# REGULAR COUNCIL MEETING
# AGENDA

**JANUARY 26, 2015 - 7:30 P.M.**

***THIS MEETING WAS CANCELLED DUE TO INCLEMENT WEATHER. THESE AGENDA ITEMS WILL BE CONSIDERED DURING THE COUNCIL MEETING OF FEBRUARY 9, 2015.***

**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 HUTCHISON**

**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 JANUARY 12, 2015**

2. **PRESENTATIONS**
   - A. **CERTIFIED MUNICIPAL CLERK DESIGNATION - DENISE L. DEVINE**
   - B. **DELAWARE DIVISION OF THE ARCHITECTURE INSTITUTE OF AMERICA AWARD** (GREGG MOORE OF BECKER MORGAN)

3. **PROCLAMATION - BLACK HISTORY MONTH**

4. **RENEWAL OF MOTION RELATED TO FINAL READING OF PROPOSED ORDINANCE #2014-24 - REZONING REQUEST FOR PROPERTIES LOCATED AT 21 AND 27 SAULSBURY ROAD AND 983 FOREST STREET, OWNED BY FAITHWORK, LLC**

5. **AMENDMENT TO MOTION RELATED TO DOVER POLICE DEPARTMENT - PERMISSION TO INCREASE AUTHORIZED STRENGTH OF POLICE OFFICERS FROM 92 TO 102**

**6. PUBLIC HEARING - VIOLATION OF THE DANGEROUS BUILDING ORDINANCE - PROPERTY LOCATED AT 5 WELCH DRIVE, OWNED BY TARAH K. MOORE**

(STAFF RECOMMENDS: 1. DECLARING THE BUILDING ON THIS PROPERTY DANGEROUS; 2. ORDERING THE PROPERTY REPAIRED OR DEMOLISHED BY FEBRUARY 26, 2015 BY THE OWNER OR EQUITY OWNER AT THEIR OWN RISK; 3. ORDERING THE BUILDING INSPECTOR TO CAUSE THE REPAIR OR DEMOLITION OF THE STRUCTURES IF NOT COMPLETED BY THE OWNER WITHIN 10 DAYS OF THE DATE ESTABLISHED BY CITY COUNCIL; 4. ORDERING THE CITY MANAGER WITH THE ASSISTANCE OF THE CITY SOLICITOR TO CAUSE THE COST OF REPAIRS OR DEMOLITION TO BE CHARGED AGAINST THE LAND ON WHICH THE BUILDING EXISTS AS A MUNICIPAL LIEN OR CAUSE SUCH COST TO BE ADDED TO THE TAX DUPLICATE AS AN ASSESSMENT, OR TO BE LEVIED AS A SPECIAL TAX, OR TO BE RECOVERED IN A SUIT AT LAW AGAINST THE OWNER.)

**7. REVIEW OF VIOLATION OF THE DANGEROUS BUILDING ORDINANCE FOR PROPERTY LOCATED AT 1370 COLLEGE ROAD, OWNED BY SARAH E. JONES**

DURING THEIR REGULAR MEETING OF OCTOBER 27, 2014 CITY COUNCIL: 1) DECLARED THIS BUILDING AND ALL ACCESSORY STRUCTURES ON THIS PROPERTY DANGEROUS; 2) ORDERED THE PROPERTY TO BE REPAIRED OR DEMOLISHED BY NOVEMBER 27, 2014 (DATE REVISED) BY THE OWNER OR EQUITY OWNER AT THEIR OWN RISK; 3) ORDERED THE BUILDING INSPECTOR TO CAUSE THE DEMOLITION OF THE STRUCTURES IF NOT COMPLETED BY THE OWNER WITHIN 10 DAYS OF THE DATE ESTABLISHED BY CITY COUNCIL; AND 4) ORDERED THE CITY MANAGER WITH THE ASSISTANCE OF THE CITY SOLICITOR TO CAUSE THE COST OF DEMOLITION TO BE CHARGED AGAINST THE LAND ON WHICH THE BUILDING EXISTS AS A MUNICIPAL LIEN OR CAUSE SUCH COST TO BE ADDED TO THE TAX DUPLICATE AS AN ASSESSMENT, OR TO BE LEVIED AS A SPECIAL TAX, OR TO BE RECOVERED IN A SUIT AT LAW AGAINST THE OWNER, WITH A PROVISO THAT THE DATE FOR ORDERING THE PROPERTY REPAIRED OR DEMOLISHED BE MARCH 27, 2015 WITH A REVIEW IN TWO (2) MONTHS TO ENSURE PROGRESS IS BEING MADE.)

* **8. PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE REPORT - JANUARY 12, 2015**

**A. MALLARD POND PARK CONCEPT PLAN**

*(COMMITTEE RECOMMENDED APPROVAL OF THE IMPROVEMENTS IDENTIFIED ON THE CONCEPT PLAN, NOTING THAT ALL IMPROVEMENTS BEYOND THE INSTALLATION OF PLAYGROUND EQUIPMENT WOULD BE SUBJECT TO FUNDING AVAILABILITY AND APPROVAL OF ASSOCIATED EXPENDITURES BY CITY COUNCIL)*

**B. UPDATE ON RECREATION NEEDS ASSESSMENT - PRESENTATION AND DISCUSSION OF SURVEY DATA**

*(COMMITTEE ACTION NOT REQUIRED)*

* **9. UTILITY COMMITTEE REPORT - JANUARY 12, 2015**

**A. DEDICATION OF RIGHTS-OF-WAY AND PUBLIC INFRASTRUCTURE - EDEN HILL PHASE I**

*(COMMITTEE RECOMMENDED ACCEPTANCE OF THE DEDICATION OF RIGHTS-OF-WAY AND PUBLIC INFRASTRUCTURE FOR PHASE I OF THE EDEN HILL SUBDIVISION, TO INCLUDE ALL OF THE REFERENCED PUBLIC IMPROVEMENTS)*

**B. TEA/NAES REPORTS (SEPTEMBER, OCTOBER, AND NOVEMBER)**

*(COMMITTEE RECOMMENDED ACCEPTANCE OF THE REPORTS)*

**C. UPDATES**

(COMMITTEE ACTION NOT REQUIRED)

* **10. LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE REPORT - JANUARY 12, 2015**

**A. REVIEW OF TRAINING, CONFERENCE, AND TRAVEL POLICY**

*(COMMITTEE DEFERRED THIS ITEM DUE TO TIME CONSTRAINTS)*

**B. REVIEW OF EFFECTIVENESS OF THE SAFE COMMUNITIES ORDINANCE** (REQUEST OF COUNCILMAN ANDERSON)

*(COMMITTEE DEFERRED THIS ITEM DUE TO TIME CONSTRAINTS)*

**C. UPDATES**

*(COMMITTEE DEFERRED THE BELOW ITEMS DUE TO TIME CONSTRAINTS)*

**C-1. CERTIFIED LOCAL GOVERNMENT APPLICATION**

**C-2. "SAFE WHISTLES" NATIONAL RECREATION AND PARK ASSOCIATION RECOMMENDED GUIDELINES FOR CREDENTIALING VOLUNTEERS (BACKGROUND SCREENING FOR YOUTH COACHES AND SPORTS OFFICIALS FOR ALL CITY RECREATION OFFERINGS)**

* **11. QUARTERLY REVENUE REPORT**

**12. ENGAGEMENT LETTER - LABOR NEGOTIATIONS**

* **13. CONFIRMATION OF POLICE PENSION ELECTION - RET. CPL. MARTIN STALLINGS - THREE (3) YEAR TERM TO EXPIRE JANUARY 31, 2018**

* **14. APPOINTMENTS RECOMMENDED BY COUNCIL PRESIDENT BONAR**

**A. CONSTRUCTION CODE APPEALS COMMITTEE - DAVID L. ANDERSON** (TO FILL THE UNEXPIRED TERM OF SEAN M. LYNN - TERM TO EXPIRE MAY 2015)

**B. PRESIDENT'S COUNSEL ON PUBLIC/PRIVATE PARTNERSHIPS AND THE FUTURE OF CITY HALL, WEYANDT HALL, FORMER DOVER LIBRARY AND OTHER CITY PROPERTIES**

**B-1. ADAM M. PERZA** **B-2. KENNETH CLENDANIEL**

**15. FIRST READING - PROPOSED ORDINANCES**

**IT IS RECOMMENDED THAT A PUBLIC HEARING BE SCHEDULED BEFORE THE PLANNING COMMISSION ON TUESDAY, FEBRUARY 17, 2015 AT 7:00 P.M. AND THAT A PUBLIC HEARING BEFORE CITY COUNCIL BE SET FOR MONDAY, MARCH 9, 2015 AT 7:30 P.M. AT WHICH TIME THE SECOND READING AND FINAL ACTION BY COUNCIL WILL TAKE PLACE. COPIES OF THE PROPOSED ORDINANCES ARE AVAILABLE AT THE ENTRANCE OF COUNCIL CHAMBERS OR CAN BE OBTAINED FROM THE CITY CLERK'S OFFICE.**

**A. ORDINANCE #2015-01 AMENDING THE 2008 COMPREHENSIVE PLAN, AS AMENDED, BY REPLACING MAP 12-1: LAND DEVELOPMENT PLAN, AND AMENDING CHAPTER 13: GROWTH AND ANNEXATION PLAN**

**B. ORDINANCE #2015-02 - REZONING REQUEST FOR PROPERTY LOCATED AT 801 NORTH STATE STREET, OWNED BY 801 GOLD COAST, LLC (LUTHER D. SHANK III). THE PROPERTY IS CURRENTLY ZONED RG-3 (GROUP HOUSING) AND THE PROPOSED ZONING IS C-2A (LIMITED CENTRAL COMMERCIAL)**

(TAX PARCEL: ED-05-068.09-01-13.00-000; PLANNING REFERENCE Z-15-01; 3RD COUNCIL DISTRICT)

**16. COUNCIL MEMBERS' ANNOUNCEMENTS**

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*THE AGENDA ITEMS AS LISTED MAY NOT BE CONSIDERED IN SEQUENCE. THIS AGENDA IS SUBJECT TO CHANGE TO INCLUDE THE ADDITION OR THE DELETION OF ITEMS, INCLUDING EXECUTIVE SESSIONS.*