REGULAR CITY COUNCIL MEETING

The Regular City Council Meeting was held on November 28, 2022, at 6:30 p.m. with Council President Sudler presiding. Council members present were Mr. Anderson, Mr. Boggerty, Mr. Neil, Dr. Pillsbury, Ms. Arndt, Mr. Rocha, Mr. Taylor, and Mr. Hare.

Staff members present were Police Chief Johnson, Ms. Peddicord, Mr. Hugg, Mrs. Gray, Fire Chief Carey, Mr. Rodriguez, and Ms. Bennett. Mayor Christiansen was also present.

OPEN FORUM

The Open Forum was held at 6:15 p.m., prior to the commencement of the Official Council Meeting. Council President Sudler declared the Open Forum in session and reminded those present that Council was not in official session and could not take formal action.

There was no one present wishing to speak during the Open Forum.

INVOCATION

The invocation was given by Elder Ellis B. Louden

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilman Hare.

ADOPTION OF AGENDA

Mr. Neil moved for adoption of the agenda, seconded by Mr. Hare and unanimously carried.

ADOPTION OF CONSENT AGENDA

All Consent Agenda items are considered routine and non-controversial 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.

Mr. Neil moved for adoption of the consent agenda, seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

PUBLIC HEARING - RESOLUTION NO. 2022-09 APPROVING ISSUANCE OF CERTAIN BONDS OR NOTES BY ROBBINS HOSE COMPANY NO. 1 OF DOVER, DELAWARE

A Public Hearing was duly advertised for this time and place to consider Resolution No. 2022-09 Approving Issuance of Certain Bonds or Notes by Robbins Hose Company No. 1 of Dover, Delaware.

Ms. Lori Peddicord, Controller Treasurer, explained that before Council, there is a Resolution for the approval of the bonds or notes associated with the 2022 Pierce Enforcer Pumper Rescue apparatus and because this was originally approved back in July 2021 and the delivery date has been pushed several times there is a change order that was included in the packet of information. Ms. Peddicord explained that Council made a motion to approve the $729,000 purchase of this

apparatus, and the change order reflects an increase of $4,674, with a total amount of $733,000. Ms. Peddicord further explained that the Fire Chief asked if the Fire Company would incur that additional expense. Ms. Peddicord stated that they are circulating a solicitation for financing, and if they can get the financing locked down before the delivery of the vehicle, the bank that the City obtained the financing through will pay the vendor for the apparatus, and then there will be balloon payment as originally budgeted going forth. If the financing is not locked down prior to the delivery date, this Resolution allows the city the ability to fund the expense upfront and then repay itself.

Ms. Peddicord explained that there is a clause in the Resolution where the city can reimburse for the full cost or whatever was spent prior to the financing being obtained. Ms. Peddicord stated that they are still going through the process of trying to close the loan and that it is a bit different because of the delay in the delivery of the equipment.

Responding to Mr. Taylor, Ms. Peddicord explained that the fees come out of the general fund and the budget is adjusted accordingly.

Responding to Mr. Taylor, Chief Carey explained that the trucks come with a one-year warranty, with an option to purchase an extended warranty. Chief Carey further explained that they had gotten a price quote on an extended warranty a few years back but cannot remember the exact amount.

Mr. Taylor asked Chief Carey to bring the cost of an extended warranty back to council for review.

Mr. Hare followed up and stated that if paying the additional amount is an issue, council should be able to assist, suggesting the possibility of using the discretionary fund.

Chief Carey followed up with Mr. Taylor, explaining that the truck comes with a bumper-to-bumper one-year warranty and the drivetrain has a five-year warranty.

Responding to Mr. Neil, Chief Carey explained that they normally keep a truck on the front line for fifteen years and then move it to the back line, and it lasts another five years. Chief Carey explained that it takes approximately $50,000 a year to keep one engine in service once they start aging, around the 12–15-year timeframe.

Mr. Neil stated that if they are going to take an extended warranty it would have to be beyond that period. Mr. Neil stated that if it is not necessary to have it to approve this, they can come back with it to see whether Council can add it, then they can honor the request from Councilman Taylor in terms of seeing what that is going to cost them because it looks like it is after the 12th year, that they start having the problems.

Mr. Hare agreed with Mr. Neil but explained that he does not believe they are going to find an extended warranty that will go beyond 12 years unless you use CarShield, and they are very expensive.

Council President Sudler declared the hearing open.

There being no one present wishing to speak during the public hearing, Council President Sudler declared the hearing closed.

By motion of Mr. Anderson, seconded by Mr. Hare, and by a unanimous roll call vote, Council approved the change order for the fire truck apparatus.

By motion of Mr. Anderson, seconded by Mr. Boggerty, and by a unanimous roll call vote, Council adopted Resolution No. 2022-09, as follows:

A RESOLUTION APPROVING ISSUANCE OF CERTAIN BONDS OR NOTES BY THE ROBBINS HOSE NO. 1 OF DOVER, DELAWARE

WHEREAS, the Robbins Hose Company No. 1 of Dover, Delaware (the "Company") is a fire company organized and existing under the laws of the State of Delaware; and

WHEREAS, the Company has provided and continues to provide firefighting services to an area within the City of Dover, Delaware (the "City"); and

WHEREAS, the Company has advised the City that the Company proposes to issue up to $750,000.00 of bonds or notes of the Company (the "Bonds") for the purpose of financing a portion of the costs of a new 2022 Pierce Enforcer Pumper/Rescue thereon for the Company (the "Project"); and

WHEREAS, it is the intent of the Company that the interest on the Bonds qualify for exclusion from gross income of the owners thereof for federal income tax purposes pursuant to Sections 103 and 150 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to Sections 103 and 147 of the Code, interest on the Bonds will not qualify for exclusion from gross income of the owners thereof for federal income tax purposes unless the issuance of the Bonds is approved by the applicable elected representative of a governmental unit with which the Company has entered into an agreement, after a public hearing to consider the issuance of the Bonds has been conducted, following reasonable public notice; and

WHEREAS, the City and the Company previously entered into an Agreement (the "Agreement") pursuant to which the Company agreed, among other things, to provide exclusive firefighting services to the City; and

WHEREAS, notice of the requisite public hearing was published in the Delaware State News, a newspaper of general circulation in the City, and on November 28, 2022, the City Council of the City of Dover conducted a public hearing on behalf of the Company for the purpose of considering the issuance of the Bonds; and

NOW, THEREFORE, BE IT RESOLVED that the Issuer hereby resolves and declares its intent under Treasury Regulations § 1.150-2 to issue its bonds (the "Bonds") to finance the capital costs of the Project, together with costs of issuance and reasonably required reserves, subject to the following conditions**:**

1. The maximum principal amount of Bonds expected to be issued to finance the Project is
$750,000.00.

2. Pending issuance of the Bonds, the Issuer may finance the Project with other funds which will be reimbursed with the proceeds of the Bonds, provided that (a) the Bonds shall not be used to reimburse any expenditure paid more than 60 days prior to the present date; (b) the Bonds shall not be issued more than 18 months after the later of (i) the date of the first expenditure to be reimbursed with the proceeds of the Bonds, or (ii) the date the Project is placed in service; and
(c) in no event may the Bonds be issued more than three years after the date of the first expenditure to be reimbursed with the proceeds of the Bonds and provided further that the limitations of this paragraph 2 shall not apply to qualified "preliminary expenditures" as permitted by Treasury Regulations § 1.150-2(f).

3. Issuance of the Bonds shall be subject to documentation acceptable to the officers of the Issuer providing for payment of principal, interest, and redemption price of the Bonds.

BE IT FURTHER RESOLVED that the Council of the City of Dover, Delaware, for the sole purpose of qualifying the interest payable on the Bonds of the Company for exclusion from the gross income of the owners thereof for federal income tax purposes pursuant to Section 103 of the Code, does hereby approve the issuance of bonds or notes by the Company in a maximum aggregate principal amount of up to $750,000.00 for the purpose of financing a portion of the costs of the Project, provided, that such bonds or notes shall be an obligation of the Company and shall never be a debt of the City and the City shall not be liable for any payment on such bonds or notes.

ADOPTED: NOVEMBER 28, 2022

ADOPTION OF MINUTES - REGULAR COUNCIL MEETING OF NOVEMBER 14, 2022

The Minutes of the Regular Council Meeting of November 14, 2022 were unanimously approved by motion of Mr. Neil, seconded by Dr. Pillsbury, and bore the written approval of Mayor Christiansen.

COUNCIL COMMITTEE OF THE WHOLE - November 15, 2022

The Council Committee of the Whole met on November 15, 2022, at 6:01 p.m. with Council President Sudler presiding. Members of Council present were Mr. Anderson, Mr. Boggerty, Mr. Neil, Dr. Pillsbury, Ms. Arndt, Mr. Rocha, Mr. Taylor, and Mr. Hare. Mayor Christiansen was also present. Civilian members present for their Committee meetings were Mr. Shevock (via WebEx) and Mr. Contant (WebEx) *(Legislative, Finance, and Administration)*, and Mr. Tholstrup and Mr. Lewis (WebEx) *(Parks, Recreation, and Community Enhancement).* Dr. Jackson and Mr. Hosfelt *(Safety, Advisory, and Transportation)* were absent.

ADOPTION OF AGENDA

Mr. Neil moved for adoption of the agenda, seconded by Mr. Boggerty and unanimously carried.

Mr. Sudler recused himself from the Safety, Advisory, and Transportation Committee Meeting at 6:02 p.m. and returned at 6:39 p.m.

SAFETY, ADVISORY, AND TRANSPORTATION COMMITTEE

The Safety, Advisory, and Transportation Committee met with Chairman Taylor presiding.

Adoption of Agenda
Mr. Neil moved for adoption of the agenda, seconded by Dr. Pillsbury and unanimously carried.

Request for Waiver - Appendix A - Subdivisions, Article VI - Subdivision – General Requirements and Design Standards, Section A - Streets (Right-of-Way known as Raymond Street and Railroad Avenue) - Waiver of Requirements to Increase in Maximum Length of a Dead-End Street (Cul-de-Sac), and the Elimination of Sidewalk on One Side of a Public Street associated with a Site Development Plan for the improvements to the rights-of-way of Raymond Street and Railroad venue to allow for further development of the properties that these streets will give access. (Mary Ellen Gray, City Planner)

Ms. Mary Ellen Gray, City Planner, reviewed the background and analysis regarding the Request for Waivers.

Planning Commission recommended approval with conditions of the request to increase in maximum length of a dead-end street and the elimination of a sidewalk on one side of a public street.

Dominic Balascio, 3171 DuPont Parkway, Townsend, Delaware stated that he is the developer for the project. Mr. Balascio stated that they have removed one of the waivers, met with the Solicitor, Mr. Rodriguez, and the Planning Department and it was determined that the one waiver as related to Raymond Street was not necessary. Mr. Balascio noted that they are seeking two waivers tonight. Mr. Balascio stated that one of them has to do with the length of Railroad Avenue, not the width, it will comply with all the code requirements as related to width.

Mr. Balascio stated that it was determined that the entrances would be better on Railroad Avenue and not Raymond Street when they met with the Planning Department and the Planning Commission. Mr. Balascio stated that the second waiver is the removal of the sidewalk along Railroad Avenue. Mr. Balascio explained that they were told again that it would be best not to have sidewalks adjacent to the railroad. Mr. Balascio continued to explain that they have taken the time at the recommendation of this committee, to meet with people on-site, and go over what was requested. Mr. Balascio noted that he met with Dr. Mishoe, Mr. Rodriguez, and the Planning Department and reviewed Dr. Mishoe's concerns

regarding her title to Raymond Street. Mr. Balascio explained that all of this has been presented to Mr. Rodriguez and he has reviewed it all. Mr. Balascio noted that it is not something that is before this committee tonight and that it has nothing to do with both waivers.

Mr. Balascio stated that he respectfully submits that as far as that issue as a topic, it has nothing to do with what they are requesting tonight. Mr. Balascio explained that if that is something someone wants to discuss with regards to that, the appropriate time is when they have their site plan submitted and it is before Council. Mr. Balascio stated that both engineers are in attendance if Council has any clarifying questions.

Mr. Taylor thanked Mr. Balascio and Mr. Rishel for their persistence. Mr. Taylor also thanked Mr. Rishel for being nothing but professional throughout this process. Mr. Taylor stated that good business is needed in the City of Dover and that housing is needed.

Dr. Wilma Mishoe, 353 Rita Wilma Road, Dover, Delaware, stated that she is here to speak about Raymond Street and Jason Street. Dr. Mishoe explained that since she just heard Mr. Balascio state that, that is not what they are discussing tonight, she does not have a concern about Railroad Avenue. Dr. Mishoe stated that the appropriate time to discuss her issues would be with the site discussions and so forth. Dr. Mishoe explained that her concern has to do with ownership and right of way.

Dr. Mishoe explained that she has been through the deeds and that she probably has every piece of deed and legal papers that they have. Dr. Mishoe stated that it seems there is still the debate about who owns what property, and that it does need to be settled and finalized. Dr. Mishoe stated that, that is not something that Council is debating or deciding tonight.

Responding to Mr. Rocha, Mr. Taylor stated that on the agenda tonight, the waiver request is two requests and that one is to increase the maximum length of a dead-end street, the cul-de-sac, and to eliminate the sidewalks on one side. Mr. Taylor explained that Mr. Neil made a motion, it was seconded by Mr. Boggerty, but the motion failed. Thus, they went back to Planning Commission.

Responding to Mr. Boggerty, Dr. Mishoe stated that there is no opposition to lengthening Railroad Avenue as it is not on her property.

Travis Mishoe Sudler, I, 353 Rita Wilma Road, Dover, Delaware, 19904. Mr. Mishoe Sudler stated that he is not here to discuss any opposition regarding Railroad Avenue. Mr. Mishoe Sudler stated that he would like to ask for a request from the City of Dover. Mr. Mishoe Sudler requested the city collaborate with these developers on trying to find an alternative route for them to get to their property without coming through Jason Street.

Mr. Mishoe Sudler clarified that he is asking the city to investigate and to try working with them to talk with DelDOT, about getting an entrance coming from the west side so that they can enter the crossing over the railroad tracks. Mr. Mishoe Sudler stated that his request is regarding Railroad Avenue and for the City of Dover to work with these gentlemen, these developers so that they can keep peace and commonality.

Mr. Mishoe Sudler stated that if Council agrees with having the population of Dover grow by allowing them to build back their residencies, then he is asking, for one of the representatives in the heirs of the community, which they want to run through Jason Street. Mr. Mishoe Sudler asked Council to please investigate and work with these gentlemen to get approval from the State of Delaware to connect Railroad Avenue to something that they can develop beautifully in this city.

Responding to Mr. Mishoe Sudler, Mr. Boggerty stated that an issue coming from the west side was the railroad tracks. Mr. Boggerty explained that they have heard Representative Lynn on more than one occasion speak on the problems of trying to have a railroad crossing installed because of the way the railroad works. Mr. Boggerty continued to explain that they will give you one, but you must give them another one back in return. Mr. Boggerty stated that with this being the case, they are not giving anything because no one is giving any of them back and that it is very problematic to do that.

Responding to Mr. Taylor, Mary Ellen Gray stated that this discussion tonight is a continued consideration, a clarifying review, and an action of two subdivision waivers for the Site Development Plan. Ms. Gray stated that the first waiver request is to increase the maximum length of a dead-end street for Railroad Avenue and eliminate a sidewalk on one side of a public street for Railroad Avenue. Ms. Gray stated that per Appendix A, Subdivision Article VII, Special Provisions of the City Code, which is due to special conditions peculiar to a subdivision or a site, the Planning Commission may recommend to City Council that certain site sub-site requirements be waived.

Ms. Gray explained that the review and public hearing of Site Plan S-2204 occurred at the Planning Commission meeting on March 21st, 2002, to review these two waiver requests. Ms. Gray noted that there was a third waiver request as well, which as the applicant just articulated, is no longer being requested. Ms. Gray stated that the Planning Commission recommended approval of these subdivision waivers. Ms. Gray continued to state that the report and attachments were provided in the packet that was posted. At the Council Committee meeting of the Whole, Safety Advisory, and Transportation Committee meeting on April 26, 2022, the committee heard a presentation of these waiver requests and there were also public comments. Ms. Gray stated that the committee by their motion recommended postponing this request until the city could review the rights related to Dr. Wilma Mishoe's property.

Ms. Gray noted that a series of follow-up activities occurred and the Planning staff via the City Clerk's office obtained contact information from Dr. Wilma Mishoe

and shared it with the project design team. Ms. Gray stated that as the applicant indicated this evening, the staff scheduled an onsite meeting with Dr. Mishoe and others on May 13, 2022 and provided additional information via email. Ms. Gray continued to state that the results of the meeting were reported to the Planning staff who then recommended the submission of documents related to the coordinated activities. The Planning Staff also recommended the preparation of a series of clarifying exhibits regarding the waiver requests and, this is described in a summary letter dated June 17, 2022, which is in the packet.

Ms. Gray stated that these subdivision waiver requests were scheduled for continued review and action at the Council Committee Meeting of the Whole on June 28, 2022. Ms. Gray noted that was then postponed at the applicant's request. Ms. Gray continued to explain that it was continued to a Council Committee Meeting of the Whole Safety Advisory and Transportation Committee meeting on July 26, 2022, and that is where the committee resumed consideration of the three requests for waivers. Ms. Gray stated that it was at that meeting that there was a motion that was put forth regarding the three waiver requests, but the motion failed.

Ms. Gray noted that in response to this action, the applicant submitted a letter dated August 2, 2022, which is also in Council's packet. Ms. Gray stated that City Council, at their meeting on August 8, 2022, adopted the consent agenda, which incorporated that failed motion. Ms. Gray continued to state that in response to Council's action on August 8, 2022, and further consultation with Planning staff, the applicant submitted the letter dated November 1, 2022, which brought them there this evening.

Ms. Gray stated that the November 1, 2022, letter from the applicant, withdraws the one waiver request and outlines the summary and clarifying information of the other two waiver requests. Ms. Gray continued to state that is why they are here tonight. Ms. Gray stated that what is before Council this evening, is to have a clarification, a review, and an action on the two waiver requests. Ms. Gray noted that again, the requests are to increase the maximum length of a dead-end street for Railroad Avenue and to eliminate one side of the sidewalk of a public street for Railroad Avenue.

Madam Clerk Engle read into the record: November 15th, 2022, a response Request for Waiver, Appendix A, Subdivisions Article VI, Subdivision General Requirements and Design Standards Section A, Streets Right of way known as Raymond Street and Railroad Avenue. Dear City of Dover Council Committee, I write on behalf of Delaware State University regarding the above-referenced request for waiver. The University respectfully opposes the waiver due to the impact on traffic in the area. Respectfully. Tony Allen, Ph.D. President.

Mr. Neil stated that in the packet today, there are 261 pages, 91 devoted to this subject. Mr. Neil stated that there is a letter and something that Mrs. Mishoe, and again they are talking about people whom he has the greatest respect for and that he thinks the city owes them a great deal of respect and, that is a question of who owns the land. Mr. Neil continued to state that they have a letter that is in the packet

from an attorney dated November 5, 2022, suggesting that he was doing an investigation. Mr. Neil noted that they have not heard back from that, but that he understands from what they are talking about that would be a separate issue. Mr. Neil noted that regarding that issue, that would probably come up when the plans are made or brought before the Planning Commission as to what this is going to look like before it is finished.

Mr. Neil stated that the second thing they have is the letter from Dr. Allen and that he questions it because he is not certain where the university is affected by the traffic because they cannot get through their property. Mr. Neil continued to state that they could get through their property and that they may have another entrance for it. Mr. Neil noted that he would rather have him testify in person to define this. Mr. Neil stated that is because any time they have any kind of commercial activity, anytime they have apartments and there is a group of apartments that are going up on Leipsic Road, that is going to create a Leipsic Road at Route 13, that is going to cause a tremendous amount of traffic because of the size of it.

Mr. Neil stated that he is concerned about it because the city has Firefly, they have NASCAR, and they have the Gift of Lights that is coming up, which will be affected and added to that. Mr. Neil continued to state that anytime you have a commercial property, anytime you have any new business opening up, or anytime the university wants to have another building added, it is going to create traffic. Mr. Neil continued to note that he has disregarded that letter because he thinks it is too broad and must be defined.

Mr. Neil noted that in the documents they have received in the packet, there are not going to be any entrances except off Railroad Avenue. Mr. Neil stated that there are going to be two exits and entrances up there to get into the community. Mr. Neil noted that as far as he is concerned, he sees nothing that will change his vote. Mr. Neil stated that he made the motion the last time, and he is going to again, do that because the city needs that housing.

Mr. Neil stated that housing is extremely important to the city and what the city is trying to do. Mr. Neil explained that lack of housing causes the cost of housing to go up, and rents to go up. Mr. Neil stated that he thought the more housing that they have, the better off they are going to be because the population is here and, the more people they have in the city are going to benefit from them. Mr. Neil stated that it is not to cause any problems for the Mishoe family who have been great citizens and this city certainly owes a lot to them.

Jackie Griffith, 210 Westover Drive, stated that they have received notices, but that they did not have the opportunity to look at any of the notices. Ms. Griffith stated that their general counsel contacted the city today when they found out about this. Ms. Griffith explained that President Allen wanted to make sure that he went on record to say that Delaware State University opposed it, as they tried to investigate more, they really needed more time to look at it and to study all the impacts that it would create. Ms. Griffith stated that it is their annex building, which is where their athletes are. (Attachment #1)

Mayor Christiansen stated that State College Road is already a nightmare, while he agrees with Councilman Neil, about the need, he cannot concur with an exit right there at the railroad crossing. It is going to be a nightmare.

Responding to Mayor Christiansen, Ms. Gray referenced the map on page 66 of the packet and showed that Railroad Avenue would end before the Delaware State University's Annex Property.

Referencing Pictures (Attachment #2) Ms. Gray explained that if they continue passed the track it will turn into Railroad Avenue.

Responding to Mr. Taylor, Ms. Gray stated that there is currently no road there and that it is unimproved. Ms. Gray explained that Raymond Street would continue through the trees and meet Railroad Avenue.

Responding to Mr. Hare, Ms. Gray stated that this evening's discussion is not on ownership but on the request for waivers.

Responding to Mr. Hare, Ms. Gray stated that the next step would be the site plan development process.

Mr. Neil moved to recommend approval with conditions of the request to increase in maximum length of a dead-end street and the elimination of a sidewalk on one side of a public street, as recommended by the Planning Commission. The motion was seconded by Ms. Arndt and carried by a roll call vote of 6 in favor, 2 opposed (Taylor and Boggerty), and 1 abstention (Sudler).

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve with conditions of the request to increase in maximum length of a dead-end street and the elimination of a sidewalk on one side of a public street, as recommended by the Planning Commission, seconded by Dr. Pillsbury and carried by a unanimous roll call vote

Mr. Taylor moved for adjournment of the Safety Advisory and Transportation Committee, hearing no objection, the meeting adjourned at 6:38 p.m.

PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE

The Parks, Recreation, and Community Enhancement Committee met with Chairwoman Arndt presiding.

Adoption of Agenda

Mr. Neil moved for adoption of the agenda, seconded by Mr. Rocha and unanimously carried.

Mayor and Council Reports

Council President

Mr. Sudler stated that on Tuesday, October 25th, 2022, from 8:30 AM to 9:30 AM, he participated in the Diversity, Equity, and Inclusion Coffee and Conversation event. Mr. Sudler noted that it was very productive, a lot of the organizational citizens were very happy to be there, and that the morale was up and all was well.

On Saturday, October 29th, 2022, from 8:00 AM to 11:00 AM, he attended the Delaware State University parade and held the banner for the State of Delaware's Congresswoman, Lisa Blunt Rochester.

On Wednesday, November 3rd, 2022, he volunteered his talent and time to the afterschool program for the City of Dover's Library Program. He prepared chicken bread sliders and garlic macaroni and cheese for the youth. Mr. Sudler stated that they were very excited.

First District

Dr. Pillsbury stated that District one held a community meeting, on November 3, 2022, at Maple Dale Country Club, which was well attended. Dr. Pillsbury stated that she received a lot of feedback since they had the meeting of people who were not available or were unaware of the meeting and hoped to attend future meetings.

Mr. Rocha stated that the next meeting will be the first Thursday in March. Mr. Rocha stated that they will hold these meetings quarterly and then it will be addressed if they need to do them more frequently because of the popularity. Mr. Rocha stated that Dr. Pillsbury, Councilman Boggerty, and himself pulled this thing together and that they had a member from the Delaware Department of Transportation (DelDOT) that was speaking about the upgrades on Kenton Road, which was very informative to them. Mr. Rocha stated that the only other thing that is going on in the community is the gun violence intervention, which is going to be held on November 16, 2022, but that they had a run-through today at Dover Christian Church, which is on 1738 Forest Avenue right next to Dover High School. Mr. Rocha stated that this is a new program that Chief Johnson has brought down from Wilmington. Mr. Rocha stated that they are already working with individuals that are on probation or parole and, as an alternative, providing them with alternative means of staying away from unsavory or violent activity.

Second District

Mr. Taylor stated that he attended the Joint Pension Board and that the City's pension is in good shape. Mr. Taylor noted that there were some funds that were not functioning as proficiently as they should, however and that they are being monitored the way that they should. Mr. Taylor stated that there were a couple of Veterans Day celebrations that he attended and that he attended the Homecoming celebration parade for Delaware State University. Mr. Taylor noted that it was excellent, excellent.

Mr. Taylor stated the Downtown Dover Partnership Safety is still trying to figure out a better way to keep Dover safe downtown. Mr. Taylor stated that it does not

always include enforcement but that a lot of times compliance is what they are seeking. Mr. Taylor asked, "how can they do things better without trying to put people in handcuffs all of the time?" Mr. Taylor thinks that there are so many ways that they can go about this and that he looks forward to the opportunity to discuss it with everyone a little bit later.

Mr. Taylor noted that the Downtown Dover Partnership and the Downtown Development Board itself met as well. Mr. Taylor stated that he attended the Economic Development meeting and that the Delaware Department of Natural Resources and Environmental Control (DNREC) did a presentation regarding reducing emissions and trying to find a better way of doing things. Mr. Taylor stated that one of the things that they had talked about was the grant program, Energize Delaware Empowerment Grant and that great opportunity can come our way when it comes to these grant opportunities to pay for solar, and electric vehicles and to pay for these areas that our constituents are in need. Mr. Taylor stated that he asked the City Manager to please start pursuing this, and they are already on it and that they are trying to utilize it to the best of the City's abilities.

Mr. Taylor stated that there were a couple of other things that happened in that meeting today. Mr. Taylor noted that for example, he did not know it, but there is a 90% rebate for charging stations, and a 90% rebate for charging stations that are built and used here. Mr. Taylor stated that they need to know exactly what direction the city is trying to go in so that they can do things much more efficiently. Mr. Taylor noted that in one of the conversations that had come up, they were talking about how the State of Delaware is identifying the needs and they are identifying the cost of how-to bring prices down, but availability was the thing that they discussed as well. Mr. Taylor explained that they know from their lighting program that it is great to have the need, it is great to have the cost and everything in order but if they do not have the availability of the product, then they are spinning their wheels. Mr. Taylor continued to explain that he asked them to make sure that the supply chain was in order, make sure that they were able to get the things that they need, and that they get them now versus buying them later before it is brought to them.

Mr. Taylor stated that he will make a standing promise that every time they do this, he will not come to the meeting with three pages of places that he has gone and not one sentence about what they have done. Mr. Taylor noted that will not happen anymore. Mr. Taylor stated that he believes that if they start putting their efforts together, everyone is talking about where they have gone, and what they have done and they tie it in together, then they can get where they are trying to be a whole lot quicker. Mr. Taylor noted that it will help them formulate a real plan, a destination that we can go to, and they can all be on the same page while getting there.

Mr. Hare stated that he is just concerned with the second district. Mr. Hare continued to state that he had a few constituents complain and then he reached out to the City Code Enforcement office and to Ms. Duca. Mr. Hare explained that as usual, they were right on top of it, and they were taken care of. Mr. Hare noted that they were still dealing with the one request with Ms. Duca, who is working with

the Department of Transportation to widen the entrance to a business off New Burton Road.

Mr. Hare stated today they had Coffee with the Police in the second district at Starbucks and that he was there with the police. Mr. Hare stated on December 10, 2022, the Police are having a neighborhood community event with a petting zoo and some different things that the police are setting up. Mr. Hare noted that everything was free, free food, free everything for anybody that attends.

Third District

Mr. Neil stated that he attended Dover Downtown Partnership and tourism meetings as he serves as a liaison to those boards as well. Mr. Neil stated that he also attended the Wild Meadows Homeowner's Association meeting where Chief Johnson was the guest speaker at the request of the association. Mr. Neil noted that by the time he was finished he had a lot of senior ladies who were swooning and mooning over his presentation. Mr. Neil stated that Chief Johnson was terrific and that he will be getting a thank-you note. Mr. Neil continued to state that he also attended Economic Development prior to this last one that Mr. Taylor just reported on. Mr. Neil stated that he and Ms. Arndt sent out alerts on several items including the State Street repairs and the Gift of Lights. Mr. Neil stated that those alerts go to civic leaders, and HOA leaders in the third district so that they can spread them out to their individual people throughout their communities.

Mr. Neil stated that they also handled several communities and individual complaints by constituents who are still dealing with a six-way traffic situation at Governors, Ross, and Bradford, which is a traffic problem that involves DelDOT. Mr. Neil noted that Representative Lynn has graciously agreed to fund this project. Mr. Neil stated that he will make sure that Councilman At-Large and Councilwoman Arndt, are informed, and the same thing to additional problems dealing with housing. Mr. Neil stated that housing handled by, that is rental housing, and has been causing problems and serving as cancer in the neighborhood.

Ms. Arndt stated that she attended a meeting with department leadership, most of whom are in the audience this evening. Ms. Arndt explained that they met the prior week to discuss the Meeting House Branch Drainage Improvement Project, and kind of the status timeline moving forward. Ms. Arndt stated that they have a great team in Dover, they are certainly on top of it, and that she is hoping that they will come to a committee meeting in the future to give Council a briefing on where they stand on that project.

Ms. Arndt stated that she was also able to attend the 18th Century Market Fair, a couple of weeks ago. Ms. Arndt noted that she loves that event and that it just keeps getting bigger. Ms. Arndt stated that she thinks that event and Dover Days really have showcased the history of our town. Ms. Arndt stated that coming up this week Councilman Neil, herself, and several others have been invited to the Towne Point's HOA meeting.

Fourth District

Mr. Anderson stated that Saturday there was a wonderful event in which he was honored to participate and contribute with community enhancement funds towards the annual Thanksgiving dinner, which helps a lot of people in need in the local community, right downtown at Holy Trinity. Mr. Anderson stated that with the neighborhood watch, there has been a lot of good feedback at the various neighborhood watch meetings. Mr. Anderson noted that the people in the Kirkwood Street, the North Division Street neighborhood watch are extremely happy about the lower rates of crime which are 85% to 90% below what they used to be just a few years ago.

Mr. Anderson stated that they are working to get grants for LED lights. Mr. Anderson noted that he worked on some things with disorderly premises, which helped with a couple of problem areas. Mr. Anderson stated that the community policing elements have been completely invaluable. Mr. Anderson continued to state that thanks to the neighborhood watch, the light sound over strong, and the Anti-Drug Task Force, at least nine drug houses were closed as well as a store that was operating as a paraphernalia distribution point and worse. Now it is reopened and is a positive element in the community. There were a lot of items and moving parts that went into that building the whole community, including everything from the Community Garden all the way through. Mr. Anderson noted that we need to think about that as we discuss moving forward, looking at everything from lighting to policing, the involvement, et cetera.

Mr. Anderson stated that housing is a part of that, as home ownership, the partnership with Habitat for Humanity, NeighborGood Partners, and getting more people with a stake in all that was part of it. Mr. Anderson stated that they look at the success they have had and build on that. Mr. Anderson stated that he had the opportunity to go to the Hamlet Neighborhood Association, which was well attended by a couple of dozen people in that neighborhood, and that they had many discussions. Mr. Anderson noted that a lot of them were hyperlocal and that they all work through and deal with some of them. Mr. Anderson stated that the people there had discussions about understanding and that they were grateful for discussions about understanding the electric rates. Mr. Anderson noted the people were not upset about it, but they wanted to understand it because they are paying more, and they need to know why. Mr. Anderson noted that there was a wonderful discussion on that, and the people had a robust discussion.

Mr. Anderson stated that he and Councilman Taylor received an invitation to forward to the City staff to give a free spot in the next Maryland Supplier, Diversity event. Mr. Anderson stated that they had a couple of businesspeople including committee member, Ms. Adams of the Economic Development Committee at the previous one talking about how she had an easier time getting business in Maryland and in other states. Mr. Anderson stated that is where she had major contracts and had hardly any business with the government here in Delaware State, County, and City. Mr. Anderson stated that people from Woodcrest, Hamlet, and Lincoln Park would like us to have discussions about how to design our roads to reduce speeding in the neighborhoods.

Mr. Sudler stated that he received a concern/complaint regarding, Fulton Street Alley from Mr. O'Brien regarding alleged possible illegal activity. Mr. Sudler stated that it seems that they need to look at that concern which Councilman Anderson, the Mayor, and he himself had in the past.

Mr. Sudler stated that he also received a concern/complaint from Mr. Thomas Armstrong, who is the owner of Tom's Bullpen. Mr. Sudler noted that there was a shooting in the Hamlet Shopping Center, at the Pizzeria. Mr. Sudler stated that Mr. Armstrong was concerned about the fact that his establishment was being somewhat highlighted because the individual got shot and ran into his establishment, but the incident did not take place there and he felt that that was sort of unfair.

Mr. Sudler stated that he spoke with the owner of La Hacienda, and he is still concerned about the loitering and also the shooting incident that took place.

Mr. Sudler stated that the constituents are still somewhat asking, inquiring, and anticipating when would electric rates be adjusted.

At- Large

Mr. Boggerty stated that he participated in a new program that is in our area called Network Connect at Legislative Mall and that it is an enrichment program attempting to provide resources to low to moderate-income households.

Mr. Boggerty stated that he attended the Trunk-Or-Treat at William Henry Middle School as a Councilman. Mr. Boggerty said that it was fun, they ran out of candy, and the line was forever long. Mr. Boggerty stated that he also attended in support of one of our local businesses, Evans Funeral Home, which also had a Trunk-Or-Treat. Mr. Boggerty explained that he was able to mingle with the kids and that he did not run out of candy at that one, but that it was close.

Mr. Boggerty stated that he attended and participated in a district one community meeting. Mr. Boggerty continued to state that Council members Rocha and Pillsbury were excellent, well put together, very well moderated, and very informative,

Mr. Boggerty stated that he was the MC for the NAACP Freedom Fund Banquet. Mr. Boggerty noted that it was excellent and well-attended. Mr. Boggerty explained that they awarded some community leaders and Councilman Rocha was also the DJ, there spinning the tunes.

Mr. Boggerty stated that he attended the Village of Westover HOA meeting. Mr. Boggerty said that they were resetting their HOA and that he was also able to speak with them, although they were not impacted. Mr. Boggerty stated that he answered a few questions about the redistricting and tried to answer a few questions that they had but it was decently attended.

Mr. Boggerty stated that he is chairing the committee for the Black Male Initiative that is being hosted by the Delaware State Business School. Mr. Boggerty continued to state that the goal of the program is to make sure that we encourage black and brown men, young men who would not typically go to college to come and consider. Mr. Boggerty stated that he would have benefited from a program like this because he did not know about it and did not come from a background where he knew about financial aid. Mr. Boggerty stated that he had a 2.17-grade point average when he graduated high school because he was working late and trying to go to school. Mr. Boggerty explained that this program wants to remove the barriers and we know that education is one way to remove the barriers of some of the things we are facing. Mr. Boggerty further explained that while it is a black and brown initiative, all are invited to attend, and will be held on February 24, 2023. Mr. Boggerty noted that they asked him to contact political leaders throughout the state to come.

Mr. Boggerty met with the GVI and Larry Normile, at Delaware Technical and Community College and toured the new Workforce Readiness Medical Program to help some of the individuals that they are involved with and that are considering utilizing that program. Mr. Boggerty noted that this is not a 4-year degree, great for someone to learn a trade, and the cost is minimum. Mr. Boggerty stated that they are already engaging one student in that program and that one student can make a difference.

Mr. Boggerty stated that he attended the Black and Brown Leadership call that is hosted by Lieutenant Governor Bethany Hall-Long monthly. Mr. Boggerty stated that Black and brown leaders are throughout the state and open to everyone. Mr. Boggerty noted that they talk about issues pertinent to the black and brown community and while it is not completely going away, they talked about COVID numbers and other stressors within the community.

Mr. Boggerty stated that he also participated in the Delaware State University Homecoming. Mr. Boggerty continued to state that he is also working with an ambassador for the Dover Downtown Partnership to develop new events to help them develop new programs and new activities downtown to make downtown attractive again.

Mr. Boggerty stated that Golf Suites is now wanting to look at Dover now. Mr. Boggerty noted that he immediately started texting Mr. Hugg and that he thinks he made an initial phone call, and that those conversations will be going on. Mr. Boggerty explained that Golf Suites have laid out the parameters and hopefully they can fit. Mr. Boggerty further explained that we meet most of the criteria and it is just finding 10 acres of land in their location. Mr. Boggerty stated that they need to be by a university, a military base, or by a highway.

Mr. Boggerty stated that he met with one of the representatives for Delaware Prosperity Partnership and that they are developing a relationship to help the city explore opportunities of what they can do to increase employment opportunities for our citizens. Mr. Boggerty noted that this includes citizens in Dover, up and down

the state, to help establish a relationship with a transportation company for individuals who want to go to Middletown and work but live in Dover. Mr. Boggerty stated that there is a big plan for a chemical plant that is coming to the Middletown area. Mr. Boggerty noted that the jobs are supposed to pay up in the $60,000, to $70,000 range.

Mr. Boggerty stated that he spoke with the Delaware Interscholastic Athletic Association (DIAA) President in support of one of Dover High's football players who is not being allowed to play. Mr. Boggerty stated that he is not being allowed to play because he moved, and they did not know why he moved for a competitive advantage, all this language but he spoke with the President in support of this young man who is a senior and he was having a pretty good year. Mr. Boggerty explained that he missed a few games, but they later cleared him to play so he hopes everything works out for him.

Mr. Boggerty stated that he also spoke with a local landlord, to discuss the loitering that was occurring on their property. Mr. Boggerty stated that he encouraged them to act before the city acts. Mr. Boggerty stated that he has noticed there is kind of an increase in individuals just kind of sitting on their property. Mr. Boggerty stated that the landlord assured him that they are going to put whatever methods in place to reduce the loitering on one piece of their property. Mr. Boggerty also encouraged the landlord to get ring cameras, et cetera, and to work with Dover Police Department to make sure just in case any events are happening there.

Mayor Christiansen
Mayor Christiansen reviewed Attachment #3 – Mayor's Report

Responding to Mr. Taylor, Mayor Christiansen stated that he went to breakfast and met with business owners from downtown and some businesses in the community. Mayor Christiansen explained that they asked which direction they were going as far as utility, energy issues that they have discussed, and other safety issues.

Responding to Mr. Taylor, Mayor Christiansen stated at the Chamber meeting that he let them know they are making progress and encouraging businesses to come downtown and that we are anxiously waiting for the Mosaic Report.

Responding to Mr. Taylor, Mayor Christiansen stated that there was not a plan delivered at the Chamber of Commerce meeting to make things a little safer downtown.

Presentation – The City of Dover Parks and Recreation Project Update (Robin Eaton, Director of Parks and Recreation)
Mr. Robin Eaton, Director of Parks and Recreation reviewed the presentation of the Dover Parks and Recreation Project Update.

Responding to Ms. Arndt, Mr. Eaton stated that regarding the 5 to 12-year-old playground it is coloring of the surface.

Responding to Mr. Sudler, Mr. Eaton stated that they have attended some rotary meetings but the whole organization within the area has yet to get on board with that. Mr. Eaton stated that he believes there are five and three of them are in support. Mr. Eaton stated that they are currently not advertising for funding but that they have received funds through grants.

Mr. Sudler stated that at the beginning of the process there were individuals who wanted to donate to the park's projects. Mr. Sudler and Mr. Anderson suggested reviewing the past minutes and reaching out to different clubs and organizations.

Mr. Sudler stated that he thinks Mr. Eaton is doing an excellent job, and the whole staff is doing an excellent job. Mr. Sudler noted that he has gone to Williams Park, and it looked amazing when they had the two events. Mr. Sudler further noted that Dover Park is looking amazing, upkeeping with sustainable strategies, and progress is continuing. Mr. Sudler stated that he is very proud of the staff and that the work that they put in years ago is reflecting what they did then, and today.

Mr. Taylor suggested Mr. Eaton reach out to the Biden School and the Grant Assistance Program.

Responding to Ms. Arndt, Mr. Eaton stated that they looked at the cost analysis of the actual roof structure and how it would be built for solar panels, as opposed to without the solar panels, and then the amount of light that we would get in that wooded area, and it just, it really was not cost-effective.

Responding to Mr. Tholstrup, Mr. Eaton stated that adding conduits at this point would not be difficult for the charging station but that is a decision that needs to be made by everyone.

Ms. Arndt stated that she thinks it is a good option to consider, DNREC parks had done that and put chargers in the parks. Ms. Arndt explained that it draws people in because they need a charge and then they will enjoy the resources.

Responding to Mr. Sudler, Mr. Eaton stated that the dog park is being done in-house and would likely start in the spring.

Responding to Mr. Rocha, Mr. Eaton stated that WRA, Whitman, Requardt, and Associates, the engineers on the project, are in the final stages of developing the RFP paperwork for the skatepark. Mr. Eaton explained that they wanted to get the Dover Park project behind them and then the skatepark shortly thereafter. Mr. Eaton stated that it is his goal to have the projects concluded by end of 2023.

Silver Lake Dam – Annual Inspection Review (Jason Lyon, Director of Water Wastewater)

Mr. Jason Lyon, Director of Water and Wastewater, reviewed the background and analysis regarding the Silver Lake Dam Annual Inspection.

Staff recommended accepting the Silver Lake Dam 2022 Dam Safety Inspection Report and the FY 2022 Silver Lake Dam Inspection and Update Memorandum.

Responding to Mr. Neil, Mr. Lyon stated that in May of 2022, they considered inflation, but that they did not know if inflation is kind of out of control. Mr. Lyon stated that as far as the budget, it will have to be reprogrammed into the budget for future years, which will be presented as part of their budget packet through their department.

Mr. Hare moved to recommend accepting the Silver Lake Dam 2022 Dam Safety Inspection Report and the FY 2022 Silver Lake Dam Inspection and Update Memorandum, as recommended by staff. The motion was seconded by Mr. Rocha and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to accept the Silver Lake Dam 2022 Dam Safety Inspection Report and the FY 2022 Silver Lake Dam Inspection and Update Memorandum, seconded by Dr. Pillsbury and carried by a unanimous roll call vote

Ms. Arndt moved for adjournment of the Parks, Recreation, and Community Enhancement Committee meeting, hearing no objection, the meeting adjourned at 7:51 p.m.

LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE

The Legislative, Finance and Administration Committee met with Chairman Anderson presiding.

Adoption of Agenda
Mr. Hare moved for adoption of the agenda, seconded by Mr. Taylor and unanimously carried.

Increased Purchase Cost of Electric Trucks, by more than 15% (Paul Waddell, Electric Director)
Mr. Paul Waddell, Electric Director review the background and analysis for the increased purchase cost of the electric truck by more than 15 percent.

Staff recommended approving the additional cost of $75,707.76 to purchase the Digger Truck Vehicle #775 utilizing the funds designated for the purchase of the 2013 F550 Vehicle #778 and pushing the purchase of Vehicle #778 to FY24.

Responding to Mr. Taylor, Mr. Waddell stated they are not happy with having to spend more money but yes, he did run it by Ms. Peddicord, City Manager Hugg, and Assistant City Manager Duca. Mr. Waddell stated that this is the problem and gave them the secondary plan which was placed in the committee action form in the packet.

Mr. Hare moved to recommend approving the additional cost of $75,707.76 to purchase the Digger Truck Vehicle #775 utilizing the funds designated for the purchase of the 2013 F550 Vehicle #778 and pushing the purchase of Vehicle #778 to FY24, as recommended by staff. The motion was seconded by Mr. Sudler and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve the additional cost of $75,707.76 to purchase the Digger Truck Vehicle #775 utilizing the funds designated for the purchase of the 2013 F550 Vehicle #778 and pushing the purchase of Vehicle #778 to FY24, seconded by Dr. Pillsbury and carried by a unanimous roll call vote

Update from the American Federation of State, County, and Municipal Employees (AFSCME) on Membership Priorities (Kay Sass, President of AFSCME Union)

Ms. Kay Sass presented a verbal presentation regarding an update from the AFSCME Union (Attachment #4).

Mr. Sudler thanked Ms. Sass for acknowledging the leadership regarding all of us on how they play a significant role as a team or city council, and the fact that they do put our organizational citizens first and they do hear them. On behalf of himself as Council President and all of Council, Mr. Sudler thanked Ms. Sass and noted the hard work that the council puts forth, the strategies that they are putting forth to boost morale, and everything. Mr. Sudler noted the Diversity, Equity, Inclusion, faith, and just everything that they are doing in conjunction with the mayor's assistance as well, that this is a team and when one component of the team wins, we all win.

Mr. Sudler thanked Ms. Sass for acknowledging and recognizing their initiative and their part in the success of the team over.

Responding to Mr. Sudler, Ms. Sass stated there is no way she can truly emphasize the importance of how everyone really feels about being heard. This is something they have talked about probably a lot over the last year and a half or so, and on behalf of AFSCME, she can say that. On behalf of a lot of other employees, she can say that as well. Ms. Sass noted that it is not always easy to be an elected official, but what it does come down to is when you have empathy and the desire, it shows through. It may not always go in everyone's favor but knowing that they are being heard sometimes is just as valuable.

Proposed Ordinance #2022-21 - Amending Article 3. District Regulations - Section 20A. - Industrial Park manufacturing zone - Business and Technology Center (IPM2)

Ms. Mary Ellen Gray, City Planner reviewed the background and analysis for the Proposed Ordinance #2022-21.

Staff recommends approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting.

Responding to Mr. Neil, Mr. Hugg stated that this has not been an easy sell, it is a beautiful park with somewhat limited access and a fair number of restrictions. Mr. Hugg noted that in the marketplace today, they have talked to numerous potential buyers, developers, whatever, with not the greatest success. Mr. Hugg stated that 20 years later, they had four uses in a park of 300 acres or so. Mr. Hugg further explained that they had discussions with and have offered the sale of the park through a broker to give the city more opportunities to contact people.

Mr. Hugg stated that they have one letter of intent, one contract for sale, and three pending contracts for sale by virtue of using the broker. Mr. Hugg stated that they still own the land and have not sold it yet, but that the city has contracts on some of the lots because of both our own energy and the broker being out there and aggressively talking to some people. Mr. Hugg stated that unfortunately, the interest rate hike that the Federal Reserve has put on prevented the settlement of one of the lots that they had a sale contract on. Mr. Hugg noted that it will probably come back if the interest rates drop a little bit, but that they have another offer on the same lot.

Mr. Hugg stated that they concluded that they needed some professional guidance and professional representation to make these transactions happen.

Mr. Neil stated that there is a free buffer and there is a solar park that is there, but that would be his only concern, but he sees no problem whatsoever. Mr. Neil explained that he needed the clarification of terms of what originally was offered and the fact that now they are serving as a broker for it if they can put people in, thank heavens because that means business for us, it means taxes for us, it means an activity in that area that should have activity.

Responding to Mr. Anderson, Mr. Hugg stated that indoor recreation did not meet the purpose and intent of a business and technology park and it is currently allowed in other zoning districts.

Mr. Hare moved to recommend approving the Ordinance for the First Reading on November 28, 2022, Regular City Council Meeting, as recommended by staff. The motion was seconded by Mr. Shevock and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve Ordinance #2022-21 for First Reading on November 28, 2022, Regular City Council Meeting seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

Proposed Ordinance #2022-22 Amending Chapter 102 Taxation (Tax Increment Financing) (David S. Hugg, III, City Manager

Mr. David S. Hugg, III, City Manager, reviewed the background and analysis regarding the Proposed Ordinance #2022-22.

Staff recommended approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting.

Mr. Hare moved to recommend approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting, as recommended by staff. The motion was seconded by Mr. Sudler and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve Ordinance #2022-22 for First Reading on November 28, 2022, Regular City Council Meeting seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

Proposed Ordinance #2022-23 - Amending Chapter 2. Administration - Article IV. Officers and Employees - Division 4. Controller/Treasurer

Mr. David S. Hugg, III, City Manager, reviewed the background and analysis regarding the Proposed Ordinance #2022-23.

Staff recommended approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting.

Mr. Hare moved to recommend approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting, as recommended by staff. The motion was seconded by Mr. Sudler and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve Ordinance #2022-23 for First Reading on November 28, 2022, Regular City Council Meeting seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

Proposed Ordinance #2022-24 - Amending Chapter 2. Administration - Article IV. Officers and Employees - Division 5. City Clerk

Mr. David S. Hugg, III, City Manager, reviewed the background and analysis regarding the Proposed Ordinance #2022-24.

Staff recommended approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting.

Mr. Rocha moved to recommend approving the Ordinance for the First Reading at the November 28, 2022, Regular City Council Meeting, as recommended by staff. The motion was seconded by Mr. Shevock and unanimously carried.

By consent agenda, Mr. Neil moved for approval of the Committee's recommendation to approve Ordinance #2022-24 for First Reading on November 28, 2022, Regular City Council Meeting seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

Mr. Anderson moved for adjournment of the Legislative, Finance, and Administration Committee meeting, hearing no objection, the meeting adjourned at 8:18 p.m.

Mr. Sudler moved for adjournment of the Council Committee of the Whole meeting, hearing no objection, the meeting adjourned at 8:19 p.m.

By consent agenda, Mr. Neil moved for acceptance of the Council Committee of the Whole Report, seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

FIRST READING - PROPOSED ORDINANCE #2022-22

Council President Sudler reminded the public that copies of the proposed ordinance were available on the City's website at www.cityofdover.com under "Government," or by contacting the City Clerk's Office at 302-736-7008 or cityclerk@dover.de.us. Final action by Council on the proposed ordinance will take place during the Council Meeting on December 12, 2022.

In accordance with Section 1-9 of the Dover Code, Council acknowledged the First Reading of the proposed Ordinance as read by the City Clerk, by title only, as follows:

Ordinance #2022-22 Amending Chapter 2 – Administration-Article V - Finance

Mr. David S. Hugg, III, City Manager, stated that in 2017, the City Council requested that the General Assembly amend the state code as it relates to Tax Increment Financing (TIF) to add provisions that would allow the City of Dover and Kent County to use tax increment financing as an alternative financing method for development and redevelopment. Mr. Hugg explained that it was primarily for a project that had been proposed up near Dover Mall, but that the amendment request was for the city, in general. The General Assembly enacted that ordinance amendment, granted to Dover and Kent County the authority to implement tax increment financing.

Mr. Hugg explained that the Ordinance does two things. First, it confirms the city's authority, as granted by the General Assembly, creating the Dover Code related to tax increment financing (TIF). Secondly, it sets forth, consistent with state law, the provisions or steps that the city has to go through should they decide to use this funding mechanism for a development or redevelopment initiative.

Responding to Council President Sudler, Mr. Hugg explained that Tax Increment Financing is a method that allows the issuance of tax-exempt bonds by the local jurisdiction to support the development or redevelopment of industrial, commercial, or residential areas. Mr. Hugg further explained that the term tax increment means that the bonds are paid for from the proceeds of the added revenue that comes because of the redevelopment. Mr. Hugg stated if the City has properties that are worth $1 million, and they go through a redevelopment and enhancement initiative, then they are worth $3 million then the tax on the $2 million increment is used to retire the bonds. Tax increment financing bonds are not debts of the city. They do not attach to the credit of or assets of the city, but they are a way to encourage particularly private development and private redevelopment reinvestment. The bonds generally sell at a discount, and they are usually snapped up by municipal or institutional holders of those kinds of financial documents.

Responding to Mr. Taylor, Mr. Hugg explained that because they are not supported by the credit or assets of the city, the city is not obligated to repay those bonds. The risk is on the developer/redeveloper for money that is obligated to the bonds. If the bottom should drop out of the finance market or something, that is their risk, their loss, and normal default procedures would take place.

Responding to Mr. Neil, Mr. Hugg explained that this is an additional tool that can be used. There are tax incentives and tax credits that are available. There are some other federal credits, and there are opportunities for credits, but tax increment financing (TIF) is one more tool that could be used. The other is what they call special district financing, like a business improvement district. This could be used to support the financial investments for downtown redevelopment.

Responding to Mr. Sudler, Mr. Hugg explained that the closest thing that they had was the Business Improvement Taxing District that existed downtown. It was taken off the books a couple of years ago. Mr. Hugg noted that he is not sure that that specifically meets the definition of a special district, but it is essentially the same mechanism. It is tied to an investment downtown that is subject to a tax. Mr. Hugg stated that if he is not mistaken, those bonds do pledge the asset and the credit of the city.

Responding to Mr. Sudler, Mr. Hugg explained that the business improvement district tax that the city had on its books and imposed for several years was an additional tax on properties in the designated area that was earmarked for reinvestment in the downtown. So properties downtown, he believes, had a cent or two of additional property tax that was a dedicated earmarked revenue to be used for downtown, not to go into the just general revenues of the city. There was a reasonable amount of opposition to that tax over the years. It was reduced eventually to zero, and then if he remembers that three years or so ago, it was stricken from the books. But that is another mechanism, it is a tax on properties that benefit from the City's investment in streets or sidewalks or street lighting or whatever. Kind of you benefit from our investment, and you have a share of the cost.

Responding to Mr. Sudler's question of whether a brick-and-mortar police station would qualify for funding through this ordinance, Mr. Hugg stated that he did not think so, it would not be something that would normally be financed with a tax increment bond because they are generally aimed at private and non-profit client's business activities. Mr. Hugg stated that the city could issue a regular bond to pay for something of that nature if it chose to. Mr. Hugg continued to state that he does not know whether a business improvement district or special district provision could be used for a public purpose.

Responding to Mr. Sudler's inquiry, Ms. Peddicord stated that she did not think a brick-and-mortar police station would qualify for funding through tax increment financing.

Mr. Anderson explained that he wanted to make sure people out there understand that the tax increment finance (TIF) is its own separate bill and apart from any discussion of special districts and so what they are dealing with tonight will not raise taxes one penny. Mr. Anderson further explained that if you buy a property that is worth half a million dollars, you are going to make it worth 5 million dollars. Mr. Anderson noted that it provides where you can get financing based upon the value added, the increment value added. Mr. Anderson stated that he just wanted to make

sure everybody knows that they are not raising taxes, his name is not on the tax increase, he promises.

FIRST READING - PROPOSED ORDINANCE #2022-23

Council President Sudler reminded the public that copies of the proposed ordinance were available on the City's website at www.cityofdover.com under "Government," or by contacting the City Clerk's Office at 302-736-7008 or cityclerk@dover.de.us. Final action by Council on the proposed ordinance will take place during the Council Meeting on December 12, 2022.

In accordance with Section 1-9 of the Dover Code, Council acknowledged the First Reading of the proposed Ordinance as read by the City Clerk, by title only, as follows:

> Ordinance #2022-23 Amending Chapter 2 – Administration – Article IV. Officers and Employees-Division 4. Controller Treasurer

Mr. David S. Hugg, III, City Manager, explained that Ordinance 2022-23 is updating the municipal code to be consistent with the charter changes that were made by the General Assembly. The provision that required the annual appointment of the Controller Treasurer was deleted in the charter change, and this ordinance strikes the unnecessary language and makes it consistent with the revised adopted charter.

FIRST READING - PROPOSED ORDINANCE #2022-24

Council President Sudler reminded the public that copies of the proposed ordinance were available on the City's website at www.cityofdover.com under "Government," or by contacting the City Clerk's Office at 302-736-7008 or cityclerk@dover.de.us. Final action by Council on the proposed ordinance will take place during the Council Meeting on December 12, 2022.

In accordance with Section 1-9 of the Dover Code, Council acknowledged the First Reading of the proposed Ordinance as read by the City Clerk, by title only, as follows:

> Ordinance #2022-24 Amending Chapter 2 – Administration – Article IV. Officers and Employees-Division 5. City Clerk

Mr. David S. Hugg, III, City Manager, explained that this is another housekeeping ordinance. Mr. Hugg further explained that the charter amendments that were adopted by the General Assembly were changes to the language in various sections. There had been a requirement in the previous charter and in the city code that the City Clerk be reappointed every year. That language was stricken from the newly adopted city charter. This Ordinance removes it from the City Code to make them consistent.

ELECTION OF OFFICERS – ROBBINS HOSE COMPANY – YEAR 2023 FIRE LINE OFFICERS

The Fire Line Officers of the Robbins Hose Company are elected annually on the third Monday of November. Members were provided the results from the November 7, 2022, Robbins Hose Company Election for consideration as follows:

Fire Chief	-	David Carey
Deputy Fire Chief	-	Sean Christiansen
First Assistant Chief	-	Sierra Brown
Second Assistant Chief	-	Brian Bashista
Third Assistant Chief	-	James Iannucci
Fourth Assistant Chief	-	Jason Boc
First Fire Line Captain	-	Chad Knotts
Second Fire Line Captain	-	Troy Christiansen

By consent agenda, Mr. Neil moved for acceptance of the Fire Line Officers for Robbins Hose Company No. 1 for the Year 2023, as submitted. The motion was seconded by Dr. Pillsbury and carried by a unanimous roll call vote.

FIRST READING - PROPOSED ORDINANCE #2022-21 AMENDING APPENDIX B - ZONING

Council President Sudler reminded the public that copies of the proposed ordinance were available at the entrance of the Council Chambers, on the City's website at ww.cityofdover.com under "Government," or by contacting the City Clerk's Office at 302-736-7008 or cityclerk@dover.de.us. Since the ordinance amends the Zoning Code, a public hearing is required. It is recommended for referral of the amendments to the Planning Commission on December 19, 2022, and that a public hearing be set for the Council Meeting of January 9, 2023, at 6:30 p.m., at which time final action by Council will take place.

Mr. Anderson introduced an amendment to proposed ordinance #2022-21, adding A.20.19 Indoor recreation and amusement establishments, added after line 60.

Mr. Anderson moved to refer the request as amended to the Planning Commission on December 19, 2022, and to set a public hearing for January 9, 2023, at 6:30 p.m. The motion was seconded by Mr. Taylor and unanimously carried.

In accordance with Section 1-9 of the Dover Code, Council acknowledged the First Reading of the Zoning Ordinance Amendments as read by the City Clerk, by title only, as follows:

> Proposed Ordinance #2022-21 Amending Article 3 – District Regulations, Section 20A - Industrial Park Manufacturing Zone – Business and Technology Center (IPM2)

FINAL READING - PROPOSED ORDINANCE #2022-10

The First Reading of the Proposed Ordinance was accomplished during the Council Meeting on November 14, 2022. Council President Sudler reminded members of the public that copies of the proposed ordinance were available at the entrance of the Council Chambers or on the City's website at www.cityofdover.com under "Government."

Mr. Hare moved that the Final Reading of the proposed Ordinance be acknowledged by title only, seconded by Ms. Arndt, and unanimously carried. (The First Reading of the proposed ordinance was accomplished during the Council Meeting of November 14, 2022.)

By motion of Mr. Hare, seconded by Mr. Neil, Council, by a unanimous roll call vote, adopted Ordinance #2022-10, as follows:

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

That Chapter 22 – Buildings and Building and Regulations, Article VII – Property Maintenance Code be amended to read as follows:

CHAPTER 22 BUILDINGS AND BUILDING REGULATIONS

ARTICLE VII. – PROPERTY MAINTENANCE CODE

Section 22-226 Violations and penalties

(a) Any person, firm, or corporation who violates any provision of this article shall be penalized by a fine as provided for in Appendix F—Fees and Fines.

(b) Unpaid fees and fines are to be placed on the municipal lien docket by the city against the property on which the violation occurred.

That Appendix F Fees and Fines, Chapter 22 Buildings and Building Regulations be amended by inserting the text indicated in bold, blue font and deleting the text indicated in red strikeout as follows:

APPENDIX F – FEES AND FINES

Chapter 22. Buildings and Building Regulations

Chapter 22. Buildings and Building Regulations	**Fees and Fines**
Article III. Building Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-61. Adopted (International Building Code)	
Sec. 105.5.1. Expiration; Additional 180-day extensions may be granted with payment of a renewal fee	$25.00 per 180-day extension
Sec. 113.4. Violation penalties; Each day that a violation continues shall be deemed a separate offense	Fine of not less than $100.00 or more than $10,000.00
Sec. 114.3. Unlawful continuance	
First offense	$100.00
Second offense	$250.00
Third offense	$500.00
Fourth and subsequent offenses	No less than $1,000.00 and no more than $10,000.00
Sec. 22-65. Permit fees	

Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector. The building inspector may waive the doubling of fees in cases where the building permit applicant is not a professional contractor, and the work is not being done by a professional contractor.	
Subsec. (a) Building permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiples thereof up to $10,000,000.00 of costs, $6.00 for each additional $1,000.00 of costs or multiple thereof up to $20,000,000.00, and $5.00 for each additional $1,000.00 of costs or multiple thereof above $20,000,000.00
Subsec. (a) Fence permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiple thereof
Subsec. (a) Sign permits	$0.75 per square foot of sign area; minimum fee for each permit $50.00
Subsec. (a) Swimming pool permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiple thereof
Subsec. (a) Demolition permits, any building which is being demolished for the purpose of vacating the land for future development or construction upon the same	$50.00; $0.00 if condemned and required to be demolished by the city or any public entity
Subsec. (a) Moving permits, each building	$250.00
Subsec. (a) Construction plan reviews, nonresidential (Not subject to doubling)	$20.00 per set of plans
Subsec. (b) Reinspections (Not subject to doubling)	

First reinspection	$0.00
Second reinspection	$25.00
Third reinspection	$50.00
Any subsequent reinspection	$100.00
Article IV. Electrical Installations	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-110. Violations	Not less than $25.00 or more than $1,000.00
Article V. Mechanical Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-145. Heating, air conditioning, and heat pump permit fees	
Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector.	
Subsec. (a) Heating permit	$40.00 first 10,000 BTUs and $7.00 each additional 10,000 BTUs or multiple thereof
Subsec. (a) Air conditioning permit	$40.00 per ton for the first five tons and $7.00 per ton over five tons or multiple thereof
Subsec. (a) Heat pump permit	$40.00 first 10,000 BTUs and $7.00 for each additional 10,000 BTUs or multiple thereof or $40.00 per ton for the first five tons and $7.00 per ton over five tons or multiples thereof
Article VI. Plumbing Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-185. Permit fees	
Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector. The building inspector may waive the doubling of fees in cases where the building permit applicant is not a professional contractor, and the work is not being done by a professional contractor.	
Subsec. (a) Enumerated	

Fixtures	$35.00 first five fixtures and $3.00 for each additional fixture
Garbage disposal and hot water heaters	A minimum fee of $35.00
Gas, water and sewer inspection underground	$30.00 for first 150 feet and $0.75 for each additional ten feet or multiple thereof
Article VII. Property Maintenance	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-226. Violations	
Subsec. (a) Violations; penalties	Not less than $25.00, nor more than $1,000.00
Article VIII. Leases	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-251. Unlawful leases	
Subsec. (g) Violations; penalties	
First offense	$50.00
Each subsequent offense	$100.00
Article IX. Lodging Houses	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-301. Generally	
Subsec. (b) Expiration; fee	
Annual permit fee	$50.00 for the first ten rooms and $5.00 for each additional room.
Annual dormitory permit fee	$50.00 for the first ten rooms and $2.50 for each room thereafter.
Subsec. (c) Failure to pay on due date	A penalty fee in the amount of ten percent per month of the amount of the license fee until the same is paid.
Subsec. (d) Reinstatement fee	$100.00
Article X. Rental Dwellings	

Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-332. Inspection required	
Subsec. (b) Reinspection fee (Not subject to doubling)	
First follow-up inspection	$0.00
Each subsequent reinspection, per inspection	$50.00
If the permit fee is not paid on the date due, the permittee shall incur a penalty fee of ten percent per month of the amount of the license fee until the same is paid.	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-351. Generally	
Subsec. (a) Single-family dwellings, annual permit	
Single-family detached dwelling, each dwelling	$100.00
Single-family attached dwelling, each dwelling	$80.00
Subsec. (b) Multiple-family dwellings, annual permit	
Multiple dwellings consisting of three or less dwelling units	$100.00
Multiple dwellings consisting of four or more dwelling units:	
For the first three dwelling units	$100.00
For each additional dwelling unit in excess of three	$35.00
Condominium units and accessory apartments located within structures principally used for owner occupancy, each	$35.00
Subsec. (c) Late payment penalty	A penalty fee in the amount of ten percent per month of the amount of the license fee until the same is paid.
Subsec. (d) Reinstatement fee	$100.00
Sec. 22-360. Enforcement, Fees and Penalties, Reporting	
Subsec. (a) Short term rental license	$100.00 annually, prorated for partial year
Subsec. (b) Failure to register and obtain a license	$100.00 (not prorated) in addition to license
Subsec. (c) Penalties for violations	$100.00 per offense
Article XI. Dangerous Buildings	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-386. Violations; penalties for disregarding notices or orders	
Subsec. (a) Violations by owner, each offense, minimum	$100.00
Subsec. (b) Violations by occupant or lessee, each offense, minimum	$100.00
Subsec. (c) Removal of notice, each offense, not to exceed	$100.00
Article XII. Vacant Buildings	

Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-403. Registration and registration fees	
Subsec. (a)(2)b.(ii). Registration fee	
Residential buildings and non-residential buildings <10,000 SF:	
Buildings vacant one year or less	$375.00
Buildings vacant for more than one year but less than two years	$750.00
Buildings vacant for more than two years but less than three years	$1,500.00
Buildings vacant for more than three years but less than five years	$3,000.00
Buildings vacant for five years or longer	$5,000.00

BE IF FURTHER ORDAINED:

That Chapter 46 – Fire Prevention and Protection, Article I, In General, Section 46-1 Means of egress be amended by inserting the text indicated in bold, blue font and deleting the text indicated in red strikeout as follows:

CHAPTER 46 FIRE PREVENTION AND PROTECTION

ARTICLE I – IN GENERAL

Section 46-1 Means of Egress

(c) *Penalties*. If any exit access, exit, or exit discharge, with the exception of a locked exit door, if found to be in violation of this section, a summons shall be issued as provided for in Appendix F – Fees and Fines. Any required exit door found to be locked against egress shall be in violation of this section and a summons shall be issued for each locked exit as provided for in Appendix F – Fees and Fines. Unpaid fees and fines are to be placed on the municipal lien docket by the city against the property on which the violation occurred.

ARTICLE V – FIRE LANES

Section 46-202 Violations

(c) *Failure to mark*. Property owners of existing buildings who do not have their fire lanes marked within 45 days of being notified by the fire marshal, shall be in violation of this article. Any property owner found to be in violation of [this sub]section 46-202(d) shall be issued a summons as provided for in Appendix F – Fees and Fines. Unpaid fees and fines are to be placed on the municipal lien docket by the city against the property on which the violation occurred.

That Appendix F Fees and Fines, Chapter 46 Fire Prevention and Protection Regulations be amended by inserting the text indicated in bold, blue font and deleting the text indicated in red strikeout as follows:

APPENDIX F – FEES AND FINES

Chapter 46. Fire Prevention and Protection

Chapter 46. Fire Prevention and Protection	**Fees and Fines**
Article I. In General	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 46-1. Means of egress	
Subsec. (f) Penalties	
Any exit access, exit, or exit discharge, with the exception of a locked exit door, found to be in violation of this section	$100.00 first offense $200.00 second or subsequent offense
Any required exit door found to be locked against egress	$100.00 each locked exit first offense, $200.00 subsequent offense
Sec. 46-3. Impairment of fire protection equipment	
Subsec. (f) Fines	$100.00 per device, first offense; $200.00 per device, second and subsequent offenses
Sec. 46-7. Preventable and malfunctioning alarms to the fire company	
Subsec. (a)(1) Responsibility for malfunctioning and preventable alarms, owner response, and corrective action; generally	Should the person notified fail to appear at said premises within 30 minutes after being notified to do so, the city may charge the owner of the premises a fine of $100.00
Subsec. (a)(2) Responsibility for malfunctioning and preventable alarms, owner response, and corrective action; malfunction	Failure to return documentation of service/repair within the period of time stated on the notice of violation, which is satisfactory to the fire marshal, will result in assessment against the owner of a fine of $100.00 for the fire alarm malfunction
Subsec. (b)(1) Fine charges; multiple fire alarm malfunctions or preventable alarms; amount of fine	

Number of preventable or malfunctioning fire alarms	Fine per preventable or malfunctioning fire alarm
Third alarm	$100.00
Fourth alarm	$200.00
Fifth alarm	$250.00
All over fifth alarm, each alarm	$250.00
Subsec. (b)(2) Fine charges; multiple fire alarm malfunctions or preventable alarms; panel reset	A $50.00 fine may be assessed to the owner of a premises where the fire alarm has been reset before the fire department or assisting fire department arrives. $100.00 for second and subsequent offenses
Sec. 46-8. Maintaining a known violation or hazard	
Subsec. (c)(1) Penalties; Any fines issued for violation of this section	Not less than $25.00, nor more than $1,000.00
Article II. Fire Department	
Sec. 46-44 Failure to answer alarms, orders and perform duties orderly; Penalties	Fine of not less than $25.00, nor more than $1,000.00 or by suspension from the fire department or both
Article III. Fire Codes	
Fees established in subsection (b) of this section shall be doubled in the event that a permit is applied for after construction has commenced without the permission of the fire marshal. The fire marshal shall waive the doubling of fees in cases where the permit applicant is not a professional contractor and the work is not being done by a professional contractor.	
Sec. 46-126. Fire prevention permit	
Subsec. (b) Fee; each applicant	$25.00 for each $1,000.00 of costs or multiple thereof of the fire protection system; provided that a minimum fee for each permit shall be $150.00
Subsec. (c) Reinspection	
First reinspection	No charge
Second reinspection	$100.00

Third reinspection	$200.00
Any subsequent reinspection	$250.00
Subsec. (d) Fire signaling system inspection fee	
Certificate of inspection	$25.00 each fire alarm system
Exception: Apartment or other multifamily dwelling—Five or less buildings per complex	$25.00 each fire alarm system
Exception: Apartment or other multifamily dwelling—More than five buildings per complex	$15.00 each fire alarm system up to a maximum of 20 buildings. Maximum fee per complex not to exceed $300.00 for fire alarm systems
Subsec. (e) Fire suppression system inspection fee	
Certificate of inspection	$25.00 each fire suppression system
Exception: Apartment or other multifamily dwelling—Five or less buildings per complex	$25.00 each fire suppression system
Exception: Apartment or other multifamily dwelling—More than five buildings per complex	$15.00 each fire suppression system up to a maximum of 20 buildings. Maximum fee per complex not to exceed $300.00 for fire suppression systems
Sec. 46-127 Smoke detection devices	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Subsec. (g) Violations; penalties	Revocation of any existing license to do business in the city, or a fine of not more than $150.00 per violation, or both such penalties
Article IV. Public Occupancies	
Sec. 46-164. Fees	
Assembly	No charge for an occupant load less than 75; $100.00 for

	an occupant load of 75 or greater
Assembly—Fixed Seating	$100.00 for first 200 seats and $10.00 each additional 50 seats
Educational	$100.00
Day Care	$50.00 for Day Cares as defined by Appendix B - Zoning, Article 5, Sections 14.22, 14.23 and 22.1; $100.00 for other day cares
Health Care	$100.00 first 25 rooms and $5.00 for each additional room
Ambulatory Health Care	$100.00
Residential	$100.00 per building
Residential Board and Care	$100.00
Mercantile over 10,000 sq. ft.	$100.00
Business over 10,000 sq. ft.	$100.00
Industrial	$100.00
Storage over 10,000 sq. ft.	$100.00
Assembly special provisions 1	$25.00
Assembly special provisions 2	$100.00
Sec. 46-168. Reinspection fee	
Subsec. (a) Amount	$25.00 for any repeated violation cited by the fire marshal, determined to be a violation and which requires a follow up inspection to confirm the correction of the violation
Subsec. (b) Fee attached	A fee may be attached to any summons written for any violation found to be uncorrected upon reinspection
Article V. Fire Lanes	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	

Sec. 46-202. Violations; penalties	
Subsec. (c) Other obstructions	Any property owner or tenant found to be in violation; $50.00
Subsec. (d) Failure to mark	Any property owner found to be in violation; $50.00
Sec. 46-205. Responsibility of owner or tenant	Any property owner found to be in violation; $50.00

ADOPTED: November 28, 2022

FINAL READING - PROPOSED ORDINANCE #2022-14

The First Reading of the Proposed Ordinance was accomplished during the Council Meeting on November 14, 2022. Council President Sudler reminded members of the public that copies of the proposed ordinance were available at the entrance of the Council Chambers or on the City's website at www.cityofdover.com under "Government."

Mr. Hare moved that the Final Reading of the proposed ordinance be acknowledged by title only, seconded by Mr. Rocha, and unanimously carried. (The First Reading of the proposed ordinance was accomplished during the Council Meeting of November 14, 2022.)

By motion of Mr. Neil, seconded by Ms. Arndt, Council, by a unanimous roll call vote, adopted Ordinance #2022-14, as follows:

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

That Chapter 22- Buildings and Building Regulations, Article X.- Rental Dwellings, be amended to read as follows:

DIVISION 1. GENERALLY

Sec. 22-331. Purpose; applicability; definitions; compliance.

(a) *Purpose.* The purpose and intent of this article is to ensure public health, safety, and welfare insofar as they are affected by the continued occupancy and maintenance of dwellings operated for lease to the public. The health, safety, and welfare of the occupants of the dwellings are of the utmost importance to the city, as is the general community character in which these dwelling units are located.

(b) *Applicability.* The provisions of this article shall apply to all matters affecting or relating to rental dwellings. Where, in this article, different sections of this Code may specify different requirements, the most restrictive shall govern.

(c) *Definitions.* The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this subsection, except where the context clearly

indicates a different meaning:

(1) *Criminal activity* is defined as any crime classified by applicable law as a (a) felony, (b) Class A misdemeanor, or (c) any of the following offenses: any drug offense defined by Title 16 of the Delaware Code, and the following misdemeanors in addition to any Class A misdemeanor, as defined by Title 11 of the Delaware Code: § 601—Offensive touching, § 602—Menacing, § 628—Vehicular assault 3, § 763—Sexual harassment, § 764—Indecent exposure, § 811—Criminal mischief, § 812—Graffiti, § 820—Trespassing, § 821/2/3—Criminal trespassing, § 1105—Crime against a vulnerable adult, § 1106—Unlawfully dealing with a child, § 1301—Disorderly conduct, § 1313—Malicious interference with emergency communications, § 1315—Public intoxication, § 1321—Loitering, § 1322—Criminal nuisance, § 1323—Obstructing of public passage, § 1341—Lewdness, § 1342—Prostitution, § 1343—Patronizing a prostitute, § 1445—Unlawfully dealing with a dangerous weapon, § 1446—Unlawfully dealing with a switchblade knife.

(2) *Dwelling unit* means a single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation.

(3) *Liability insurance* refers to an insurance product that provides an insured party with protection against claims resulting from injuries and damage to other people or property. Liability insurance policies cover any legal costs and payouts an insured party is responsible for if they are found legally liable.

(4) *Multiple-family dwellings* means dwelling units operated as a group and located in the same building. This shall include apartments, rooming houses, condominium dwelling units, and accessory apartments located within structures principally used for owner occupancy.

(5) *Property insurance* means financial reimbursement to the owner or renter of a structure and its contents in case there is damage or theft—and to a person other than the owner or renter if that person is injured on the property.

(6) *Rental dwelling* means a dwelling unit that is leased for occupancy to a person or persons in exchange for monetary payment or provision of goods or services to the owner of the dwelling unit.

(7) *Single-family dwellings* means dwelling units operated singly and separated from other units. In general, this definition shall apply to single-family detached dwellings; mobile homes and manufactured homes; and attached units, including duplexes and townhouses.

(d) *Compliance required.* No person shall operate, occupy or let to another for occupancy any dwelling which is not in compliance with the International Property Maintenance Code adopted in section 22-221 and all other applicable codes.

(Code 1981, § 10-86; Ord. of 4-10-2000; Ord. No. 2013-04, 4-8-2013; Ord. No. 2016-16 , 8-8-2016)

Sec. 22-332. - Inspection required.

(a) The Code Enforcement office, in accordance with the procedures set forth in the International Property Maintenance Code adopted in section 22-221, shall inspect rental dwellings for compliance with the property maintenance code and all other applicable codes to ensure compliance.

(b) An inspection is required prior to the issuance of any new rental dwelling permit.

(c) Following an inspection, the code enforcement office shall issue a letter and/or report of any code violations and provide a timeline for compliance. There shall be no fee for the first followup inspection. Each subsequent reinspection shall be subject to a fee as provided for in Appendix F—Fees and Fines.

(Code 1981, § 10-87; Ord. of 4-10-2000; Ord. of 4-14-2008; Ord. No. 2009-26, 12-14-2009; Ord. No. 2013-04, 4-8-2013)

Sec. 22-333. - Agent required.

(a) *Property manager.* Any owner of a rental dwelling, residing outside of the county, shall be required to have a licensed property manager residing or having an office located in the county. The property manager shall have charge, care, and control of the rental dwelling, and shall provide access to the rental dwelling for inspection, upon request by the code official, within a reasonable time.

(b) *Corporate or partnership owners.* Any corporation or partnership owning a rental dwelling shall have a designated member, partner, or employee having charge, care, and control of the rental dwelling. The designated member, partner, or employee shall reside in or have an office located in the county. The property manager shall have charge, care, and control of the rental dwelling, and shall provide access to the rental dwelling for inspection, upon request by code official, within a reasonable time.

(Code 1981, § 10-88; Ord. of 4-10-2000; Ord. of 12-11-2000; Ord. of 4-14-2008; Ord. No. 2013-04, 4-8-2013)

Sec. 22-334 Insurance required

Any owner of a rental property shall have property insurance in sufficient amount to replace the estimated value of the improvements on the property and provide protection for claims against the property.

Proof of insurance coverage shall be provided upon application for a rental permit and upon each annual renewal thereafter.

Secs. 22-335—22-350. Reserved.

DIVISION 2. - PERMIT

Sec. 22-351. - Generally.

(a) *Single-family dwellings.* It shall be unlawful for any person to operate any single-family rental dwelling without obtaining a permit from the licensing division of the department of planning and inspections to determine compliance with the appropriate provisions of this article. The permit shall expire annually on January 31. The fee for the annual permit shall be as provided for in Appendix F—Fees and Fines. The permit fee for rental dwelling permits issued after January 31st will be prorated from the date the permit is issued until the next January 31st.

(b) *Multiple-family dwellings.* It shall be unlawful for any person to operate any multiple dwelling without first obtaining an annual permit therefor from the licensing division of the department of planning and inspections to determine compliance with the appropriate provisions of this article. The permit shall expire annually on January 31, and the fee for the annual permit shall be as provided for in Appendix F—Fees and Fines. The permit fee for rental dwelling permits issued after January 31st will be prorated from the date the permit is issued until the next January 31st.

(c) *Late payment penalty.* In the event that the permit fee set forth herein is not paid on the date due, then the permittee shall incur a penalty fee as provided for in Appendix F—Fees and Fines until the same is paid.

(d) *Reinstatement fee.* An owner whose permit has been suspended in accordance with section 22-352 shall pay a reinstatement fee as provided for in Appendix F—Fees and Fines.

(e) *Lien.* In the event that the property owner fails to pay said fees within 30 days from the date a notice thereof is mailed to the owner, then such fees shall be entered in the municipal lien docket as a lien owing the city; and the same may be turned over to the city solicitor for collection.

(f) *Utilities.* The owner or occupant of any rental unit shall not be entitled to receive any new city utilities until the permit fee required in this section is paid in full and city personnel shall refuse to provide sewage, water and electricity to the property until satisfactory proof is furnished that such permit fee has been paid.

(Code 1981, § 10-96; Ord. of 4-10-2000; Ord. No. 2009-09, 6-22-2009; Ord. No. 2013-04, 4-8-2013)

Sec. 22-352. - Suspension.

(a) *Grounds; duration.* The building inspector shall suspend the permit issued or withhold the permit paid for, pursuant to this division, when:

(1) The building inspector determines that any dwelling or the premises surrounding the dwelling fails to meet the requirements of this chapter.

Suspension shall last until the violations have been corrected to the satisfaction of the building inspector, or the suspension shall have been reversed.

(b) Notice of violations. Upon suspending any permit under this section or withholding the

permit paid for, the building inspector shall notify the owner of the violations of the applicable code and shall prescribe a period in which the violation shall be corrected.

(d) *Appeal.* Any owner or operator of any dwelling, whose permit to operate the structure is suspended by the building inspector pursuant to the procedures of this section, shall have the right to appeal and notice as provided in section 22-225.

(e) *Effect of appeal.* Upon suspension of a permit or withholding of a permit ordered by the building inspector and upon the permittee serving the city clerk with a notice of appeal pursuant to section 22-225, the permit suspension shall be stayed and an existing permit shall remain in force until the appeal is decided.

(Code 1981, § 10-97; Ord. of 4-10-2000; Ord. No. 2009-26, 12-14-2009; Ord. No. 2013-04, 4-8-2013)

Secs. 22-353—22-355. - Reserved.

DIVISION 3. - SHORT TERM RENTAL USE [5]

Footnotes:
*--- **(5)** ---*
***Editor's note—** Ord. No. , adopted January 11, 2021, renumbered div. 3 as div. 4.*

Sec. 22-356. - Purpose; applicability; definitions; compliance.

(a) *Purpose.* The City of Dover wishes to permit the limited and temporary rental use of one family dwellings (residences) in established areas of the city as an economic asset, allowing for increased travel, visitation, and tourism and affording property owners of the opportunity to earn revenue from such occupancy, while ensuring that such uses do not become a nuisance, that neighborhood character is not compromised, and that such businesses are properly operated and maintained. The purpose of this division shall be to minimize public safety risks and public nuisances, such as noise, trash, and parking problems; to ensure that traditional neighborhoods are not turned into tourist areas to the detriment of long-term residents, and to ensure that individual dwellings are not turned into pseudo hotels or party houses.

(b) *Applicability.* A short term rental use (STRU) shall be allowed in any one family dwelling as defined in Appendix B—Zoning, Article 12—Definitions of the zoning ordinance wherever such are allowed by right and do not require a variance or conditional use approval.

(b) *Definitions.* The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Good neighbor brochure means a document provided by the owner to the guest or guests and containing: the name and telephone number for the owner; notification on standards of behavior and occupancy relating to parking, noise, trash collection, waste disposal, street maintenance, snow removal, and public safety services and including contact and

web access information; and such other information as the city may from time to time prescribe.

Guest or *guests* means the individual or individuals securing the short term rental use for the purposes of staying overnight.

Owner means the person or persons holding legal or equitable title to the property being offered as a short term rental use.

Short term rental use (STRU) means rental of all or a part of a residential one family dwelling unit which is made available by agreement for a residential occupancy by a tenant in exchange for compensation for a duration of a temporary occupancy of less than 30 days. Rentals of 30 days or more shall comply with the provisions of divisions 1 and 2 of this chapter. Lodging houses as defined in article IX, section 22-281 is not included as short term rental uses under this division.

(d) *Compliance.* No person shall operate, offer for occupancy or let to another for occupancy as a short term rental use any dwelling which is not in compliance with this article or any other applicable codes.

(Ord. No. 2020-05, 1-11-2021)

Sec. 22-357. - Registration and inspection requirements; inspection required for life safety and building purposes; short-term rental use license required.

(a) The owner of any dwelling proposed for a short term rental use must obtain an annual short term rental use license.

(b) An inspection by the city code enforcement office shall be required to determine compliance with property maintenance and all other applicable codes. Any items in non-compliance shall be remedied before a license is granted. The inspection shall be required the first time a license is issued and may be required at renewal at the discretion of the code enforcement office. The rental license must be kept current during anytime the dwelling is offered as a short term rental

(c) The license shall be valid for up to one year and must be renewed no later than January 31 of each year of continued operation.

(d) The short term rental use license must be clearly displayed inside the dwelling along with any state licenses or permits.

(e) The short term rental use license may not be transferred to any party except heirs and assigns and shall be void upon transfer of ownership of the property where the short term rental use is located.

(Ord. No. 2020-05 , 1-11-2021)

Sec. 22-358. - Owner obligations.

An owner of a dwelling seeking to use a property as a short term rental use shall comply with the following obligations:

(1) The owner of the property being offered as a short term rental use must be a resident of the city. Determination of residency shall be based on meeting city voting residency eligibility. Such owner may offer for short term rental use only that property which is the owner's primary residence.

(2) A property not owned by a resident of the city shall not be used as a short term rental use. Such property shall not be used for overnight accommodations unless such property qualifies as a bed and breakfast inn pursuant to Dover Code, Appendix B—Zoning, Article 3—District Regulations.

(3) A good neighbor brochure must be provided in the dwelling listing city provisions as required.

(Ord. No. 2020-05 , 1-11-2021)

Sec. 22-359. - Limitations on occupancy and use.

(a) The number of guests 12 years and older permitted at any time shall not exceed twice the number of bedrooms (i.e. three bedrooms × two = six occupants), with a maximum of 12 individual occupants of all ages at any one time regardless of the number of bedrooms available.

(b) No more than one extra vehicle per bedroom shall be allowed, not to exceed six extra in total; all parking shall comply with all requirements relating to street maintenance, fire access, parking on paved surfaces, trash collection, obstacles to travel, or other requirements. Violations shall be ticketed offenses.

(c) Signage identifying the short term rental use, if desired, shall be limited to one sign, mounted on the dwelling, not illuminated, and not to exceed one square feet in size overall. A sign permit must be obtained for any desired sign.

(d) Access to a full bath must be provided.

(e) Guests shall be prohibited from further subletting the dwelling.

(f) Weddings, graduation parties, corporate events, commercial functions, large gatherings, or other special events associated with the STRU shall be prohibited unless a city special event permit shall have been granted for a specific activity and date.

(g) The owner has the responsibility to not knowingly allow any illegal or criminal activity on the property nor permit the guests to create a public nuisance including, but not limited to, creating noise, causing odors, permitting an unsafe condition, maintaining a disorderly premise, generation of trash, or other behavior which unreasonably disturbs the peace, safety and general welfare of the neighborhood as provided in this chapter and pursuant to Chapter 70—Offenses and Miscellaneous Provisions, Section 70-8—Disorderly Premises and Chapter 42—Environment, Section 42-2—Noise of the Dover Code of Ordinances.

(Ord. No. 2020-05 , 1-11-2021)

Sec. 22-360. - Enforcement, fees and penalties, reporting.

(a) *Short term rental license.* Payment of a short term rental use license fee as set forth in Appendix F—Fees and Fines is required annually beginning January 31 of each year; the fee will be prorated for a partial year.

(b) *Failure to register and obtain a license.* Penalties fines for failure to register and obtain a license shall be as set forth in Appendix F—Fees and Fines.

(c) *Penalties for violations.* Penalties for violations of Division 3, Short Term Rental Use, shall be as set forth in Appendix F—Fees and Fines.

(d) A dwelling cited three times by the Code official or by any city department as a nuisance or the location of illegal or criminal activity within any consecutive 12-month period shall have its short term rental use license suspended for not less than the rest of the license year or a longer period up to permanently.

(e) The owner shall voluntarily report to the city annually documenting the occupancy and frequency of rentals obtained, such report to be completed by January 31 of the following year as part of the license renewal and for the purposes of building a database of STRU activity and economic impact, not for enforcement or tax purposes.

(Ord. No. 2020-05 , 1-11-2021)

Sec. 22-361. - Enforcement, notice and appeals.

Enforcement of violations of this division shall be as set forth in Chapter 22—Buildings and Building Regulations, Chapter 42—Environment, and Chapter 70—Offenses and Miscellaneous Provisions of the Code of Ordinances.
(Ord. No. 2020-05 , 1-11-2021)

Secs. 22-362—22-380. - Reserved.
(Ord. No. 2013-04, 4-8-2013)

BE IT FURTHER ORDAINED:

That Appendix F Fees and Fines, Chapter 22 Buildings and Building Regulations be amended by inserting the text indicated in bold, blue font and deleting the text indicated in red strikeout as follows:

APPENDIX F – FEES AND FINES

Chapter 22. Buildings and Building Regulations

Chapter 22. Buildings and Building Regulations	**Fees and Fines**
Article III. Building Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-61. Adopted (International Building Code)	

Sec. 105.5.1. Expiration; Additional 180-day extensions may be granted with payment of a renewal fee	$25.00 per 180-day extension
Sec. 113.4. Violation penalties; Each day that a violation continues shall be deemed a separate offense	Fine of not less than $100.00 or more than $10,000.00
Sec. 114.3. Unlawful continuance	
First offense	$100.00
Second offense	$250.00
Third offense	$500.00
Fourth and subsequent offenses	No less than $1,000.00 and no more than $10,000.00
Sec. 22-65. Permit fees	
Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector. The building inspector may waive the doubling of fees in cases where the building permit applicant is not a professional contractor, and the work is not being done by a professional contractor.	
Subsec. (a) Building permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiples thereof up to $10,000,000.00 of costs, $6.00 for each additional $1,000.00 of costs or multiple thereof up to $20,000,000.00, and $5.00 for each additional $1,000.00 of costs or multiple thereof above $20,000,000.00
Subsec. (a) Fence permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiple thereof
Subsec. (a) Sign permits	$0.75 per square foot of sign area;

	minimum fee for each permit $50.00
Subsec. (a) Swimming pool permits	$25.00 for first $1,000.00 of costs and $8.00 for each additional $1,000.00 of costs or multiple thereof
Subsec. (a) Demolition permits, any building which is being demolished for the purpose of vacating the land for future development or construction upon the same	$50.00; $0.00 if condemned and required to be demolished by the city or any public entity
Subsec. (a) Moving permits, each building	$250.00
Subsec. (a) Construction plan reviews, nonresidential (Not subject to doubling)	$20.00 per set of plans
Subsec. (b) Reinspections (Not subject to doubling)	
First reinspection	$0.00
Second reinspection	$25.00
Third reinspection	$50.00
Any subsequent reinspection	$100.00
Article IV. Electrical Installations	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-110. Violations	Not less than $25.00 or more than $1,000.00
Article V. Mechanical Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-145. Heating, air conditioning, and heat pump permit fees	
Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector.	
Subsec. (a) Heating permit	$40.00 first 10,000 BTUs and $7.00 each additional 10,000 BTUs or multiple thereof
Subsec. (a) Air conditioning permit	$40.00 per ton for the first five tons and $7.00 per ton over

	five tons or multiple thereof
Subsec. (a) Heat pump permit	$40.00 first 10,000 BTUs and $7.00 for each additional 10,000 BTUs or multiple thereof or $40.00 per ton for the first five tons and $7.00 per ton over five tons or multiples thereof
Article VI. Plumbing Code	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-185. Permit fees	
Fees shall double in the event that a permit is applied for after construction has commenced without the permission of the building inspector. The building inspector may waive the doubling of fees in cases where the building permit applicant is not a professional contractor, and the work is not being done by a professional contractor.	
Subsec. (a) Enumerated	
Fixtures	$35.00 first five fixtures and $3.00 for each additional fixture
Garbage disposal and hot water heaters	A minimum fee of $35.00
Gas, water and sewer inspection underground	$30.00 for first 150 feet and $0.75 for each additional ten feet or multiple thereof
Article VIII. Leases	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount. (1) *Lien.* Any fines or fees imposed that remain unpaid shall: (a) Be added to the tax duplicate for the tax year said citation was issued by the city and invoiced as part of the annual property tax bill for said property and collected as part of the city property tax collection process, and (b) Be placed by the city as specified in the municipal lien docket as a lien against the property on which the violation occurred.	
Sec. 22-251. Unlawful leases	

Subsec. (g) Violations; penalties	
First offense	$100.00
Each subsequent offense	Not less than $100.00 or more than $1,000.00
Article IX. Lodging Houses	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount. (1) *Lien.* Any fines or fees imposed that remain unpaid shall: (a) Be added to the tax duplicate for the tax year said citation was issued by the city and invoiced as part of the annual property tax bill for said property and collected as part of the city property tax collection process, and (b) Be placed by the city as specified in the municipal lien docket as a lien against the property on which the violation occurred.	
Sec. 22-301. Generally	
Subsec. (b) Expiration; fee	
Annual permit fee	$100.00 for the first ten rooms and $10.00 for each additional room.
Annual dormitory permit fee	$100.00 for the first ten rooms and $10.00 for each room thereafter.
Subsec. (c) Failure to pay on due date	A penalty fee in the amount of ten percent per month of the amount of the license fee until the same is paid.
Subsec. (d) Reinstatement fee	$100.00
Article X. Rental Dwellings	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-332. Inspection required	
Subsec. (b) Reinspection fee (Not subject to doubling)	
First follow-up inspection	$0.00
Each subsequent reinspection, per inspection	$100.00
If the permit fee is not paid on the date due, the permittee shall incur a penalty fee of ten percent per month of the amount of the license fee until the same is paid.	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	

Sec. 22-334 Insurance Required	
Subsec. (c) Violations; penalties	Not less than $25.00, nor more than $1,000.00
Sec. 22-351. Generally	
Subsec. (a) Single-family dwellings, annual permit	
Single-family detached dwelling, each dwelling	$200.00
Single-family attached dwelling, each dwelling	$200.00
Subsec. (b) Multiple-family dwellings, annual permit	
Multiple dwellings consisting of three or less dwelling units	$200.00
Multiple dwellings consisting of four or more dwelling units:	
For the first three dwelling units	$200.00
For each additional dwelling unit in excess of three	$50.00
Condominium units and accessory apartments located within structures principally used for owner occupancy, each	$75.00
Subsec. (c) Late payment penalty	A penalty fee in the amount of ten percent per month of the amount of the license fee until the same is paid.
Subsec. (d) Reinstatement fee	$100.00
Sec. 22-360. Enforcement, Fees and Penalties, Reporting	
Subsec. (a) Short term rental license	$200.00 annually, prorated for partial year
Subsec. (b) Failure to register and obtain a license	Not less than $100.00 or more than $1,000.00 (not prorated) in addition to license
Subsec. (c) Penalties for violations	Not less than $100.00 or more than $1,000.00 per offense
Article XI. Dangerous Buildings	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-386. Violations; penalties for disregarding notices or orders	
Subsec. (a) Violations by owner, each offense, minimum	$100.00
Subsec. (b) Violations by occupant or lessee, each offense, minimum	$100.00

Subsec. (c) Removal of notice, each offense, minimum	$100.00
Article XII. Vacant Buildings	
Fines not paid within 14 days of the day the fine was issued, including the day the fine was issued, shall be automatically doubled in amount.	
Sec. 22-403. Registration and registration fees	
Subsec. (a)(2)b.(ii). Registration fee	
Residential buildings and non-residential buildings <10,000 SF:	
Buildings vacant one year or less	$375.00
Buildings vacant for more than one year but less than two years	$750.00
Buildings vacant for more than two years but less than three years	$1,500.00
Buildings vacant for more than three years but less than five years	$3,000.00
Buildings vacant for five years or longer	$5,000.00

ADOPTED: NOVEMBER 28, 2022

CITY MANAGER'S ANNOUNCEMENTS

Mr. David S. Hugg, III, City Manager, thanked Council for indulging staff with all of these Ordinances that are suddenly coming to them. Mr. Hugg explained that his team has been looking at many of the City of Dover Ordinances, trying to make them more effective, more flexible, and more contemporary.

MAYOR'S ANNOUNCEMENTS

Mayor Christiansen thanked and congratulated the Interdenominational Ministers Association, Habitat for Humanity, and the Dover Police Department for feeding hungry families less fortunate over the Thanksgiving holiday. Mayor Christiansen announced an upcoming holiday event: The Home for the Holiday celebration along with the Christmas tree lighting will be on December 1st, at 5:30 PM, out in front of City Hall. Mayor Christiansen stated that there is going to be a Winter Solstice Concert on December 2nd at 7:00 PM at the Schwartz Center. Mayor Christiansen stated that the Concert is going to be performed by Delaware State University Band and Chorus, and that should be a great event; the community is invited to that. Mayor Christiansen noted that on December 9th at 6:30, will be the Dashing through Downtown Dover, the Electric Light Parade. Mayor Christiansen reminded everyone about the gift of lights at the Woodlands at Dover International Speedway.

Mayor Christiansen led members of Council in singing Happy Birthday to Councilman Neil.

COUNCIL MEMBERS' ANNOUNCEMENTS

Mr. Boggerty, At-Large Councilman, congratulated the Dover High Football team for completing the heartfelt task of making it to the championship game. They will be facing the team a little bit up north; we are not going to even mention their name here in our council. Mr. Boggerty stated special kudos to my son, who is coaching with Dover High, but Coach Knap and the rest of the coaching staff as well. Congratulations. Mr. Boggerty congratulated Dover's own Delaware State University women's volleyball team, who appeared on ESPN in a heartfelt battle. They were the MEAC Conference Champions. The team will be heading to the NCAA tournament to face

Nebraska, a very tall task, but nonetheless, our own town and our own schools will be front and center. Mr. Boggerty said congratulations to all those student-athletes in that endeavor.

Mr. Anderson, Fourth District Councilman, explained that most of the announcements have been covered, but one that has not yet is the Winter Wonderland Delaware toy and coat giveaway, which will be at the Dover Library on December 10th, from noon to 1:30 PM. Mr. Anderson stated that he would like to encourage anyone who would like to participate to register by dialing 211 and then option four. Mr. Anderson noted that residents should pre-register if they can and that there are definitely places, that are part of the fourth district that have contributed towards that. Mr. Anderson congratulated his colleague, Councilman Boggerty, and asked if this is his first piece of legislation that was passed. Mr. Anderson asked if there is appropriate hazing or something that goes with that.

Mr. Taylor, Second District Councilman, explained that he is accepting toys for Toys for Tots. Mr. Taylor explained that if there were anyone who would like to contribute to such a fantastic program, to please have their toys still in the packaging so that they can go forward with it at that particular time. Mr. Taylor encourages all of their citizens to please come to the Safety Advisory and Transportation Committee meeting tomorrow. Mr. Taylor noted that they are going to be discussing the loitering ordinance and for residents to please come out to hear exactly what it is and how it is to be implemented.

Mr. Rocha, First District Councilman, wished a happy birthday to his friend, Councilman Fred Neil, and congratulated Councilman Andre Boggerty and his fiancé Carol on their upcoming nuptials.

Council President Sudler wished everyone Happy Holidays and safe travels.

Meeting adjourned at 7:21 p.m.

ANDRIA L. BENNETT
CITY CLERK

All ordinances, resolutions, motions, and orders adopted by City Council during their Regular Meeting of November 28, 2022 are hereby approved.

ROBIN R. CHRISTIANSEN
MAYOR

/AB
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