

Richard C. Cecil

Introduced by: Mr. Cecil
12/3/86

RESOLUTION NO. 85-397

APPROVING THE REFUND OF TAXES PAID AND
TO BE REFUNDED PURSUANT TO GRANTING OF
ASSESSMENT EXEMPTIONS

WHEREAS, the individuals listed on the attached Exhibit "A",
qualify for governmental subsidies in the form of tax exemptions; and

WHEREAS, New Castle County Code, Section 7-51 adopted by Ordinance
77-226, and Section 7-59, adopted by Ordinance 77-227, allows over
sixty-five and disability exemptions; and

WHEREAS, these applications have been received, processed and
approved by the New Castle County Board of Assessment Review;

Oliver and Louise Ryan
John Stawicki
Raymond Justison
Chester Kozlowski
Myrtle Clouser
Nicholas and Olive Detoro
Walter Garrett
Anna Belle Odom
Frank Cezus
Grace Lolley
Nevin Janvier
Alen and Marion Wehde
Marlin and Thelma Nutt
Harry and Elnora Davitt
Lewis and Sybil Harris
Frank and Delfina Vicario
Adolph Vellek
D. Emily Naylor
Frank and Ann Charlton, Sr.
Josephus Frost
Floyd Taylor
Harriett Heckler
Benjamin Wells
Edith Zippe
Grant Weldin, Jr.
Robert and Irene Morgan
Harold Folkman
Denzle Whitehead
Verna Bujak
Wade Stallard
Harry Battin
Joseph Kopanski
Shirley Starkey

Anna Foster
Shirley Lewis
Bessie O'Leary
Della Burruss
Adelasia Massa
Anna Mallory
John Callahan
James Reifsnyder, Jr.
Maria Mercado
Leon and Mallie Carter
Sue DiCamillo
Edward Lulli

NOW, THEREFORE, BE IT RESOLVED: That the Director of Finance is hereby authorized and directed to pay the sums indicated on the attached Exhibit "A" which represents the amount of overpayment made because said exemption was granted.

Adopted by County Council
of New Castle County on 12/9/85



President of County Council
of New Castle County

Synopsis: New Castle County Code Sections 7-51 and 7-59 permit qualified persons government subsidies in the form of tax exemptions. The persons listed in this resolution have qualified for either disability or an over sixty-five exemption. This resolution authorizes the Department of Finance to process exemption applications to permit these taxables to benefit from over sixty-five or disability exemptions.

The following is a list of persons receiving refunds due to granting an exemption as per Ordinance 77-227. These are late applications and the persons have paid the full amount billed.

<u>PARCEL NUMBER</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
0605700103	Ryan, Oliver and Louise 191 Honeywell Drive Claymonet, DE 19703	\$217.94
0609300337	Stawicki, John 1415 Drake Road Wilmington, DE 19803	\$217.94
0610700025	Justison, Raymond 103 Lexington Drive Claymont, DE 19703	\$217.94
0611500098	Kozlowski, Chester 101 Clearview Ave Wilmington, DE 19809	\$217.94
0613300202	Clouser, Myrtle 1520 Seton Drive Wilmington, DE 19809	\$217.94
0703440049	Detoro, Nicholas and Olive 2213 Fenton Drive Wilmington, DE 19808	\$223.43
0703810337	Garrett, Walter 115 Brighton Ave Wilmington, DE 19805	\$223.43
0703810384	Odom, Anna Belle 100 Brookside Ave Wilmington, DE 19805	\$ 83.27
0703920221	Cezus, Frank 1021 Clayton Road Wilmington, DE 19805	\$223.43
0704140167	Lolley, Grace 116 Clyde Street Wilmington, DE 19804	\$ 55.58
0704620106	Janvier, Nevin 300 Penna. Ave. Wilmington, DE 19804	\$223.43
0704710192M0020	Wehde, Alen and Marion 27 McMichael Court Wilmington, DE 19804	\$ 82.40
0704710192M0026	Nutt, Marlin and Thelma Box 3127 Newport, DE 19804	\$ 18.85

<u>PARCEL NUMBER</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
0801330077	Davitt, Harry and Elnora 276A Brackensville Road Hockessin, DE 19707	\$223.43
0802000052CD01I	Harris, Lewis and Sybil R.D.#, Box 250 Hockessin, DE 19707	\$223.43
0803840326	Vicario, Frank and Delfina 3812 Nancy Ave Wilmington, DE 19808	\$223.43
0804430034	Vellek, Adolph 4614 Griffin Drive Wilmington, DE 19808	\$223.43
0804530165	Naylor, D. Emily 2300 Diamond Street Wilmington, DE 19804	\$223.43
0804920190	Charlton, Frank Sr. and Ann 2241 E. Huntington Drive Wilmington, DE 19808	\$223.43
0805320020	Frost, Josephus 29 Decker Drive Newark, DE 19711	\$234.01
0902340013	Taylor, Floyd 1210 Stinsford Road Newark, DE 19713	\$234.01
1001030109	Heckler, Harriett 705 Hazeldel Avenue New Castle, DE 19720	\$230.35
1001430438	Wells, Benjamin 13 Bacon Ave New Castle, DE 19720	\$230.35
1002020162	Zippe, Edith 336 Single Ave New Castle, DE 19720	\$208.76
1002020216	Weldin, Grant Jr. 321 Martin Drive P.O. Box 748 New Castle, DE 19720	\$191.48
1003400020M0038	Morgan, Robert and Irene P.O. Box 161 Bear, DE 19701	\$ 87.10
1004300005M0399	Folkman, Harold 218 N. Oxford Drive Newark, DE 19702	\$ 87.03

<u>PARCEL NUMBER</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
1100240092	Whitehead, Denzle 19 Mercer Drive Newark, DE 19713	\$234.01
1101900019	Bujak, Verna 791 Salem Church Road Newark, DE 19702	\$234.01
1102300023	Stallard, Wade 1969 Pulaski Hwy Bear, DE 19701	\$207.69
1700100050	Battin, Harry 1106 Wynnbrook Road Wilmington, DE 19809	\$185.54
1900100247	Kopanski, Joseph 18 Rigdon Road Wilmington, DE 19805	\$183.83
1900400527	Starkey, Shirley 206 Birch Ave Wilmington, DE 19805	\$183.83
2101510075	Foster, Anna 515 Delaware Street New Castle, DE 19720	\$184.75
2600930111	Lewis, Shirley 500 W. 39th Street Wilmington, DE 19802	\$166.58
2602230095	O'Leary, Bessie 2201 Tatnall Street Wilmington, DE 19802	\$ 97.21
2602240189	Burruss, Della 2401 Carter Street Wilmington, DE 19802	\$ 54.42
2602640193	Massa, Adelasia 1826 W. 4th Street Wilmington, DE 19805	\$127.29
2602920036	Mallory, Anna 2231 Carter Street Wilmington, DE 19802	\$ 61.43
2603330046	Callahan, John 637 Geddes Street Wilmington, DE 19805	\$171.86
2603340093	Reifsnnyder, James Jr. 1709 Sycamore Street Wilmington, DE 19805	\$180.26

<u>PARCEL NUMBER</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>
2603430554	Mercado, Maria 1108 Lancaster Ave Wilmington, DE 19805	\$ 77.73
2603610076	Carter, Leon and Mallie 1015 Poplar Street Wilmington, DE 19801	\$123.94
2604210237	DiCamillo, Sue 405 S. Van Buren Street Wilmington, DE 19805	\$113.24
2604820056	Lulli, Edward 1102 Anchorage Street Wilmington, DE 19805	\$180.26

FISCAL NOTE:

This Resolution would authorize the refund of tax exemptions. These refunds, as set forth in the exhibits of this Resolution, reflect payments duplicated due to granting an exemption per Ordinance No. 77-277. These refunds are based on exemptions for late applications which have been paid in full. This Resolution, if approved, would authorize the total refunds of \$7,835.07 in exemptions.

There is no fiscal impact beyond the current fiscal year.

RPA

Introduced by: Ronald J. Aiello
November 26, 1985

RESOLUTION NO. ⁸⁵⁻297

RESOLUTION OF INTENTION TO ISSUE ECONOMIC
DEVELOPMENT REVENUE BONDS (WAYMAN FIRE
SPRINKLER, INC. PROJECT); 403 MECO DRIVE,
BOXWOOD INDUSTRIAL PARK, WILMINGTON, DELAWARE

WHEREAS, Council of New Castle County (the County) has heretofore adopted the New Castle County Commercial, Industrial and Agricultural Ordinance, Ordinance No. 80-045, as amended, New Castle County Code, Art. VIII, Div. 2, §7-91, et seq., (the General Ordinance) to encourage and assist the financing of the construction, acquisition, sale or lease of industrial, commercial and agricultural facilities related to the maintenance or promotion of employment or to the redevelopment or revitalization of areas within the County; and

WHEREAS, Duane L. Wayman, II and Maryanna Wayman, individuals residing in Wilmington, Delaware (the Applicants), have submitted to the County through the Executive an application (the Application) for the financing of a project consisting of the acquisition of approximately 1.07 acres and an existing building (approximately 7,150 square feet), the renovation thereof and the construction of an addition thereto and the acquisition of equipment associated therewith located at 403 Meco Drive, Boxwood Industrial Park, Wilmington, Delaware, to be leased to Wayman Fire Sprinkler, Inc., for use as administrative offices and additional fabrication and storage facilities (the Project) and have requested the County to finance a portion of the costs of the Project, an estimate of which is attached as Exhibit A hereto (the Costs), said financing to be accomplished through the issuance by the County of Economic Development Revenue Bonds in the aggregate principal amount not to exceed \$250,000 (the Bonds); and

WHEREAS, the Application has been reviewed by a committee comprised of the Chief Administrative Officer, the Director of Finance, the County Attorney, the Director of Planning, and Council's Auditor (the Review Committee); and

WHEREAS, the Applicants have submitted with the application a conditional commitment for the purchase of the Bonds from Delaware Trust Company; and

WHEREAS, the Review Committee has made the findings and determinations required by the General Ordinance, including the findings that

(a) the Project is eligible for financial assistance and the financing thereof will accomplish the public purposes contemplated by the General Ordinance;

(b) the Project will (i) tend to maintain or provide gainful employment opportunities within and for the people of the County; (ii) aid, assist and encourage the economic development or redevelopment of the County; and (iii) maintain, diversify or expand employment promoting enterprises within the County; and

(c) the Bonds are to be issued for a Project which will be leased to, sold to, or financed for financially responsible Persons who have not been finally determined by any state or federal agency or court to have committed (i) illegal conduct involving moral turpitude or (ii) a major labor law violation, during the period commencing two (2) years prior to the approval of the Persons' application for assistance and ending on the date of the issuance of the bonds by the County; and

(d) the Bonds are to be payable solely from Revenues as specified in the General Ordinance; and

WHEREAS, the Review Committee has advised the Executive of its findings and determinations; and

WHEREAS, the Executive has advised the Applicants of the Review Committee's findings and determinations; and

WHEREAS, the Executive has advised the Council of the Review Committee's findings and determinations and has transmitted the Application to the Council; and

WHEREAS, the Council has determined that the Project be completed at the earliest practicable date, and recognizes that the Applicants require satisfactory assurances from the County that the proceeds of the sale of the Bonds will be made available to finance the Project; and

WHEREAS, the Council deems it necessary and advisable that it take such official action as may be required under the General Ordinance, to authorize the issuance and sale of the Bonds.

NOW THEREFORE BE IT RESOLVED:

1. The Council hereby authorizes the issuance of the Bonds for the purpose of paying a portion of the Costs of acquisition, construction and installation of the Project.


2. In order to facilitate the commencement of the Project, the Council hereby determines that the purposes of the Ordinance will be more effectively served if the Applicants enter into contracts for the commencement of the Project as soon as practicable. The County intends to reimburse the Applicants from the proceeds of the sale of the Bonds for Costs of the Project incurred subsequent to the passage of this Resolution and prior to delivery of the Bonds.

3. Subject in all respects to the prior advice, consent and approval of the Applicants, the County Executive is hereby authorized and directed to prepare or cause to be prepared and to execute and file on behalf of the County any applications, filings and certifications, and take such other action as such officers may deem necessary or advisable to obtain approvals of the Project, to provide for the issuance of the Bonds and to establish that the interest on the Bonds is exempt from Federal income taxes. In addition, the County Executive is hereby authorized and directed to prepare or cause to be prepared and to be executed and filed on behalf of the County all documents, certifications and filings required by the laws of the United States and The State of Delaware necessary or appropriate in order to implement and carry out the matters herein authorized or required by the General Ordinance.

4. The County's obligations hereunder shall be contingent upon the issuance of a final commitment to purchase the Bonds and all obligations of the County hereunder shall be satisfied solely from the proceeds of the sale of the Bonds. Approval of this Resolution shall in no way preclude the Council from independent consideration (and denial) of any application relating to the land use aspects of the Project (e.g. zoning matters). Issuance of the Bonds shall be made in accordance with the terms of a Project Resolution which the Council shall adopt after the issuance of a final commitment which shall provide for repayment in not more than 30 years at a rate of interest prevailing at the time of the issuance of the Bonds. The Applicants shall have the full responsibility to obtain the issuance of such a final commitment. The County shall have no responsibility to seek the issuance of such a commitment. The County's obligations hereunder shall terminate six (6) months from the effective date hereof. Approval of this Resolution does not obligate the County to allocate any of its private activity bond limit under Internal Revenue Code Section 103(n) and provided further that if the Bonds are not issued prior to January 1, 1986, the County specifically reserves the right to review the authorization of the issuance of the Bonds with respect to the allocation of any "private activity bond limit" if required under Internal Revenue Code §103(n).

5. This resolution shall take effect upon its passage by Council.

Attest:


County Clerk

Adopted by County Council of
New Castle County on 11-26-85.


President of County Council
of New Castle County

(SEAL)

SYNOPSIS: This Inducement Resolution expresses the County's intent to issue economic development revenue bonds in an amount not greater than \$250,000 for the financing of a project for Duane L. Wayman, II and Maryanna Wayman consisting of the acquisition of approximately 1.07 acres and an existing building (approximately 7,150 square feet), the renovation thereof and the construction of an addition thereto and the acquisition of equipment associated therewith located at 403 Meco Drive, Boxwood Industrial Park, Wilmington, Delaware, to be leased to Wayman Fire Sprinkler, Inc., for use as administrative offices and additional fabrication and storage facilities (the Project) and authorizes the Applicants to proceed with the Project in reliance on this commitment. The Bonds will actually be issued pursuant to a subsequent Project Resolution of Council which will set out the detailed terms of the bond issuance and will approve the loan documents involved in the transaction. The terms of the bond issuance will be tailored to meet the terms of the final commitment to purchase the Bonds. The County has no obligation to issue the Bonds unless the Applicants obtain such a commitment and, in any event, any obligation of the County may be satisfied solely from the proceeds of the sale of the Bonds. The Applicants have the sole responsibility to obtain such a final commitment.

FISCAL NOTE: This Inducement Resolution commits the County to issue its economic development revenue Bonds subject to further approval of the documentation by County Council. Pursuant to contract with the County, the New Castle County Economic Development Corporation (NCCEDCO) administers the County's Economic Development Revenue Bond Program. For its services, and to assist its economic development activities within the County, the County has caused the applicants to pay NCCEDCO an application fee of \$250 and, upon the sale of the bonds, the Applicant will pay NCCEDCO an additional financing fee equal to 1/2 of 1% of the principal amount of the bonds (i.e. \$1,250). In connection with this Project the County will receive a building permit fee of \$264.21 plus a certificate of occupancy fee of \$25. The applicants pay all legal and other fees associated with the bond financing.

The Bonds contemplated by this resolution will be limited obligations of the County, which will not constitute or give rise to any pecuniary liability of the County other than from the revenues derived from the Project financed, which will be specifically pledged to payment of principal and interest on the Bonds.

EXHIBIT A
to
INDUCEMENT RESOLUTION
for
WAYMAN FIRE SPRINKLER, INC. PROJECT

Estimated Costs of Project

Acquisition of Land and Building (existing)	\$165,000
Renovations	\$ 40,000
Building (addition)	\$ 5,950
Utilities, Road, etc.	\$ 6,000
Engineering/ Architectural fees	\$ 4,000
Equipment/Machinery (new)	\$ 15,000
Construction Period Interest	\$ 4,000
Closing Costs	<u>\$ 9,550</u>
	\$250,000