



SPONSOR: Rep. Heffernan & Sen. Sokola

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HOUSE OF REPRESENTATIVES
150th GENERAL ASSEMBLY

HOUSE BILL NO. 290

AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2020.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend Chapter 86, Volume 82 of the Laws of Delaware by amending Section 2 by making deletions as shown by strike through and insertions as shown by underline as follows:

Section 2. Authorization of Twenty-Year Bonds. The State hereby authorizes the issuance of bonds, to which the State shall pledge its full faith and credit, such bonds to be issued in such principal amount as necessary to provide proceeds to the State in the amount of \$230,515,000 and in the amount of ~~\$46,861,070~~ \$43,626,737 local share of school bonds. Bonds authorized to be used by this Section shall mature not later than 20 years from their date of issuance. The proceeds of such bonds, except for local share of school bonds, are hereby appropriated for a portion of the purposes set forth in Section 1 Addendum of this Act and summarized as follows:

Department, Agency or Instrumentality	Amount
Office of Management and Budget	\$18,513,104
Delaware State Housing Authority	16,925,000
Health and Social Services	4,750,000
Correction	7,101,376
Natural Resources and Environmental Control	3,750,000
University of Delaware	10,000,000
Delaware State University	12,385,000
Delaware Technical Community College	10,000,000
Education	147,090,520

Maximum

20	Purpose	State Share	Local Share	Total Cost
21	Minor Capital Improvement and Equipment	\$15,000,000	\$7,341,124	\$22,341,124
22	Brandywine, Renovate Brandywine HS (60/40)	2,640,300	1,760,200	4,400,500
23	Brandywine, Renovate Claymont ES (60/40)	3,178,000	2,118,667	5,296,667
24	Cape Henlopen, Sussex Consortium Expansion (100% State)	10,782,952		10,782,952
25	Cape Henlopen, Renovate Milton ES (60/40)	1,793,800	1,195,867	2,989,667
26	Cape Henlopen, Renovate Lewes School and			
27	Demolish Richard A. Shields ES (60/40)	2,065,100	1,376,733	3,441,833
28	Cape Henlopen, Addition to Cape Henlopen HS (60/40)	5,007,000	3,338,000	8,345,000
29	Capital, Construct 800 Student MS-Building 1 (64/36)	11,750,000	6,609,375	18,359,375
30	<u>Appoquinimink, Replace Everett Meredith MS (Local Only)</u>		10,000,000	10,000,000
31	Appoquinimink, Renovate Silver Lake ES (75/25)	4,524,000	1,508,000	6,032,000
32	<u>Appoquinimink, Renovate Silver Lake ES (Local Only)</u>		2,992,000	2,992,000
33	Appoquinimink, Construct 1,000 Student MS and			
34	1,600 Student HS (75/25) (State Only)	48,679,000	16,226,333	64,905,333
35				<u>48,679,000</u>
36	Indian River, Replace Howard T. Ennis School (100% State)	30,498,085		30,498,085
37	Market Pressure – Cape Henlopen (60/40) and			
38	Caesar Rodney (79/21)	11,172,283	5,386,771	16,559,054
39	Subtotal	\$147,090,520	\$46,861,070	\$193,951,590
40			<u>\$43,626,737</u>	<u>\$190,717,257</u>
41		TOTAL		\$230,515,000

Section 2. Amend Chapter 86, Volume 82 of the Laws of Delaware by amending Section 27 by making deletions as shown by strike through and insertions as shown by underline as follows:

Section 27. Community Reinvestment Fund. The Section 1 Addendum of this Act appropriates \$6,701,117 to assist community organizations with capital infrastructure projects that will provide a benefit to the State. These funds shall be distributed for the following purposes (if specified), in the following amounts, to the following organizations:

African American Heritage Institute – Building Purchase/Renovations	\$300,000 <u>\$220,000</u>
Arden Village – Playground Equipment	33,785

49	Bellevue Community Center – Exterior Capital Improvements	200,000
50	Boys and Girls Club Newark – Capital Improvements	450,000
51	Brandywine Shad 2020 – Engineering Studies for Dam Removal	241,000
52	Central Delaware Housing	75,000
53	Challenge Program – Facility Improvements	400,000
54	CHEER, Inc. of Sussex County – Commercial Kitchen	450,000
55	Chinese American Community Center – Road Repairs for New Addition	100,000
56	Delaware Aerospace Education Foundation – Conference Center	750,000
57	Delaware Ag Museum – HVAC	250,000
58	Delaware Botanic Gardens – Sewer and Restroom Project	200,000
59	Delaware State Fair – ADA Improvements	138,000
60	DEMCO – Capital Improvements to Community Facility	10,000
61	Downtown Milford, Inc.	10,000
62	Faithful Friends – New Shelter Building	150,000
63	First State SPCA Animal Center	25,000
64	Food Bank of Delaware – Cold Storage/Other Capital Improvements	300,000
65	Frederica Senior Center – Renovations	50,000
66	Goodwill Fire Company – Battery Park Boat Ramp	100,000
67	Greater Lewes Foundation – Monument Refurbishment	316,666
68	Harrington Museum – Expansion/Restoration	30,000
69	La Esperanza	10,000
70	Lewes Senior Center – Sprinkler System/Other Improvements	166,666
71	MidCounty Senior Center	50,000
72	Ministry of Caring – Washington Street Project	500,000
73	Museum of Natural History – Regional Journey Gallery	300,000
74	Nanticoke Senior Center – Renovations, Improvements and Equip	100,000
75	Newark Senior Center – Lobby Renovation and Evergreen Space	100,000
76	<u>Peoples Settlement Association – Repair to Cafeteria Roof</u>	<u>50,000</u>
77	<u>Redding House Foundation – Heating and Cooling Systems</u>	<u>30,000</u>
78	Slaughter Neck Community Action – Playground Equipment	5,000

79	SOAR – Land Acquisition	50,000
80	Southern Delaware Therapeutic Riding – Fire Suppression System	20,000
81	Sussex Community Crisis House	55,000
82	Sussex County Code Purple	10,000
83	Sussex County Land Trust	110,000
84	Sussex Habitat for Humanity	20,000
85	Veterans Victory Village	15,000
86	Wilmington Senior Center –Renovations	100,000
87	Woodlawn School Project – Building Restoration	10,000
88	YMCA – Middletown Capital Campaign	500,000
89	TOTAL	\$6,701,117

Any organization receiving funds shall first provide to the Controller General and Director of the Office of Management and Budget, a copy of their most recent audit and a list of all other project contributors if the project is being matched with other funding. Any organization receiving funds shall also provide to the Controller General and the Director of the Office of Management and Budget, a full report, within sixty days of the completion of the project receiving funding from the Community Reinvestment Fund, detailing the work that was done and the final cost and providing an accounting of all funds that were used in the completion.

Section 3. Amend Chapter 86, Volume 82 of the Laws of Delaware by amending Section 28 by making deletions as shown by strike through and insertions as shown by underline as follows:

Section 28. Municipal Infrastructure Fund. The Section 1 Addendum of this Act appropriates \$2,402,215 to assist municipal governments with capital infrastructure projects. These funds shall be distributed for the following purposes (if specified), in the following amounts, to the following municipalities:

101	Bowers Beach – Boatlift	\$10,000
102	City of Milford – Police Station	300,000
103	City of Rehoboth – Infrastructure Projects	200,000
104	City of Seaford –Economic Development Business Park	750,000
105	Delaware City – Harbor Street Pump	92,215
106	New Castle County – Dog Park at River Road Park	50,000
107	Town of Fenwick – Coastal Highway Sidewalks	250,000
108	Town of Georgetown – Infrastructure Projects	50,000

109	Town of Laurel – Public Safety Buildings <u>Roof Replacements and Renovations</u>	300,000
110	Town of Milton – Magnolia Street Drainage	300,000
111	Town of Oceanview <u>Ocean View Historical Society</u> – Historical Coastal Towns Village	100,000
112	TOTAL	\$2,402,215

113 Section 4. Amend Chapter 86, Volume 82 of the Laws of Delaware by amending page A-3 of the Section 1
 114 Addendum by making deletions as shown by strike through and insertions as shown by underline as follows:

115	Agency/Project	Internal	Bond	Reauthorization	Transportation	General	Total
116		Program	Authorization	and	Trust Fund	Funds	
117		Unit		Programming			
118	38 CORRECTION						
119	Maintenance and Restoration						
120		38-04-40	\$3,135,400				\$3,135,400
121		38-04-40	\$3,410,776				\$3,410,776
122	Central Violation of Probation (CVOP) Center Conversion from Level IV to Level V Design and Construction						
123		38-04-40	4,775,376				4,775,376
124	Level V Security Camera Equipment						
125		38-04-40	2,326,000				2,326,000
126	<u>James T. Vaughn Correctional Center (JTVCC) Perimeter Fence</u>						
127		38-04-40	3,500,000				3,500,000
128	<u>Motor Pool Building Conversion to a Level V Vocational Skills Training Center</u>						
129		38-04-40	1,000,000				1,000,000
130		Subtotal	\$10,236,776				\$10,236,776

131 Section 5. Amend Chapter 86, Volume 82 of the Laws of Delaware by amending Section 133 by making deletions
 132 as shown by strike through and insertions as shown by underline as follows:

133 **Section 133. Behavior and Neuroscience Research Building Study.** Section 1 Addendum of this Act makes
 134 appropriations to Delaware State University. Of this amount, ~~\$250,000~~ \$100,000 shall be used for a Behavior and
 135 Neuroscience Research Building Feasibility Study. It is the intent of the General Assembly that such funding will not
 136 commit the state to future construction expenditures. \$150,000 shall be used for renovation of the community building
 137 located in Capital Park.

Section 6. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 164 by making insertions as shown by underline as follows:

Section 164. Department of Correction. The Section 1 Addendum of this Act appropriates \$3,410,776 to the Department of Correction for Maintenance and Restoration. Notwithstanding any other statutory provisions to the contrary, the Department of Correction may use this appropriation for the purpose of proceeding with soundproofing the drug treatment space at Howard R. Young Correctional Institution; a design and location study for the Plummer Community Correction Center; and a study to convert the Central Violation of Probation Center into a department training center, Cognitive Community, or post-release re-entry center.

Section 7. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 165 by making insertions as shown by underline as follows:

Section 165. City of Wilmington Recreational Equipment. The Section 1 Addendum of this Act appropriates \$12,100,000 to the Office of Management and Budget for the City of Wilmington Education Initiatives. Notwithstanding any other statutory provisions to the contrary, the funds shall be inclusive of recreational equipment at the City of Wilmington's Kirkwood Park in partnership with the Dual Generation Center at Stubbs Elementary School.

Section 8. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 166 by making insertions as shown by underline as follows:

Section 166. Complete Count Commission. Notwithstanding any other provision or law to the contrary, the State, via the Complete Count Commission, may enter into contractual agreements with a non-profit with respect to the census count activities in Kent and Sussex County. Any use of such funds shall be limited to the census count activities in Kent and Sussex County.

Section 9. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 167 by making insertions as shown by underline as follows:

Section 167. Transfer of Vehicle Storage Facility. Chapter 376 of Volume 76 of the Laws of Delaware is repealed.

Section 10. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 168 by making insertions as shown by underline as follows:

Section 168. Paper Mill Road Land Transfer. Notwithstanding the provisions of 29 Del. C. c. 94, the Delaware National Guard shall transfer the parcel of land located at Paper Mill Road in Newark, DE comprised of approximately 3.33 acres known as New Castle County Tax Parcel #1800800003 to the Department of Natural Resources and Environmental Control.

Section 11. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 169 by making insertions as shown by underline as follows:

Section 169. Dover Air Force Base Land Transfer. Notwithstanding 29 Del. C. c. 94 or any other law to the contrary, the Office of Management and Budget is hereby authorized to transfer Kent County Tax Parcel 2-00-09600-01-1400-000 to the United States Government.

Section 12. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 170 by making insertions as shown by underline as follows:

Section 170. Community Transportation Funds. Notwithstanding any provision of Title 29 to the contrary, the Delaware Department of Transportation is hereby authorized to use Community Transportation Funds for a one-time reimbursement to each of the following:

1. The Carlisle Fire Company, in the amount of \$51,000 for a traffic control unit.
2. The Christiana Fire Company, in the amount of \$90,000 for a cable relocation project.
3. The Breezewood Community, in the amount of \$25,000 for noise abatement fencing.
4. The Frederica Fire Company, in the amount of \$25,000 for a command vehicle.
5. The Office of Management and Budget, in an amount of up to \$7,500 for a sign honoring Ethel Mae Cooper at the exterior of the Absalom Jones Community Center.
6. The Be Ready CDC, in an amount of up to \$100,000 for lighting, mural, and safety projects.
7. The Woodbridge School District, in an amount of up to \$60,000 for LED signs.
8. The Kenton Ruritan Club, in the amount of \$38,000 for an LED sign.
9. The Harvest Years Senior Center, in an amount of up to \$7,900 for a lighting and flagpole project on the POW Parkway.
10. The Town of Smyrna, in the amount of \$55,000 for expansion of the Navy memorial monument at Lake Como Park to include a Marine Corp memorial.
11. The Laurel Public Library, in the amount of \$40,000 for parking lot and landscape improvements.

Section 13. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 172 by making insertions as shown by underline as follows:

Section 172. Riverfront Development Corporation. Notwithstanding any other provision or law to the contrary, the Delaware Department of Transportation may enter into contractual agreements with the Riverfront Development Corporation (RDC) with respect to the use of Community Transportation Funds for transportation activities related to the redevelopment of the Brandywine and Christina riverfront areas.

Section 14. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 173 by making insertions as shown by underline as follows:

Section 173. South Market Street Redevelopment. The Delaware Department of Transportation is authorized to enter into agreements with the City of Wilmington and /or the Riverfront Development Corporation (RDC) with respect to the use of Transportation Trust Funds related to the redevelopment of South Market Street in accordance with the South Market Street Master Plan. Funds shall be expended only with the approval of the Co-Chairs of the Bond Bill Committee. Funds shall only be utilized for public transportation initiatives related to the redevelopment.

Section 15. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 174 by making insertions as shown by underline as follows:

Section 174. Charles W. Bush Early Education Center. The Brandywine School District is authorized to use up to \$30,000 of its state share of Minor Capital Improvements funding for site planning activities relating to the Charles W. Bush Early Education Center.

Section 16. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 175 by making insertions as shown by underline as follows:

Section 175. Town of Laurel. Notwithstanding any other provision or law to the contrary, the Director of the Office of Management and Budget, upon the concurrence of the Controller General, is authorized to transfer \$50,000 from the Office of Management and Budget, Contingencies and One-Times to the Town of Laurel – Public Safety Buildings Roof Replacements and Renovations.

Section 17. Amend Chapter 86, Volume 82 of the Laws of Delaware by adding a new Section 176 by making insertions as shown by underline as follows:

Section 176. Ministry of Caring. Section 1 Addendum of this Act makes appropriations to Delaware State Housing Authority. Of this amount, and upon concurrence from the Director of the Office of Management and Budget and the Controller General, \$100,000 shall be allocated to the Ministry of Caring for renovations to the House of Joseph Residence.

SYNOPSIS

This Act amends the Fiscal Year 2020 Bond and Capital Improvements Act to (1) reauthorize Appoquinimink School District project local shares; (2) redistribute Community Reinvestment Funds from the African American Heritage Institute to the Peoples Settlement Association and the Redding House Foundation; (3) redistribute Municipal Infrastructure Funds to the Ocean View Historical Society and amend the project description for the Town of Laurel; (4) reprogram Department of Correction funding from the Central Violation of Probation Conversion from Level IV to Level V Design and Construction to the JTVCC Perimeter Fence, Motor Pool Building Conversion to a Level V Vocational Skills Training Center, and Maintenance and Restoration; (5) revise the amount used for a feasibility study at Delaware State University and add authorization for renovations of a community building; (6) authorize the Department of Correction to use Maintenance and Restoration funding for drug treatment space, a design and location study for Plummer Community Correction Center, and a conversion of the Central Violation of Probation center; (7) authorize the use of City of

Wilmington Education Initiatives funding for recreational equipment at Kirkwood Park for use by Stubbs Elementary School; (8) authorize the State via the Complete Count Commission to enter into a contractual agreement with a non-profit for census activities in Kent and Sussex counties; (9) transfer a Delaware National Guard vehicle storage facility to the City of Harrington; (10) authorize for a transfer of property from the Delaware National Guard to the Department of Natural Resources and Environmental Control; (11) authorize a transfer of property from the Office of Management and Budget to the United States Government; (12) authorize additional reimbursements from the Community Transportation Fund; (13) authorizes the Department of Transportation to enter into contractual agreements with the Riverfront Development Corporation; (14) authorize the Department of Transportation to enter into agreements with the City of Wilmington and the Riverfront Development Corporation related to the redevelopment of South Market Street; (15) authorize the Brandywine School District to use minor capital improvement funds for site planning activities of the Charles W. Bush Early Education Center; (16) authorize the transfer of funds from the Office of Management and Budget to the Town of Laurel; and (17) allocate funding from the Delaware State Housing Authority to the Ministry of Caring.