REGULAR COUNCIL MEETING
AGENDA

SEPTEMBER 26, 2016 - 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 CHAPLAIN WALLACE DIXON

PLEDGE OF ALLEGIANCE LED BY COUNCILMAN HARE

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 MEETING OF SEPTEMBER 12, 2016**
- **B. REGULAR COUNCIL MEETING OF SEPTEMBER 12, 2016**

2. PROCLAMATIONS

- **A. CYBER SECURITY AWARENESS MONTH**
- **B. FIRE PREVENTION WEEK**
- **C. HALLOWEEN TRICK-OR-TREAT**

3. ECONOMIC DEVELOPMENT COMMITTEE REPORT - SEPTEMBER 13, 2016

A. ECONOMIC DEVELOPMENT COMMITTEE TRANSITION DISCUSSION

(1) REVIEW TEAM MEMBERSHIP TO DETERMINE IF OTHERS ARE NEEDED TO ACCOMPLISH THE GOAL/VISION - PROPOSED RESOLUTION NO. 2016-11 AMENDING RESOLUTION NO. 2016-09 FORMALLY ESTABLISHING THE ECONOMIC DEVELOPMENT COMMITTEE

(COMMITTEE RECOMMENDED ADDING TWO (2) MINORITY VOTING MEMBERS WHO ARE ECONOMIC DEVELOPMENT OR BUSINESS ORIENTED TO THE ECONOMIC DEVELOPMENT COMMITTEE, WITH QUALIFICATIONS AND SELECTION TO BE DETERMINED BY COUNCIL AND ADOPTING PROPOSED RESOLUTION NO. 2016-11)

* **B. RURAL ECONOMIC DEVELOPMENT LOAN PROGRAM (REDL)**

* **C. REVIEW OF REQUESTS FOR UTILITY CONNECTION ASSISTANCE**

(COMMITTEE RECOMMENDED THAT THE CITY PAY FOR THE COST OF EXTENDING THE ELECTRICAL AND WATER/SEWER INFRASTRUCTURE FOR THE PROJECTS AT 420 REED STREET AND 131 WEST LOOCKERMAN STREET AS IT RELATES TO THE WATER AND SEWER FROM THE MAIN TO THE RIGHT-OF-WAY LINE AND THE REMAINDER WOULD BE THE PRIVATE PROPERTY OWNERS' RESPONSIBILITY)

* **D. ECONOMIC DEVELOPMENT COMMITTEE TRANSITION DISCUSSION (CONTINUED FROM ITEM #3-A)**

(1) PROVIDE AN ORIENTATION TO THE INITIATIVE

(2) REVIEW PURPOSE OF TEAM

(3) ADOPT A GOAL/VISION

(4) IDENTIFY CHALLENGES TO THE GOAL/VISION AND DEVELOP STRATEGIES

* **E. ORGANIZATIONAL ITEMS**

(1) IDENTIFY MEETING ROLES

(2) DISCUSS AND ADOPT GROUND RULES FOR FUTURE MEETINGS

* **F. SETTING THE NEXT AGENDA AND SCHEDULING THE MEETING**

(MEETINGS WILL BE HELD THE TUESDAY FOLLOWING THE 2ND AND 4TH MONDAY OF THE MONTH)

4. COUNCIL COMMITTEE OF THE WHOLE REPORT - SEPTEMBER 13, 2016

* **A. PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE**

(1) REVIEW OF ACTIVE RECREATION AREA PLAN - LOOCKERMAN WAY REDEVELOPMENT MASTER PLAN: TWO MIXED USE BUILDINGS AT 126 WEST LOOCKERMAN STREET (PLANNING REFERENCES S-16-18 AND HI-16-05)

(COMMITTEE RECOMMENDED APPROVAL OF THE ACTIVE RECREATION AREA PLAN WITH THE COMMENTS AND CONDITIONS PROVIDED)

(2) RE-EVALUATION OF THE NEED FOR THE BLUE LIGHT PHONES IN CITY PARKS

(COMMITTEE RECOMMENDED APPROVAL OF STAFF'S RECOMMENDATION TO DISCONTINUE THE BLUE LIGHT PHONE PROGRAM IN CITY PARKS, DUE TO THE SIGNIFICANT INCREASE IN PERSONAL CELL PHONE OWNERSHIP AND USE SINCE 2007, AS WELL AS THE HISTORICAL LOW USE OF THE PHONES)

(3) PROPOSED LAND SWAP - CAPITOL BAPTIST CHURCH/MAYFAIR PARK

(COMMITTEE ACTION NOT REQUIRED)

(4) REVIEW OF NEW CASTLE COUNTY DISORDERLY PREMISES ORDINANCE

(COMMITTEE RECOMMENDED REQUESTING THAT STAFF CREATE A DISORDERLY PREMISES ORDINANCE FOR CONSIDERATION BY THE COMMITTEE WITHIN 60 DAYS)

4. COUNCIL COMMITTEE OF THE WHOLE REPORT - SEPTEMBER 13, 2016 (CONTINUED)

* **A. PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE (CONTINUED)**

(5) DISCUSSION OF SURVEY RESULTS REGARDING PROGRAMS, ACTIVITIES, AND NEW BUILDING AT DOVER PARK

(COMMITTEE ACTION NOT REQUIRED)

(6) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM QUARTERLY UPDATE (APRIL, MAY, AND JUNE)

(COMMITTEE ACTION NOT REQUIRED)

B. UTILITY COMMITTEE

* **(1) DEDICATION OF RIGHTS-OF-WAY AND PUBLIC INFRASTRUCTURE - CRAWFORD CARROLL AVENUE**

(COMMITTEE RECOMMENDED ACCEPTANCE OF DEDICATION OF RIGHTS-OF-WAY AND PUBLIC INFRASTRUCTURE FOR CRAWFORD CARROLL AVENUE FROM WEST RUSTIC LANE TO KW BOULEVARD. THE DEDICATION IS TO INCLUDE ALL OF THE REFERENCED PUBLIC IMPROVEMENTS)

(2) WATER PRODUCTION WELL #6 FENCING UPGRADE

(COMMITTEE REFERRED TO CITY COUNCIL WITHOUT A RECOMMENDATION)

5. ICMA 401 PLAN AMENDMENT FOR NON-BARGAINING EMPLOYEES

* **6. APPOINTMENT RECOMMENDED BY COUNCIL PRESIDENT SLAVIN - CONSTRUCTION AND PROPERTY MAINTENANCE CODE BOARD OF APPEALS - COUNCILMAN FRED NEIL - ANNUAL APPOINTMENT TO EXPIRE MAY 22, 2017**

7. REZONING REQUEST FOR PROPERTY LOCATED AT 51 ROOSEVELT AVENUE - FIRST READING OF PROPOSED ORDINANCE #2016-20

THE FIRST READING IS OFFERED ON THE PROPOSED ORDINANCE. IT IS RECOMMENDED FOR REFERRAL TO THE PLANNING COMMISSION FOR A PUBLIC HEARING ON OCTOBER 17, 2016 AND THAT A PUBLIC HEARING BEFORE CITY COUNCIL BE SET FOR NOVEMBER 14, 2016 AT 7:30 P.M., AT WHICH TIME THE FINAL READING AND COUNCIL ACTION WILL TAKE PLACE. THE ORDINANCE IS AVAILABLE AT THE ENTRANCE OF THE COUNCIL CHAMBERS, ON THE CITY'S WEBSITE AT WWW.CITYOFDOVER.COM UNDER "GOVERNMENT," OR BY CONTACTING THE CITY CLERK'S OFFICE AT 736-7008 OR CITYCLERK@DOVER.DE.US.

A. PROPERTY LOCATED AT 51 ROOSEVELT AVENUE, CONSISTING OF 7,675$^{+/-}$ S.F., OWNED BY CARLA M. AND JOHN W. RUSSUM. THIS PROPERTY IS CURRENTLY ZONED R-8 (ONE-FAMILY RESIDENCE) AND THE PROPOSED ZONING IS C-1 (NEIGHBORHOOD COMMERCIAL)

(TAX PARCEL: ED-05-077.17-05-72.00-000; PLANNING REFERENCES: Z-16-05 AND MI-16-13; COUNCIL DISTRICT 2)

8. CITY MANAGER'S ANNOUNCEMENTS

9. COUNCIL MEMBERS' ANNOUNCEMENTS

10. ADJOURNMENT

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EXECUTIVE SESSION PURSUANT TO:

29 DEL. C. §10004(B)(2) - PRELIMINARY DISCUSSIONS ON SITE ACQUISITIONS FOR ANY PUBLICLY FUNDED CAPITAL IMPROVEMENTS, OR SALES OR LEASES OF REAL PROPERTY;

29 DEL. C. §10004(B)(4) - STRATEGY SESSIONS, INCLUDING THOSE INVOLVING LEGAL ADVICE OR OPINION FROM AN ATTORNEY-AT-LAW, WITH RESPECT TO COLLECTIVE BARGAINING OR PENDING OR POTENTIAL LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE AN ADVERSE EFFECT ON THE BARGAINING OR LITIGATION POSITION OF THE PUBLIC BODY;

29 DEL. C. §10004(B)(6) - DISCUSSION OF THE CONTENT OF DOCUMENTS, EXCLUDED FROM THE DEFINITION OF "PUBLIC RECORD" IN §10002 OF THIS TITLE WHERE SUCH DISCUSSION MAY DISCLOSE THE CONTENTS OF SUCH DOCUMENTS;

29 DEL. C. §10004(B)(9) - PERSONNEL MATTERS IN WHICH THE NAMES, COMPETENCY AND ABILITIES OF INDIVIDUAL EMPLOYEES ARE DISCUSSED, UNLESS THE EMPLOYEE REQUESTS THAT SUCH A MEETING BE OPEN