REGULAR COUNCIL MEETING
AGENDA

OCTOBER 9, 2017 - 7:30 P.M.

CITY HALL COUNCIL CHAMBERS
15 LOOCKERMAN PLAZA
DOVER, DELAWARE

OPEN FORUM - 30 MINUTES PRIOR TO OFFICIAL MEETING (7:00 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 DR. DOUGLAS L. GRIFFIN - PRESBYTERIAN CHURCH OF DOVER

PLEDGE OF ALLEGIANCE LED BY MAYOR CHRISTIANSEN

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 - REGULAR COUNCIL MEETING OF SEPTEMBER 25, 2017**

2. **PUBLIC HEARING/FINAL READING OF PROPOSED ORDINANCE #2017-12 WITH STAFF AMENDMENT #1 (SA#1) AND PLANNING COMMISSION AMENDMENT #1 (PCA#1)**

   THE FIRST READING OF THE PROPOSED ORDINANCE WAS ACCOMPLISHED DURING THE COUNCIL MEETING OF AUGUST 28, 2017. THE ORDINANCE IS AVAILABLE AT THE ENTRANCE OF THE COUNCIL CHAMBERS AND ON THE CITY'S WEBSITE AT WWW.CITYOFDOVER.COM UNDER "GOVERNMENT."

   A. **AMENDING APPENDIX B - ZONING, ARTICLE 5 - SUPPLEMENTARY REGULATIONS, AND ARTICLE 6 - OFF-STREET PARKING, DRIVEWAYS AND LOADING FACILITIES**

3. **PRESENTATION - 2017 MAYOR'S ARTS AWARDS**
   A. **TERESA EMMONS**
   B. **JACKIE MCCABE**

* **4. COUNCIL COMMITTEE OF THE WHOLE REPORT - SEPTEMBER 26, 2017**

A. LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE

(1) PROPOSED ORDINANCE #2017-13 AMENDING APPENDIX B - ZONING, ARTICLE 3 - DISTRICT REGULATIONS; ARTICLE 5 - SUPPLEMENTARY REGULATIONS; AND ARTICLE 12 - DEFINITIONS (ADULT DAY CARE PROVISIONS) (SPONSORS: NEIL AND HUGG) (SEE ITEM #10-A)

(COMMITTEE RECOMMENDED ADOPTION OF ORDINANCE #2017-13)

B. SAFETY ADVISORY AND TRANSPORTATION COMMITTEE

(1) REQUEST FOR LETTER OF SUPPORT - SEATBELTS FOR SCHOOL BUSES (JANETTA GUINN)

(COMMITTEE RECOMMENDED THAT COUNCIL PROCEED WITH DRAFTING A LETTER OF SUPPORT FOR SEATBELTS FOR SCHOOL BUSES TO THE LOCAL EDUCATION AGENCIES)

(2) PRIORITIZATION OF CITY OF DOVER STATE CAPITAL TRANSPORTATION PROGRAM (CTP) PROJECTS

(COMMITTEE RECOMMENDED APPROVAL OF THE PRIORITY RANKING FOR THE COMING YEAR)

* **5. MONTHLY REPORTS - AUGUST 2017**

A. CITY ASSESSOR'S REPORT
B. CITY COUNCIL'S COMMUNITY ENHANCEMENT FUND REPORT
C. CITY MANAGER'S REPORT
D. CITY PLANNER'S REPORT
E. CONTROLLER/TREASURER'S BUDGET REPORT
F. FIRE CHIEF'S REPORT
G. POLICE CHIEF'S REPORT

6. ACCEPTANCE OF PROPOSAL - HEATING, VENTILATION AND AIR CONDITIONING (HVAC) CONTROL SYSTEMS FOR DOVER PUBLIC LIBRARY

(STAFF RECOMMENDS AWARDING THE PLANNED SERVICE CONTRACT FOR THE HVAC CONTROL SYSTEMS FOR THE DOVER PUBLIC LIBRARY TO THE SOLE VENDOR, JOHNSON CONTROLS, INC., FOR A THREE (3) YEAR AMOUNT OF $25,363)

7. AGREEMENTS BETWEEN THE CITY OF DOVER AND THE DELAWARE DEPARTMENT OF TRANSPORTATION (DELDOT) AND BETWEEN THE CITY OF DOVER AND NCALL ALLOWING RIGHTS-OF-WAY USE - PLACEMENT OF ARTWORK ON DELDOT TRAFFIC CONTROL DEVICES AND CITY OF DOVER ELECTRIC EQUIPMENT

8. FY17 EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM - JOINT GRANT WITH SMYRNA POLICE DEPARTMENT AND KENT COUNTY - COBAN IN-CAR CAMERA/COMPUTER SYSTEMS

(STAFF RECOMMENDS APPROVAL OF THE GRANT PROJECT, AS REQUESTED)

9. PROPOSED RESOLUTION NO. 2017-13 CENSURE OF COUNCILMAN BRIAN E. LEWIS

10. FIRST READING - PROPOSED ORDINANCE #2017-13

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 NOVEMBER 20, 2017 AND THAT A PUBLIC HEARING BE SET FOR DECEMBER 11, 2017 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. AMENDING APPENDIX B - ZONING, ARTICLE 3 - DISTRICT REGULATIONS; ARTICLE 5 - SUPPLEMENTARY REGULATIONS; AND ARTICLE 12 - DEFINITIONS (ADULT DAY CARE PROVISIONS) (SPONSORS: NEIL AND HUGG)

(COUNCIL COMMITTEE OF THE WHOLE/LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE)

11. ACTING CITY MANAGER'S ANNOUNCEMENTS

12. COUNCIL MEMBERS' ANNOUNCEMENTS

13. 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