

(Committee recommended acceptance of the PNC Bank proposal and adoption of Resolution No. 2014-12 authorizing the issuance and sale of up to $4,135,000 in General Obligation Bonds)

C. PROPOSED ORDINANCE #2014-22 - BUDGET AMENDMENT RELATED TO CAPITAL INVESTMENT PLAN - FISCAL YEAR 2014 (FY14) CARRY-FORWARD BALANCES (See Item #11)

(Committee recommended adoption of Proposed Ordinance #2014-22)

D. COMMUNITY TRANSPORTATION PROJECT - THIRD-PARTY SPONSORSHIP - SOLID ROCK BAPTIST CHURCH COMMUNITY OUTREACH CENTER

(Committee recommended authorizing the City Manager to enter into a Community Transportation Fund (CTF) agreement with DelDOT, process the funding as a third-party sponsor, work with members of the Solid Rock Baptist Church or their designee to get the correct narrative language for the bid document, and complete the project in a timely manner)

* **7. SPECIAL DOVER HUMAN RELATIONS COMMISSION REPORT - SEPTEMBER 23, 2014 WORKSHOP**

A. PRESENTATION - DOVER PUBLIC LIBRARY CHANGING AMERICA EXHIBIT STEERING COMMITTEE VOLUNTEERS *(MICHELLE HUGHES*)

(Commission action not required)

* **7. SPECIAL DOVER HUMAN RELATIONS COMMISSION REPORT - SEPTEMBER 23, 2014 WORKSHOP (CONTINUED)**

B. PRESENTATION - RE-ENTRY OPPORTUNITY PROGRAM *(KEN ABRAHAM)*

(Commission action not required)

C. DISCUSSION - DHRC AUTHORITY AND COMPLAINT PROCESS/FORMULATION OF COMPLAINT PROCESS AND FORM (*CITY SOLICITOR NICHOLAS RODRIGUEZ AND COMMISSIONER GAIL LAUNAY-TARLECKI, STATE OF DELAWARE HUMAN RELATIONS COMMISSION***)**

(Commission action not required)

D. REVIEW OF DRAFT DHRC 2015-2018 STRATEGIC PLAN (*COMMISSIONER RUANE***)**

(Commission recommended adoption of the City of Dover Human Relations Commission Strategic Plan 2015-2018)

(Commission recommended committee assignments, as follows: 1) Government Policies, Programs, and Practices Committee - Mr. Ruane (Chair) and Mr. McGiffin; 2) Community Engagement - Mr. Roach (Chair) and Ms. Hicks; 3) Education Committee - Mr. Henderson (Chair) and Mrs. Sadusky; and 4) Communications Committee - Ms. Smith (Chair) and Ms. Stewart)

E. COMMISSION MEMBERS' ANNOUNCEMENTS

(Commission action not required)

8. UTILITY COMMITTEE REPORT - OCTOBER 13, 2014

(*Except for the following time sensitive issue, the Utility Committee Report of October 13, 2014 will be presented to Council during their Regular Meeting of October 27, 2014 for Council's review and consideration)*

A. DEDICATION OF RIGHTS-OF-WAY AND PUBLIC INFRASTRUCTURE - VILLAGE OF CANNON MILL (PHASES I, II, III, AND IV)

* **9. MONTHLY REPORTS - AUGUST 2014**

A. CITY ASSESSOR'S REPORT
B. CITY MANAGER'S REPORT
C. CITY PLANNER'S REPORT
D. CONTROLLER/TREASURER'S BUDGET REPORT (JULY AND AUGUST)
E. ECONOMIC DEVELOPMENT OFFICE REPORT
F. FIRE CHIEF'S REPORT
G. POLICE CHIEF'S REPORT

10. EVALUATION OF BIDS

A. VILLAGE OF CANNON MILL PAVING IMPROVEMENTS PROJECT

(Staff recommends awarding a unit price contract, based upon Bid #15-0001PW for the Village of Cannon Mill Paving Improvements Project, to George & Lynch, Inc. The Public Works Director may add or delete from the contract, up to 35%, based on available funding throughout the contract period, and inform the City Manager of such additions and deletions. All work will be paid for at the unit prices bid for work completed and accepted by the City of Dover. Work to be authorized will not exceed available funding)

B. ARC-RATED FLAME RESISTANT CLOTHING PROGRAM

(Staff recommends awarding the contract to Tyndale Company, Inc.)

11. FIRST READING - PROPOSED ORDINANCE #2014-22

THE FIRST READING IS OFFERED ON THE FOLLOWING PROPOSED ORDINANCE. FINAL ACTION BY COUNCIL WILL TAKE PLACE DURING THE SECOND READING OF THE ORDINANCE ON OCTOBER 27, 2014. 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 #2014-22 - BUDGET AMENDMENT RELATED TO CAPITAL INVESTMENT PLAN - FISCAL YEAR 2014 (FY14) CARRY-FORWARD BALANCES

(Legislative, Finance, and Administration Committee)

12. COUNCIL MEMBERS' ANNOUNCEMENTS

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