

REGULAR CITY COUNCIL MEETING

The Regular City Council Meeting was held on September 13, 2021 at 6:30 p.m. with Council President Sudler presiding. Council members present were Mr. Anderson, Mr. Boggerty, Mr. Neil, Mr. Hare, Mrs. Arndt, Mr. Rocha, and Mr. Lindell. Mr. Taylor was absent.

Staff members present were Police Chief Johnson, Ms. Peddicord, Mr. Harline, Mr. Hugg, Mr. Rodriguez, Mrs. Sapp, and Mrs. Ramsey. Mayor Christiansen was also present.

OPEN FORUM

The Open Forum was held at 6:15 p.m., prior to 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 Loudon.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilman Anderson.

ADOPTION OF AGENDA

Mr. Neil moved for adoption of the agenda, seconded by Mr. Boggerty 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. Rocha moved for adoption of the consent agenda, seconded by Mr. Hare and carried by a unanimous roll call vote (Taylor absent).

PRESENTATIONS - CERTIFICATE OF RECOGNITION AND CONGRATULATIONS - RYAN GROVER - BIGGS MUSEUM OF AMERICAN ART

The City Clerk read the following Certificate of Recognition and Congratulations into the record:

CERTIFICATE OF RECOGNITION AND CONGRATULATIONS

presented to

RYAN GROVER

Mr. Ryan Grover started with the Biggs Museum of American Art in Dover in 2003. During his tenure with the Museum he published more than a dozen catalogs and organized more than 200 exhibitions in addition to implementing community and educational events. Mr. Grover's dedication to expanding the Museum's scope to encompass diversity and inclusion has been revolutionary in recognizing the Dover community.

The City of Dover extends sincere appreciation for your public service.

On behalf of the Mayor and Council, Mayor Christiansen and Councilman Neil presented the Certificate to Mr. Ryan Grover.

PRESENTATIONS - CERTIFICATES OF APPRECIATION - INNOVATIVE READINESS TRAINING (IRT) VOLUNTEERS

The City Clerk read the following Certificates of Appreciation into the record:

Certificate of Appreciation presented to Captain Jason Brooks, Mrs. Donyale Hall, Mrs. Kay Sass, Ms. Linda Schreppler, Mr. Ennio Emmanuel Zaragoza, Mr. John Rundle, Major George Kale, Capital School District, Hope Clinic, Westside Family Healthcare, Central Delaware Housing Collaborative, and Delaware State University for the immeasurable amount of time and hard work dedicated to the health of our citizens through the Innovative Readiness Training (IRT). You played an intricate part in providing services to 3,217 people. A total of 18,050 medical procedures were performed, 1,217 of them dental, 2,000 requiring eyeglasses at an unbelievable impact of \$1,384,000 in fair market value as a savings to the greater Dover community.

On behalf of the Mayor and Council, Mayor Christiansen, Councilman Anderson, and Councilman Neil presented the Certificates to the volunteers and representatives in attendance.

Captain Jason Brooks advised that the updated number for the fair market value of the services provided was \$250,000 short, not counting the pharmaceuticals and the fabrication of the eyeglasses themselves so the updated number was over \$1.57 million.

PROCLAMATIONS - CONSTITUTION WEEK

The City Clerk read the following Certificate into the record:

WHEREAS, the Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a republic dedicated to rule by law. September 17th, 2021, marks the two hundred thirty-fourth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to recognize this magnificent document and the anniversary of its creation. It is appropriate to officially commemorate this occasion with patriotic celebrations, particularly in Delaware, the first state to ratify the Constitution; and

WHEREAS, Public Law 915 guarantees the issuance of a proclamation each year by the President

of the United States of America which designates September 17th through the 23rd as Constitution Week.

NOW THEREFORE, I, ROBIN R. CHRISTIANSEN, MAYOR OF THE CITY OF DOVER, DELAWARE, do hereby proclaim September 17th through the 23rd, 2021 as CONSTITUTION WEEK in the City of Dover and urge all residents to reaffirm the ideals held by the Framers of the Constitution in 1787 by vigilantly protecting the freedoms guaranteed to us in this invaluable document.

On behalf of the Mayor and Council, Mayor Christiansen presented the proclamation to Councilman Neil.

PROCLAMATIONS - HISPANIC HERITAGE MONTH

The City Clerk read the following Certificate into the record:

WHEREAS, throughout our history, our Nation has been enriched by the storied pasts of all who call the United States of America home. During National Hispanic Heritage Month, we honor all American citizens of Hispanic descent and celebrate their rich and vibrant traditions of faith, family, hard work, and patriotism. America's Hispanic community has woven unique threads into the fabric of our country with their spirit, energy, and leadership and Hispanic Americans have played an important role in shaping our national character. We are grateful for the innumerable contributions they make to our society, which are vital to our thriving Nation; and

WHEREAS, as a Nation, we are bound by our shared ideals. America's Hispanic community has the same dreams, values, trials, and triumphs of people in every corner of our country, and they show the same grit and determination that have carried us forward for centuries. During National Hispanic Heritage Month, let us renew our commitment to honor the invaluable ways Hispanic Americans contribute to our common goals, to celebrate Hispanic culture, and to work toward a stronger, more inclusive, and more prosperous society for all; and

WHEREAS, the 2021 National Hispanic Heritage Month theme, "Esperanza: A Celebration of Hispanic Heritage and Hope," invites all Hispanics in the City of Dover community to celebrate Hispanic Heritage and to reflect on how great our tomorrow can be if we hold onto our resilience and hope.

NOW, THEREFORE, I, ROBIN R. CHRISTIANSEN, MAYOR OF THE CITY OF DOVER, DELAWARE, do hereby proclaim September 15 through October 15, 2021, as Hispanic Heritage Month in the City of Dover and urge all citizens to observe this month with appropriate ceremonies, activities, and programs.

On behalf of the Mayor and Council, Mayor Christiansen presented the proclamation to Mr. Javier Torrijos, Chair of the Delaware Hispanic Commission.

PROCLAMATIONS - RECOVERY MONTH

The City Clerk read the following Certificate into the record:

WHEREAS, mental and substance use disorders affect all communities nationwide, but with commitment and support, people with these disorders can achieve healthy lifestyles and lead rewarding lives in recovery. By seeking help, people who experience mental and substance use disorders can embark on a new path toward improved health and overall wellness; and

WHEREAS, the impact of mental and substance use disorders is apparent in our local community. In 2019, 447 Delawareans died from drug overdoses, fentanyl accounted for 327 of the deaths. Department of Health and Social Services is concerned about the COVID-19 impact on Delawareans already struggling with substance use disorder. Through May 31, 2020, 160 Delawareans died from suspected overdoses, a 60% increase compared to the previous year; and

WHEREAS, through Recovery Month, people become more aware and able to recognize the signs of mental and substance use disorders, which can lead more people into needed treatment. Managing the effects of these conditions can help people achieve healthy lifestyles, both physically and emotionally; and

WHEREAS, the Recovery Month observance continues to improve the lives of those affected by mental and substance use disorders by raising awareness of these diseases and educating communities about the prevention, treatment, and recovery resources that are available. Local resources include the City of Dover Police Department's ANGEL Program, and the State of Delaware's Help is Here program, The Vines Community Project and, nationally, The Herren Project is an available resource.

NOW, THEREFORE, I, ROBIN R. CHRISTIANSEN, MAYOR OF THE CITY OF DOVER, DELAWARE, do hereby proclaim September 2021 as RECOVERY MONTH in the City of Dover and call upon our community to observe this month with compelling programs and events that support this year's Recovery Month theme "Join the Voices for Recovery: Celebrating Connections," and take a stand against substance abuse by participating in Delaware Goes Purple.

On behalf of the Mayor and Council, Mayor Christiansen presented the proclamation to Reverend Carol Harris.

RESOLUTION NO. 2021-23 - APPLICATION TO THE U.S. ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) PURSUANT TO THE BUILD BACK BETTER REGIONAL CHALLENGE

Mr. Hare moved to waive the reading of Resolution No. 2021-23, seconded by Mr. Neil and unanimously carried.

Mr. David Hugg, Director of Planning and Community Development, reviewed Resolution No. 2021-23 regarding the Application to the U.S. Economic Development Administration (EDA) pursuant to the Build Back Better Regional Challenge. He advised that the application was due

October 19, 2021 and was five pages with a number of attachments and potentially 50 to 60 awards as much as \$500,000 and considerably more than that if they were successful to reach phase two.

By motion of Mr. Anderson, seconded by Mr. Neil, Council adopted Resolution No. 2021-23 unanimously:

A RESOLUTION AUTHORIZING AN APPLICATION TO THE U.S. ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) PURSUANT TO THE BUILD BACK BETTER REGIONAL CHALLENGE

WHEREAS, the U.S. Economic Development Administration, through the American Rescue Plan, has made available competitive funding to help regions achieve economic recovery through the Build Back Better Regional Challenge by supporting "economic development focused on advancing equity, creating good-paying jobs, helping workers to develop in-demand skills, building economic resilience, and accelerating the economic recovery"; and

WHEREAS, the Build Back Better Regional Challenge funding can be used for creating goals, developing regional partnerships and planning for the future, and for infrastructure that will enable communities to thrive; and

WHEREAS, through their respective Comprehensive Planning processes, the City of Dover and Kent County have adopted Comprehensive Plans (2020 and 2018 respectively), both being certified by Governor John Carney; and

WHEREAS, in cooperation and coordination, both plans designate an area southeast of Dover adjacent to Dover Air Force Base, the Central Delaware Aviation Complex, Kent County Aeropark and other lands identified for present and future industrial uses, for the creation of a new employment center; and

WHEREAS, various other studies have concluded that this area is best targeted for light manufacturing; distribution; warehousing and logistics; aviation-related business; and similar uses, and have documented the need for infrastructure, including transportation capacity for freight and business purposes; and

WHEREAS, while recognizing steady economic growth, Dover and Central Delaware have long-standing social and economic deficiencies that can be addressed by the creation and development of the Southeast Dover Employment Complex, the Garrison Oak Business and Technology Center Business-to-Business Corridor, and associated infrastructure projects, which further the City and County commitments to supporting investments that foster economic development, equity, recovery and resiliency, workforce development, manufacturing, environmentally sustainable environment, and foreign direct investment by targeting industry opportunities that support the implementation of local comprehensive plans that result in economic opportunities and strengthen our local economy; and

WHEREAS, the EDA proposes to award 50-60 technical assistance grants to help regions prepare for substantial growth in regional growth clusters (Phase I) and to award 20-30 implementation grants to implement strategies and projects to grow new regional clusters revitalizing local economies (Phase II); and

WHEREAS, the deadline for Phase I of this highly competitive grant application process is October 19, 2021, thereby requiring dedicated and expeditious completion of a Phase I application;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Dover, that the City Planner or his designee be authorized to develop an application for Phase I of the Economic Development Administration's Build Back Better Regional Challenge for consideration by the City Council pursuant to the program deadlines and requirements.

ADOPTED: SEPTEMBER 13, 2021

ADOPTION OF MINUTES - REGULAR COUNCIL MEETING OF AUGUST 9, 2021

The Minutes of the Regular Council Meeting of August 9, 2021 were unanimously approved by motion of Mr. Rocha, seconded by Mr. Hare and bore the written approval of Mayor Christiansen.

COUNCIL COMMITTEE OF THE WHOLE REPORT - AUGUST 10, 2021

The Council Committee of the Whole Meeting was held on August 10, 2021 at 6:00 p.m., with Council President Sudler presiding. Members of Council present were Mr. Anderson (departed at 7:58 p.m.), Mr. Boggerty, Mr. Neil, Mr. Hare, Mrs. Arndt, Mr. Rocha, Mr. Taylor, and Mr. Lindell. Civilian members present for their Committee meetings were Mr. McCutchen (Utility), and Mr. Contant and Mr. Shevock (Legislative, Finance, and Administration). Mr. Shelton (Safety Advisory and Transportation) was absent.

COUNCIL COMMITTEE OF THE WHOLE

Adoption of Agenda

Mr. Anderson requested the addition of an Update on the Partnership Between the Delaware National Guard Innovative Readiness Training (IRT) and the City of Dover to Provide Healthcare Delivery Services to the agenda.

Mr. Matt Harline, interim City Manager, requested the addition of Presentation of New Staff to the agenda.

Mr. Anderson moved for adoption of the agenda, as amended, seconded by Mr. Neil and unanimously carried.

Mr. Anderson stated that as the final day of the Innovative Readiness Training (IRT) wrapped up, approximately 3,200 patients had been seen which met the goal, most

of them being Delawareans and people from the area. He noted that there were 1,217 dental patients, over 2,000 eyeglasses provided, 18,050 medical procedures averaging about 5.6 per patient, and over \$1.3 million in fair market value services provided. Mr. Anderson thanked everyone who took time to make the event a success.

Mr. Harline, Interim City Manager, introduced Mr. Chase Barnes, a Master's in Public Administration Student from the Biden School of Public Administration at the University of Delaware, as the City's summer intern. He explained that Mr. Barnes had worked on a number of projects in his time with the City, including the different ways to handle the Tax Assessor's Office.

Mr. Barnes thanked City staff and Council for the opportunities he had working with the City.

Responding to Mr. Taylor, Mr. Barnes stated that he felt the most impactful project he had worked on with the City was the water bill adjustment policy which he thought would be beneficial to both customers receiving water from the City of Dover but also for the City in terms of revenue.

Mr. Harline thanked Mrs. Patricia Marney, Customer Service Director, and Ms. Lori Peddicord, Controller/Treasurer, for mentoring and working directly with Mr. Barnes.

UTILITY COMMITTEE

The Utility Committee met with Chairman Rocha presiding.

Adoption of Agenda

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

Update to the City of Dover Water Master Plan (Jason Lyon, Water and Wastewater Director)

Mr. Jason Lyon, Water and Wastewater Director, reviewed the background and analysis regarding the City of Dover Water Master Plan.

Staff recommended acceptance of the Water Master Plan and to utilize as a guide for the future of the water utility.

Mr. Andy Cooper, Whitman, Requardt, & Associates introduced Mrs. Allyson Merola, Whitman, Requardt, & Associates.

Mrs. Merola reviewed the report provided by Whitman, Requardt, & Associates.

Responding to Mr. Anderson, Mrs. Merola stated that to clean the pipes, a large scrapper would be pulled through them to scrape off the tuberculation, then a cement or epoxy lining would be sprayed inside of the pipes. She explained that if the pipes were still in good working condition and structurally sound but have corrosion, essentially they would line it which would provide a barrier between the cast iron and the water.

Responding to Mr. Boggerty, Mrs. Merola stated that the lines they were suggesting for cleaning and lining were the ones that were adequately sized. She noted that the pipes that were undersized should be replaced.

Mrs. Merola explained that an additional pipe could be added inside to reduce the diameter, but the cement, concrete spray, or epoxy would only provide a barrier, it would not reduce diameter.

Responding to Mr. Boggerty, Mrs. Merola stated that cement was less expensive than epoxy but the main savings would be on construction. She noted that while valves would still have to be replaced, pits would just have to be opened to access pipes versus having to dig up an entire street.

Responding to Mr. Taylor, Mr. Lyon stated that it was hard to define if the hydraulic modeling was cost-effective because it would require dumping some water which the City had paid to be treated, but he and the Whitman, Requardt, & Associates team were looking into different alternatives.

Responding to Mr. Taylor, Mr. Lyon stated that staff was currently in the process of replacing four inch lines. He noted that the current standard was eight inches. Mr. Lyon explained that it would be a fool's errand to clean the current lines. He stated that they would consider cleaning a larger pipe in the 20-year plan presented. Mr. Lyon noted that when a pipe was scraped clean it would be isolated, cleaned out, given a smooth receiving pipe, and realigned, it would not go into the distribution system.

Responding to Mr. Sudler, Mrs. Merola stated that they had not looked at chemical interactions, however, it was something that underneath water quality evaluations may be worth looking into. She noted that before moving into an analysis like that it would be good to monitor complaints once the water treatment plant was up and running on a daily normal basis to see if there was a change in complaints with the upgraded system.

Responding to Mr. Sudler, Mrs. Merola stated that chemical interactions had been a contributing factor in other municipalities but they had not specifically looked at it in this case, they had primarily looked at water age. She noted that was suggested that they look at chemical interaction as an evaluation for the future but she suggested seeing what happened once the treatment plant was running.

Responding to Mr. Rocha, Mrs. Merola stated that the current industry standard for pipes was either polyvinyl chloride (PVC) or ductile iron pipe which was cement lined. She noted that there were advantages and disadvantages to both materials.

Responding to Mr. Neil, Mrs. Merola stated that there was no danger to asbestos pipes if they were in good working condition and adequately sized. She noted that if they were to be replaced they would require typical asbestos requirements.

Responding to Mr. McCutchen, Mrs. Merola stated that the turnaround time for cleaning would depend on the length of the pipeline planned for cleaning. Mr. Cooper advised that a couple of hundred feet could be cleaned per day.

Responding to Mr. McCutchen, Mrs. Merola and Mr. Cooper stated that the water supply would be temporarily affected in areas being cleaned but temporary service connections could be provided for affected residents.

Responding to Mr. Anderson, Mr. Lyon stated that there was an itemized list of locations that needed to be replaced or cleaned, if they were given additional funding they would be able to shift those projects up. He noted that they would not be able to replace everything immediately if they were given unlimited funding due to lack of manpower and the disruption it would cause for residents, so the work would need to be balanced. Mr. Lyon explained that with more funding, optimally they could accomplish three miles a year, which was better than what they were currently doing.

Mr. Neil moved to recommend acceptance of the Water Master Plan and to utilize as a guide for the future of the water utility, as recommended by staff. The motion was seconded by Mr. Anderson and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Mr. Anderson moved for adjournment of the Utility Committee meeting, seconded by Mr. Hare and unanimously carried.

Meeting adjourned at 6:53 p.m.

LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE

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

Adoption of Agenda

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

Review of Pension Equity Concerns between Deceased and Disabled Employees (Kim Hawkins, Human Resources Director)

Mrs. Kim Hawkins, Human Resources Director, reviewed the background and analysis regarding the review of pension equity concerns between deceased and disabled employees.

Staff recommended consideration of Councilman Anderson's recommendation.

Responding to Mr. Contant, Mrs. Hawkins stated that Mr. Robert Carson's was the first case of this kind.

Responding to Mr. Contant, Mrs. Hawkins stated that there would be some type of impact to the General Employee Pension Plan fund by making the proposed change but they did not know what kind of change it would be. She noted that Ms. Lori Peddicord, Controller/Treasurer, had stated that she did not know how an actuary would price it out. Mrs. Hawkins explained that the surviving spouse would be eligible to continue their healthcare so that would impact the Other Post-Employment Benefits (OPEB) fund as well but they were not able to determine what the impact was.

Responding to Mr. Lindell, Mrs. Hawkins stated that she had not researched how other municipalities treated this situation but she would say the City of Dover was a pioneer in this consideration.

Mr. Boggerty moved to recommend approval of staff's recommendation, seconded by Mr. Rocha and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Elimination of the City Assessor's Position (Patricia Marney, Customer Service Director)

Mrs. Patricia Marney, Customer Service Director, reviewed the background and analysis regarding the elimination of the City Assessor's position.

Staff recommended not eliminating the Assessor's position but amending the City Ordinance Chapter 102 - Taxation, and leaving the Charter in tact as was currently written.

Responding to Mr. Rocha, Mrs. Marney stated that it was her recommendation not to eliminate the City Assessor's position because it would offer more flexibility in the future. She noted that the City would not hire a new Assessor at the present time, but instead would keep the position open and the Interim City Manager would be responsible for the duties or for delegating those duties.

Responding to Mr. Rocha, Mrs. Marney stated that Tyler Technologies would be the contractor that handles the assessments and the day-to-day operations would be under the City Manager's direction.

Responding to Mr. Boggerty, Mrs. Marney stated that staff would not be doing the assessment but would be handling the day-to-day administrative tasks. She noted that the majority of the tasks fell under the current Assessor's job duties. Mrs. Marney explained that there was an Assessor's assistant that handled a lot of the work, but some would fall on whomever the City Manager delegated it to.

Mr. Harline stated that the plan was for Ms. Annette Hart, Administrative Assistant to the Tax Assessor, to continue her job as usual but she would now report to Mrs. Marney. He noted that Mrs. Marney would be taking on a little more responsibility.

Mr. Boggerty questioned if Mrs. Marney was getting additional duties could or should she request additional compensation.

Responding to Mr. Boggerty, Mr. Harline stated that in the previous salary study Mrs. Marney was recommended for a pay increase but she was not trying to get more money for this presently. He noted that all of the licensed assessment work would still be done by a licensed assessor and the only added burden to Mrs. Marney would be administrative.

Responding to Mr. Contant, Mr. Harline stated that the Code changes had been submitted to Mr. Nicholas Rodriguez, City Solicitor, for review but he had not received a response prior to the meeting.

Mr. Lindell moved to recommend not eliminating the Assessor's position but amending the City Ordinance Chapter 102 - Taxation, and leaving the Charter in tact as was currently written, as recommended by staff, pending the outcome of the City Solicitor's report. The motion was seconded by Mr. Boggerty and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

City of Dover Impact and Permit Fees - Capital School District (Matt Harline, Interim City Manager)

Mr. Matt Harline, Interim City Manager, reviewed the background and analysis regarding the City of Dover Impact and Permit Fees for Capital School District.

Staff recommended that City Council charge the existing fees as prescribed in Code.

Responding to Mr. Sudler's concerns, Mr. Harline provided the following information:

- He believed the City should require an impact fee and building fee in concurrence with Title 14 of the Delaware Code Chapter 20 subsection 2006(b)(1).
- That building permits and the amount of money required to provide inspections and support, as well as the possibility of revenue collection were linked to the direct fees.
- They did not currently have a dollar-for-dollar/hour-for-hour analysis of the staff in the Planning and Inspections Department.

Mr. Adewunmi Kuforiji, Capital School District Interim Assistant Superintendent/Chief Financial Officer, reviewed Capital School District's request for more reasonable impact and permit fees based on Title 14 of the Delaware Code.

Responding to Mr. Sudler, Mr. Kuforiji stated that they had not received the cost breakdown from City staff yet. He stated that Capital School District did not have any formal documentation of an expert opinion that led them to the analysis that the fees should be much less than the figure provided to them.

Responding to Mr. Shevock, Mr. Kuforiji stated that Capital School District was working on their 10-15 year Facilities Master Plan. He noted that when the middle school was completed they planned to move students from Fairview Elementary and East Dover Elementary over to Central Middle School which would become an elementary school. He noted that it was his understanding of the Code that there should not be any additional fees because additional users were not being added, students were just being moved around.

Responding to Mr. Sudler, Mr. Kuforiji stated that they determine additional users by higher enrollment. He noted that in the past year enrollment had gone down due to COVID-19 but enrollment would come back up which was an easy calculation to make because it was a published number.

Responding to Mr. Contant, Mr. Harline confirmed that the City only had one chance to collect an impact fee for this project.

Responding to Mr. Contant, Mr. Kuforiji stated that Capital School District did not pay any property taxes to the City because it was a government entity.

Responding to Mr. Boggerty, Mr. Anderson stated that in order for City Staff to reduce any fees established by City Council it required permission of City Council.

Mr. Hare moved to recommend referring the item back to staff and allow a recommendation of negotiation based upon the maximum allowable fee by law to be brought back before the Committee on September 28, 2021. The motion was seconded by Mr. Neil and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Fiscal Year 2022 Fund to Combat Violent Crime Grant (Thomas Johnson, Police Chief)

Mr. Thomas Johnson, Police Chief, reviewed the background regarding the Fiscal Year 2022 Fund to Combat Violent Crime Grant.

Staff recommended approval of the grant and intended purchases.

By unanimous consent, the Committee recommended approval of staff's recommendation.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Fiscal Year 2021 Edward Byrne Justice Assistance Grant Program - Joint Grant with Kent County (Thomas Johnson, Police Chief)

Mr. Thomas Johnson, Police Chief, reviewed the background regarding the Fiscal Year 2021 Edward Byrne Justice Assistance Grant Program.

Staff recommended approval of the grant project as requested.

Mr. Hare moved to recommend approval of staff's recommendation. The motion was seconded by Mr. Contant and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Fiscal Year 2021 Body-Worn Camera Policy and Implementation Program to Support Law Enforcement Agencies Grant Program (Thomas Johnson, Police Chief)

Mr. Thomas Johnson, Police Chief, reviewed the background regarding the Fiscal Year 2021 Body-Worn Camera Policy and Implementation Program to Support Law Enforcement Agencies Grant Program.

Staff recommended approval of the grant project as requested.

Responding to Mr. Anderson, Chief Johnson stated that the Police Department would be under formal contract with Axon Enterprises, Inc. by the end of August. He noted that Axon had agreed to hold off on invoicing and shipping the product to allow the grant exercise in item #7 to take place. Chief Johnson explained that the early estimates were that the Police Department would receive notification by the first week of October. He stated that once the award was announced, they would be able to start the process of invoicing and shipping the product. Chief Johnson noted that after the product arrived it would be a matter of training, orientation, and transition to make sure they were ready for the data that the cameras would provide. He stated that sometime between Thanksgiving and Christmas the cameras would be 100% live.

Responding to Mr. Neil, Chief Johnson stated that by allowing the Police Department to follow the path of grants, the overall cost to City of Dover taxpayers over the lifetime of the contract had been cut by approximately under \$200,000.

Responding to Mr. Taylor, Chief Johnson stated that a separate grant would be coming before the Committee in the near future regarding clinicians.

Responding to Mr. Sudler, Chief Johnson stated that when the Police Department honed in on Axon, they saw an opportunity to move some responsibilities around to existing sworn staff, so they were only hiring one individual. He noted that Mr. Frank Grosso had been promoted to Evidence Manager at the beginning of the Fiscal Year and they planned to replace his previous position of Evidence Technician once they had a solid timeline on the grant award at the Federal level. Chief Johnson explained that the plan was to fill the position with a 30 to 40-day lead-in window before the program went live to allow time to train the individual.

Responding to Mr. Sudler, Chief Johnson stated that the single individual to be hired would be filling the vacant Evidence Technician position at the current rate under personnel policy which he believed included a five-year examination of salary, benefits, and post-employment benefits.

Mr. Hare moved to recommend approval of the grant project as requested, as recommended by staff. The motion was seconded by Mr. Neil and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Mr. Hare moved for adjournment of the Legislative, Finance, and Administration Committee meeting, seconded by Mr. Neil and unanimously carried.

Meeting adjourned at 7:56 p.m.

SPECIAL SAFETY ADVISORY AND TRANSPORTATION COMMITTEE

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

Adoption of Agenda

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

Proposed Resolution No. 2021-21 - Establishing that the Safety Advisory and Transportation Committee Shall Serve as the Bicycle Pedestrian Committee for the City of Dover (Councilman Ralph Taylor, Jr.)

Mr. Matt Harline, Interim City Manager, reviewed proposed Resolution No. 2021-21 to Establish that the Safety Advisory and Transportation Committee Shall Serve as the Bicycle Pedestrian Committee for the City of Dover.

Responding to Mr. Neil, Mr. Harline stated that the proposed resolution referred to a subcommittee of the Safety Advisory and Transportation Committee which was a subcommittee of the Council Committee of the Whole.

Responding to Mr. Lindell, Mr. Harline stated that Councilman Taylor would be the subcommittee Chair and that if the Committee was to create ad hoc committees of the body, the Committee would give some type of designation for the Chair to create an ad hoc committee and would still have to approve it.

Mr. Hare moved to recommend adoption of Proposed Resolution No. 2021-21, seconded by Mr. Sudler and unanimously carried.

By consent agenda, Mr. Rocha moved for approval of the Committees' recommendation, seconded by Mr. Hare and carried by unanimous roll call vote (Taylor absent).

Mr. Hare moved for adjournment of the Safety Advisory and Transportation Committee meeting, seconded by Mr. Rocha and unanimously carried.

Meeting adjourned at 8:02 p.m.

Mr. Hare moved for adjournment of the Council Committee of the Whole meeting. The motion was seconded by Mrs. Arndt and unanimously carried.

Meeting adjourned at 8:03 p.m.

By consent agenda, Mr. Rocha moved for acceptance of the Council Committee of the Whole Report, seconded by Mr. Hare and carried by a unanimous roll call vote (Taylor absent).

MONTHLY REPORTS - JULY 2021

By motion of Mr. Rocha, seconded by Mr. Hare, the following monthly reports were accepted by consent agenda:

City Assessor's Report
City Council's Community Enhancement Fund Report
City Manager's Report
City Planner's Report
Controller/Treasurer's Budget Report (June and July)
Fire Chief's Report
Police Chief's Report

APPOINTMENT RECOMMENDED BY MAYOR CHRISTIANSEN - PLANNING COMMISSION - CHRISTOPHER COOPER - THREE - YEAR TERM TO EXPIRE JUNE 2024 (TO FILL THE UNEXPIRED TERM OF NICHOLAS ADAMS)

Mayor Christiansen requested the appointment of Christopher Cooper to the Planning Commission for a three-year term to expire June 2024 (to fill the unexpired term of Nicholas Adams).

By consent agenda, Mr. Rocha moved for approval of the appointment, as recommended by Mayor Christiansen. The motion was seconded by Mr. Hare and carried by a unanimously roll call vote (Taylor absent).

JOINT SUBCOMMITTEE OF THE LEGISLATIVE, FINANCE, AND ADMINISTRATION COMMITTEE AND THE PARKS, RECREATION, AND COMMUNITY ENHANCEMENT COMMITTEE TO EVALUATE AMERICAN RESCUE PLAN (ARP) FUNDING REQUESTS FROM NONPROFITS

Mr. Anderson stated that the City had a unique opportunity with the American Rescue Plan to impact the community. He stated that the good news was that they had a process in place that they had used successfully for the Community Development Block Grant (CDBG). He proposed that they use the same system for the federal funds for accountability and community transparency. Mr. Anderson advised that the idea was to have a subcommittee, composed of some members and the Chairs of the Legislative, Finance, and Administration Committee and the Parks, Recreation and Community Enhancement Committee with Mrs. Tracy Harvey, Planner/Community Development Block Grant (CDBG) Administrator. He noted that the proposal would be to allow that subcommittee to rate the different proposals that came in under her guidance with scoring.

Mr. Anderson noted that there would be a public hearing so that people would understand what to expect as they made their submissions to staff. The submissions would be scored by the subcommittee and then once the scores had been affixed, they would be ready for when the Legislative, Finance, and Administration Committee did a particular supplemental appropriation. He stated that this would allow for the groundwork to be done.

Mr. Lindell stated that he was under the impression that the different groups were going to staff for referral and comment. He asked what staff's role was in it. Responding, Mr. Anderson stated that staff would be an integral part of the committee process as it would follow the process that was related to CDBG and would be a staff director process. He stated that all of the requests would still be reviewed by staff first and then the committee and Mrs. Harvey. Mr. Anderson noted that staff would ensure that all of the request met the guidelines.

Mr. Anderson noted that the monies from the program would allow for administration so it would allow them to charge against it if they need to hire a temp in the City Clerk's Office to help out with compiling minutes.

Mr. Hugg stated that the City Manager's Office had received a number of requests and had done some informal reviews. He noted that they had a unique opportunity to make a significant difference in Dover by virtue of these funds. He stated that they had roughly two years to allocate them or two years after that to make sure that they were expended, but they needed to be expended into things that did not just look good for a short period of time, but made significant change.

Mr. Harline stated that the Planning and Inspections Department was well-versed in reviewing the proposals for housing and social services, but water and wastewater and stormwater projects were an area that were also available. He asked that if Council was looking to have a set of priorities in terms of those projects, were they suggesting projects like that would go through the CDBG process. He also asked if they could handle them in any order. Responding Mr. Anderson stated that the purpose of the subcommittee was not to allocate any money, but to review the requests and rate them so that when the time came to divide the money, they would know what organizations had the capacity to fulfill what they requested the funding for.

Mr. Anderson stated that would be ready for a supplemental budget for this purpose around November.

Mr. Anderson moved that a joint subcommittee with members of the Legislative, Finance, and Administration Committee, and Parks, Recreation, and Community Enhancement Committee, consisting of seven members, including the Chairs of the Committees, be appointed by the Council President, in consultation with the Chairs. The motion was seconded by Mr. Lindell.

Mr. Lindell asked if the City would be able to make recommendations if they wanted a part of the funds as well. Responding, Mr. Anderson stated that they did not need to rate the City because they know that the City has the capacity to fulfill its infrastructure agreements.

Mr. Boggerty stated that they received guidance from a meeting with the Governor to help bolster the income and what projects to put forth to the governor's office. He asked if they had taken those steps so that they could be ahead and bolster their income in the City. Responding Mr. Harline stated that staff had projects particularly in water and wastewater. He noted that they also talked about their capital improvement program and pulling projects from there that are most important. Mr. Harline advised that they also discussed working in a specific neighborhood, particularly in Capital Green,

to do a cooperative project, but was not at the level yet to send to the state. He noted that they wanted to make sure they were in coordination with elected officials, but staff was not ready to make that recommendation.

Responding to Mr. Boggerty, regarding how fast they could thoroughly submit projects for consideration before the state began to get ahead of them, Mr. Harline advised that there were some details that needed to be worked out. He noted that they could put the wastewater project forward by the end of the week, but without the other projects around it, he was not sure if it would be that effective. Mr. Harline advised that one of the possibilities regarding housing, was to work the wastewater project along with housing improvements.

Mr. Anderson moved that a joint subcommittee with members of the Legislative, Finance, and Administration Committee, and Parks, Recreation, and Community Enhancement Committee, consisting of seven members, including the Chairs of the Committees, be appointed by the Council President, in consultation with the Chairs. The motion was seconded by Mr. Lindell and unanimously carried.

FIRST READING - PROPOSED ORDINANCE #2021-17

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 736-7008 or cityclerk@dover.de.us. Final action by Council on the proposed ordinance will take place during the Council Meeting of September 27, 2021.

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 #2021-17 Amending Chapter 80 - Personnel, Article IV - Pension Plans and Retirement Benefits, Division 3 - General Employee Pension Plan

FIRST READING - PROPOSED ORDINANCE #2021-18

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 736-7008 or cityclerk@dover.de.us. Final action by Council on the proposed ordinance will take place during the Council Meeting of September 27, 2021.

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 #2021-18 - Amending Chapter 102 - Taxation

INTERIM CITY MANAGER'S ANNOUNCEMENTS

Mr. Matthew Harline, Interim City Manager, reminded members that on Saturday, September 18th, at 10:00 a.m., New Street Park would formally be renamed Bishop LT Blackshear Park and noted that all were welcomed to attend. He noted that former Councilman Timothy Slavin initiated the process to rename the park.

COUNCIL MEMBERS' ANNOUNCEMENTS

Mr. Anderson encouraged members to attend the Economic Summit Event and the National League of Cities' City Summit in November. He noted that the City Summit could be attended virtually or in-person.

Mr. Lindell announced that he would be submitting his resignation as Councilman of the First District within the next couple of weeks due to moving outside of City limits. He thanked everyone for the opportunity to serve. Mr. Sudler thanked Mr. Lindell for his hard work and service throughout the years.

Mr. Boggerty recognized Police Chief Johnson and the entire Dover Police Department for the work that they were doing with the heightened activity downtown and everywhere in the City.

Mr. Boggerty reminded members that on Tuesday, September 21st at the Dover Public Library there was a Comprehensive Downtown Parking Solution Meeting scheduled from 5:00 p.m. to 7:00 p.m.

Mr. Sudler stated that twice within two months he had witnessed major incidents where professionalism was outstanding. He noted that the culture is changing and it is affecting constituents in a positive way.

Mr. Neil moved for adjournment, seconded by Mrs. Arndt and unanimously carried.

Meeting adjourned at 7:42 p.m.

JANELLA MAE T. SAPP
INTERIM CITY CLERK

All ordinances, resolutions, motions, and orders adopted by City Council during their Regular Meeting of September 13, 2021 are hereby approved.

ROBIN R. CHRISTIANSEN
MAYOR

/JTS/mr

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