REGULAR COUNCIL MEETING

A G E N D A

November 28, 2011 - 7:30 P.M. - Council Chambers - City Hall - City of Dover

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 is prohibited and 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 COUNCILWOMAN RUSSELL

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 November 14, 2011**

2. Certificates of Congratulations
- **A. Dover Air Force Base**
- **B. George C. Wright, Jr.**

3. Utility Committee Report - November 14, 2011
- **A. Request for Street Name Change - Slaughter Street (Between Loockerman Street and North Street)**
  (Committee Recommended Approval of the Requested Street Name Change from Slaughter Street to Jerusalem Way (For the Segment of Slaughter Street Running Between West North Street and West Loockerman Street), as Recommended by the Planning Commission. It is Recommended that a Public Hearing Be Set for December 12, 2011 at 7:30 P.M.)
- * **B. TEA/NAES Monthly Report (August)**
  (Committee Took No Action)
- * **C. Updates**
  - **c-1. Green Energy Funding and Programming**
    (Committee Took No Action)
  - **c-2. National Pollution Discharge Elimination System (NPDES) Municipal Separate Storm Sewer Systems (MS4) Permit**
    (Committee Took No Action)

* **4. <u>Legislative, Finance, and Administration Committee Report - November 14, 2011</u>**

A. Discussion - Senior Citizen Property Tax Abatement - Military Pension Exclusion

(Committee Recommended that this Matter Be Referred Back to Staff for Their Review and Recommendation Within 90 Days)

B. <u>Proposed Ordinances</u>

b-1. #2011-28 - Chapter 2 - Administration, Article IV - Officers and Employees, Division 7 - General Employee Pension Plan, Subdivision I - In General, Section 2-331 - Form of Benefits (Civil Unions) (Staff Sponsored) ***(See Item #9-A)***

(Committee Recommended Adoption of Ordinance #2011-28)

b-2. #2011-29 - Appendix B - Zoning, Article 3 - District Regulations, Section 2 - General Residence Zones (RG-1 and RG-2), Subsection 2.4 - Conditional Uses (New Subsection (d)) and Article 6 - Off-Street Parking, Driveways and Loading Facilities, Section 3 - Required Off-Street Parking Spaces, Subsection 3.1 - Schedule of Requirements (Sponsors: Bonar, Russell, and Lynn) ***(See Item #10)***

(Committee Recommended Adoption of Ordinance #2011-29)

b-3. #2011-30 - FY12 Budget Revisions (Staff Sponsored) ***(See Item #9-B)***

(Committee Recommended Adoption of Ordinance #2011-30)

C. Proposed Resolution No. 2011-12 Requesting the General Assembly to Amend Article IV - Financial Affairs, Section 47 - General Assessment; Levy on Utility Property of the City of Dover Charter and Proposed Ordinance #2011-31 Amending Chapter 102 - Taxation, Article I - In General, Section 102-1. - Valuation and Assessment of the Dover Code (Staff Sponsored) ***(See Item #9-C)***

(Committee Recommended Approval of Staff's Recommendation for Adoption of Resolution No. 2011-12, with an Amendment to Line 21 to Include a Notation to Require the Company to Be Licensed to Conduct Business in the City of Dover and State of Delaware and to Employ Appraisers Who Are Recognized by the Delaware Division of Professional Regulations under Their Appraiser Requirements, and Adoption of Ordinance #2011-31, with an Amendment to Lines 8, 9, and 13 to Replace the Word "Shall" with "May" and Line 15 to Include a Notation to Require the Company to Be Licensed to Conduct Business in the City of Dover and State of Delaware and to Employ Appraisers Who Are Recognized by the Delaware Division of Professional Regulations under Their Appraiser Requirements)

D. Evaluation of Proposals - Financing of Library and Street Program

(Committee Recommended Acceptance of the PNC Bank Proposal and Preparation of an Authorizing Resolution for Council Approval)

E. Public Comment Period

(None)

5. 2011 Annual Report for the Downtown Dover Partnership

* **6. Letter of Support for the Low Income Home Energy Assistance Program (LIHEAP)**

7. Review and Recommendation - Filling Critical Positions - Police Officers (3)

* **8. Election of Officers - Robbins Hose Company - Year 2012 Fire Line Officers**

A. Acceptance of Results

a-1. Fire Chief	**-**	**Jack I. Fortney** *(Uncontested)*
a-2. Deputy Fire Chief	**-**	**Patrick A. West** *(Uncontested)*
a-3. First Assistant Fire Chief	**-**	**David C. Carey** *(Uncontested)*
a-4. Second Assistant Fire Chief	**-**	**Michael J. O'Connor, Jr.** *(Uncontested)*
a-5. Fourth Assistant Fire Chief	**-**	**Carl Troubetaris, Sr.** *(Uncontested)*
a-6. First Line Captain	**-**	**Matthew E. Carey** *(Uncontested)*
a-7. Second Line Captain	**-**	**Mark Hall** *(Uncontested)*

B. Setting of Special Robbins Hose Company Election - December 6, 2011

C. Appointment of Judges - Robbins Hose Company Special Election - December 6, 2011

c-1. James Hurley
c-2. Kline Kemp
c-3. James Howlett (Alternate)

9. First Reading - Proposed Ordinances

The First Reading is offered on the following proposed ordinances. Final action by Council will take place during the Second Reading of the ordinances on December 12, 2011. 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. #2011-28 - Chapter 2 - Administration, Article IV - Officers and Employees, Division 7 - General Employee Pension Plan, Subdivision I - In General, Section 2-331 - Form of Benefits (Civil Unions) (Staff Sponsored)
B. #2011-30 - FY12 Budget Revisions (Staff Sponsored)
C. #2011-31 - Chapter 102 - Taxation, Article I - In General, Section 102-1. - Valuation and Assessment of the Dover Code (Staff Sponsored)

10. First Reading - Proposed Ordinance #2011-29

The First Reading is offered on the following proposed ordinance. Since it is an amendment to the Zoning Code, it is recommended for referral to the Planning Commission on December 19, 2011, and that a Public Hearing be set for January 9, 2012 at 7:30 p.m. and that the Second Reading and Final Action by Council take place at that time. 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. Appendix B - Zoning, Article 3 - District Regulations, Section 2 - General Residence Zones (RG-1 and RG-2), Subsection 2.4 - Conditional Uses and Article 6 - Off-Street Parking, Driveways and Loading Facilities, Section 3 - Required Off-Street Parking Spaces, Subsection 3.1 - Schedule of Requirements
(Legislative, Finance, and Administration Committee)

11. Council Members Announcements

/tm
S:\AGENDAS & MINUTES\Council-Agendas\2011\11-28-2011.wpd

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.