



# Georgetown

## Town Council Meeting Agenda

Meeting Date: Wednesday, July 8, 2020, **2:00 PM**

This meeting will be conducted electronically, pursuant to Governor Carney's State of Emergency declaration, effective March 13, 2020 as amended. Town Hall is closed to the public.

[zoom.us/join](https://zoom.us/join)

**Zoom Meeting ID: 910 780 35320**

**Follow Onscreen Instructions**

### 3 [Governors Proclamation](#)

### 1. PLEDGE OF ALLEGIANCE

### 2. INVOCATION

### 3. ADOPTION OF AGENDA

### 4. APPROVAL OF JUNE 24, 2020 TOWN COUNCIL MINUTES

A.

### 5. BOARD OF ELECTIONS APPOINTMENTS

4 A. Special Election - July 20, 2020

[Memo - Board of Election - Special Election \(2020-07-07\)](#)

5 B. Municipal Election - August 15, 2020

[Memo - Board of Election - Municipal Election \(2020-07-07\)](#)

### 6. DEPARTMENTAL REPORTS

6 - A. Town Manager - Gene Dvornick

13 [Town Manager Report - 2020-07-08](#)

[Hardee's Access \(T201412701\)](#)

[Delaware General Assembly Legislative Report \(150 GA - 2nd Session\) - Final \(2020-07-08\)](#)

### 7. PUBLIC COMMENT

### 8. EXECUTIVE SESSION

*Strategy sessions, including advice or opinion from an attorney at law, regarding collective bargaining, pending or potential litigation; and discussion of the content of documents excluded from the definition of "public record" in 29 Del. C. §10002. 29 Del. C. §10004(b)(4); (b)(6)*

### 9. ADJOURNMENT

The agenda items as listed may not be considered in sequence. This agenda is subject to change, at or before the meeting, to include the addition or deletion of items, including executive sessions. Persons requiring special accommodations to attend this meeting should contact the Town Office in writing 72 hours in advance of the meeting, stating their needs in order to have them addressed under the requirements of the American with

Disabilities Act (ADA).

# STATE OF DELAWARE



## OFFICE OF THE GOVERNOR

### PROCLAMATION

**Whereas**, the Centers for Disease Control and Prevention has determined that a novel coronavirus ("COVID-19") presents a serious public health threat; and

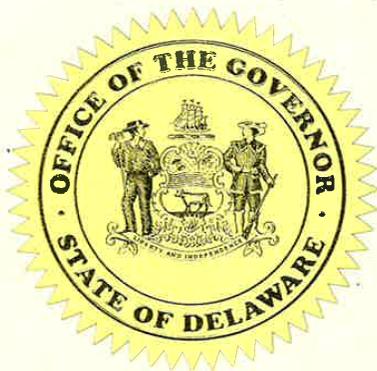
**Whereas**, as of 8:00 a.m. E.S.T. on March 13, 2020, the Governor declared a State of Emergency due to the public health threat of COVID-19; and

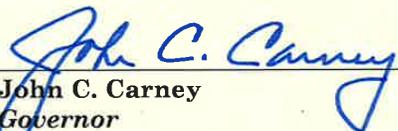
**Whereas**, in order to prevent the community transmission of COVID-19, the Governor's State of Emergency declaration ordered all public meetings of executive branch public bodies governed by 29 Del. C. §§10001 et. seq. (including boards, commissions, task forces, and any other similar public body) may be conducted electronically, either by means of telephone conference call or video-conference call; and

**Whereas**, in the interests of protecting the citizens of this state from the public health threat caused by COVID-19, the Governor is authorized to take such action as the Governor reasonably believes necessary to help maintain life, health, property or public peace in this state, including issuing a proclamation to suspend the provisions of any regulatory statute prescribing the procedures for conducting state business where strict compliance with the statute may hinder necessary action in coping with the public health threat caused by COVID-19.

**Now, Therefore, We, John Carney, Governor,  
and Bethany Hall-Long, Lieutenant Governor,  
do hereby declare that the following precautionary  
measures shall be implemented:**

1. All meetings of public bodies governed by 29 Del. C. §§10001 et. seq., until further notice, may be conducted electronically, either by means of telephone conference call or video-conference call.
2. The technology used must permit members of the public body to hear the comments of and speak to all those participating, and members of the public to hear the comments of and speak to such members of the public body contemporaneously. Public participants must also be permitted to electronically access presentation materials and submit questions or comments.
3. During any public meeting conducted by electronic means, each member of the public body will identify him or herself before speaking so that members of the public are able to hear the comments of the members of the public body.
4. Notice requirements of public meetings will continue as required by law and will include the electronic information necessary for participation.
5. Meetings already noticed shall be updated as soon as practicable with the information necessary for members and the public to participate electronically.
6. All other rules and procedures applicable to public meetings shall be followed.



  
John C. Carney  
Governor

  
Bethany A. Hall-Long  
Lieutenant Governor

17-3292  
Number

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**TOWN OF GEORGETOWN MEMORANDUM**

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TO: Mayor & Council  
FROM: Gene Dvornick, Town Manager  
RE: Appointment – Board of Elections  
DATE: July 7, 2020

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Consistent with Town Charter, Section 3.4.4 (6) Board of Election the following names are being submitted for appointment as the Board of Elections for the Special Election (Referendum) – July 20, 2020:

**Special Election**

Rosalie Walls  
Jane Hovington  
Gary Tonge

*Alternates:*

Elaine Reynolds  
Shelly Wise

**Recommendation**

Pleasure of the Mayor and Council

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**TOWN OF GEORGETOWN MEMORANDUM**

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TO: Mayor & Council  
FROM: Gene Dvornick, Town Manager  
RE: Appointment – Board of Elections  
DATE: July 7, 2020

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Consistent with Town Charter, Section 3.4.4 (6) Board of Election the following names are being submitted for appointment as the Board of Elections for the Municipal Election – August 15, 2020:

**Municipal Election**

Rosalie Walls  
Ericka Wright  
Christina Diaz-Malone

*Alternates:*

Elaine Reynolds  
Shelly Wise

**Recommendation**

Pleasure of the Mayor and Council

## **TOWN MANAGER REPORT**

### **July 8, 2020**

#### **Coronavirus Update**

As the State remains in Phase 2 Reopening, I wanted to make sure all are aware of the ongoing actions on the part of the Town:

- Town Administrative Offices remain closed to the public
- Daily all departments are staffed
- Relaxed sign requirements and regulations remain in effect
- Created outdoor dining areas on South Race Street and North Race Street (Parklet)
- Working to add additional outdoor dining in the 200 block of North Race Street

Our Essential Personnel Policy and Telecommuting Policy continue to work well as we continue to process utility bills, building permits, business licenses, and predevelopment meetings.

#### **Hardee's – US 113/DE 18/404 Impact**

The Town has been contacted by legal counsel for the Hardee's restaurant at the intersection of US 113 and DE 18/404 requesting the Town submit written correspondence to DelDOT in support of Hardee's request for state acquisition of the property as a result of the planned grade separated intersection. The planned design (see attached) illustrates the loss of the westbound entrance to the property and a right in only entrance off of southbound US 113. This would force approximately 400 to 500 cars per day traversing through the VA Clinic parking lot, utilizing Roth Avenue to Carmean Way. The owners are very concerned over the negative impact this design will have on their business. State acquisition would afford the business the opportunity to relocate with state assistance.

*Pleasure of the Mayor and Council*

#### **Revelation Craft Brewing**

Town staff held a conference call with Revelation Craft Brewing to discuss discharge of production water into the Town's sanitary sewer. We reemphasized that at the current time the Town can accommodate domestic waste (restrooms and kitchen) but not the production waste stream. We discussed a short-term solution of separation and haul (using existing storage or new tanks), medium-term solution of discharge to the Town when interconnected with Sussex County, and a long-term solution of onsite pretreatment. Additionally, we discussed potential impact fees and the need for billing based on the strength of the waste being discharged.

#### **FY 2020 CDBG**

As part of the FY 2020 CDBG Allocation to Sussex County, the Town of Georgetown was included with \$70,000 for housing rehabilitation.

Reviewed by Town Solicitor

## **TOWN MANAGER REPORT**

### **July 8, 2020**

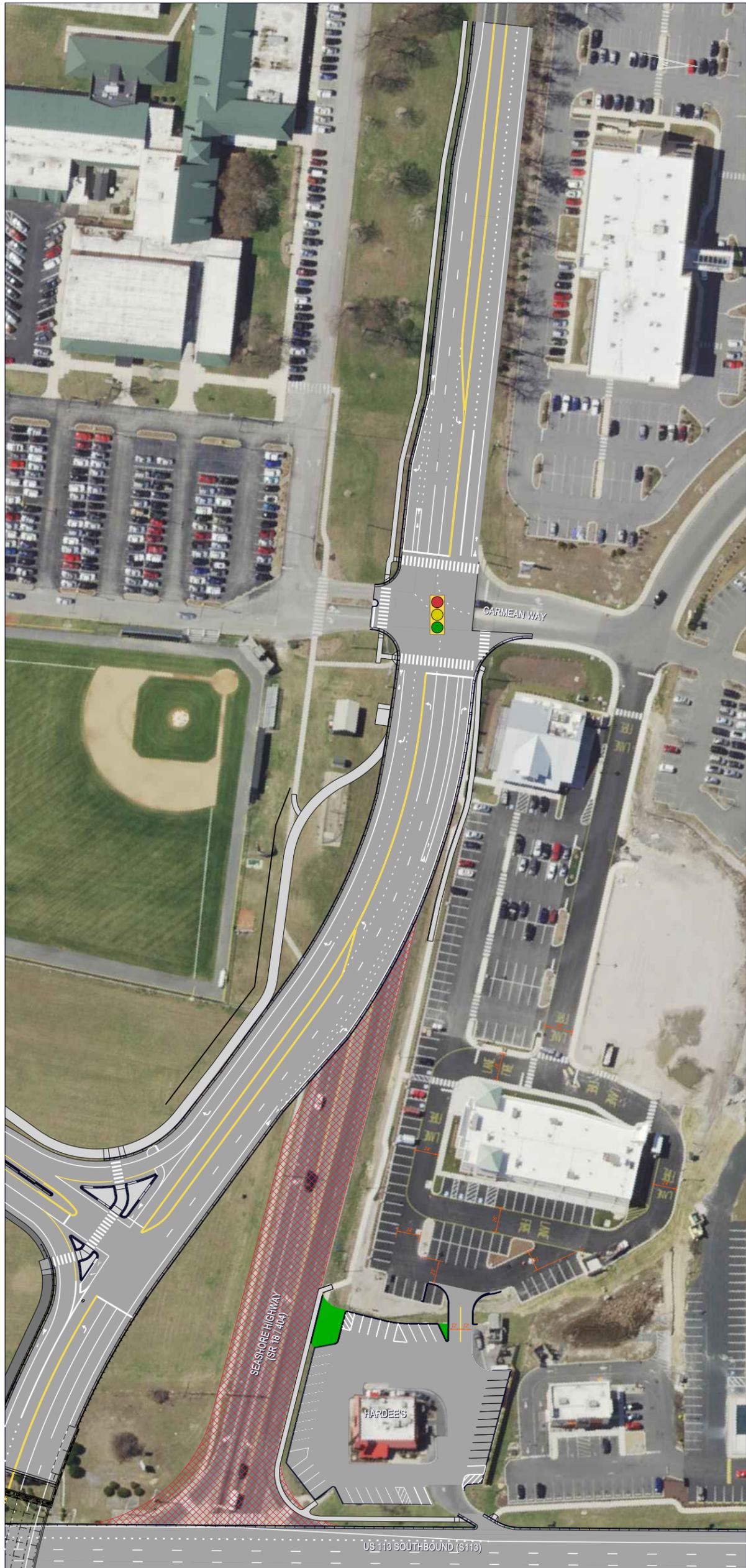
#### **Utility Rate Study**

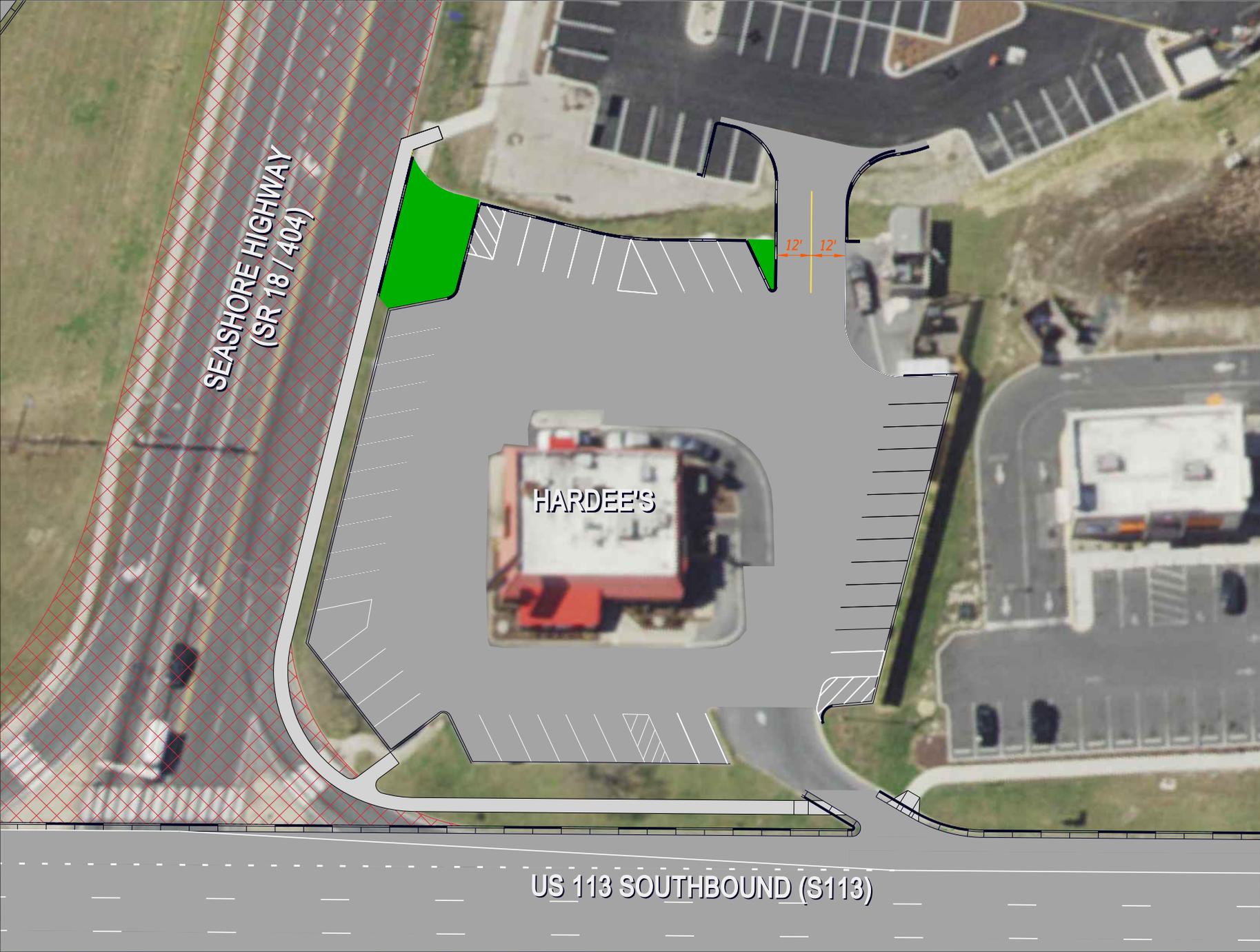
The last study of water and sewer utility rates was conducted in 2007 by Municipal & Financial Service Group. In light of continued growth, the addition of a craft brewery, and future facility needs staff and I feel it is time to have a new study performed.

#### **Miscellaneous**

- Legislative Update
- Reminders:
  - **Special Election (Referendum) Information Session:** Thursday, July 9, 2:00 PM (Electronic Meeting)
  - **Sussex County Association of Towns Steering Committee:** Friday, July 10, 9:00 AM (Electronic Meeting)
  - **Special Election (Referendum):** Monday, July 20, Polls open 12:00 NOON to 7:00 PM
  - **Delaware League of Local Governments:** Cancelled until further notice
  - **Sussex County Association of Towns:** Cancelled until further notice

Reviewed by Town Solicitor







## Town of Georgetown Second Session, 150<sup>th</sup> Delaware General Assembly Final Legislative Report

Prepared By:  
Eugene S. Dvornick, Jr., Town Manager  
July 8, 2020

Bill	Description	Position	Status
HS 1 for HB 200	Clean Water for Delaware	Support	Out of Committee (01/28/20)
HB 135	Constitutional Amendment – “Crossover Day” (First Leg)	Support	Administration (05/02/19)
HB 265 w/ HA 1	Tax Exemption for Disabled Veterans	Support	Appropriations (01/29/20)
HB 270	Stands Operated by a Child (Lemonade or other)	Support	Economic Development/Banking/Insurance & Commerce (12/12/19)
HB 271	POW/MIA Flag Display (Consistent with Federal Law)	Support	Administration (01/09/20)
HB 275	Leashed Dogs (Outdoor Patios)	Support	Signed by Governor (03/03/20)
HB 290	Bond Bill Amendment	Support	Signed by Governor (02/06/20)

HB 294	Pedestrian Solicitation	Support	Public Safety & Homeland Security (01/30/20)	
HB 300	Capital Improvements – Bond (Governor’s Recommended)	Under Review	Capital Infrastructure (01/30/20)	
HB 330	Emergency Management	Neutral	Administration (04/24/20)	
HB 331	Sussex County Budget Amendment	Support	<b>PASSED</b> (06/11/20)	<b>PASSED</b> (06/16/20)
HB 332	Sherriff Duties (Removes obsolete arrest language)	Neutral	Judiciary (05/22/20)	
HB 337	Drinking Water Protection Act (PFAS and PFOA)	Under Review	Natural Resources (05/29/20)	
HB 340	Constitutional Amendment – State of Emergency Orders (First Leg)	Neutral	Administration (05/29/20)	
HB 350	Use of Chokeholds	Support	<b>PASSED</b> (06/25/20)	<b>PASSED</b> (06/25/20)
<b>HB 361</b>	<b>Bring New Jobs to Delaware Act (Expedited Review of Plan with Job Creation)</b>	<b>Under Review</b>	<b>Economic Development/Banking/Insurance &amp; Commerce (06/30/20)</b>	
SB 182 w/ SA 1	Municipal Prohibition on Trucks	Neutral	Transportation/Land Use and Infrastructure (01/30/20)	<b>PASSED</b> (01/29/20)

SB 191	Constitutional Amendment – Equal Rights (race, color, national origin) (First Leg)	Support	<b>PASSED</b> (06/25/20)	PASSED (06/16/20)
SB 202	Equal Accommodations in Parking	Under Review		Transportation (01/15/20)
SB 207	Invasive Plant	Neutral	Natural Resources (03/12/20)	PASSED (01/30/20)
SB 211	POW/MIA Flag Display (Consistent with Federal Law)	Support		Veteran Affairs (01/29/20)
SB 225	Budget Bill (Governors Recommended)	Under Review		Finance (01/29/20)
SB 226	One-Time Supplement (Governor’s Recommended)	Under Review		Finance (01/29/20)
SB 240	Budget Bill	Support	<b>Signed by Governor</b> (06/30/20)	
SB 241	Grants-In-Aid	Support		Defeated (06/23/20)
SB 242	Capital Improvement - Bond	Support	<b>Signed by Governor</b> (06/30/20)	
SB 250	Renewable Energy Portfolio Standards	Under Review		Laid on the Table (06/10/20)

SB 257	Juneteenth National Freedom Day – Legal Holiday	Neutral		Laid on the Table (06/20/20)
SB 260	Supplemental Appropriations for Grants-In-Aid for Fiscal Year 2021	Support	Signed by Governor (06/30/20)	
Watch List:	Lodging Tax – Air BNB Minimum Wage Property Assessments Recreational Marijuana			