



SPONSOR: Sen. Venables & Rep. Keeley  
Bunting Mulrooney  
Hall-Long Schooley  
Sokola Viola  
Booth Hudson  
Sorenson Lee

DELAWARE STATE SENATE  
146th GENERAL ASSEMBLY

SENATE BILL NO. 130

A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DEAUTHORIZING AND REAUTHORIZING CERTAIN FUNDS OF THE TRANSPORTATION TRUST FUND; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; DIRECTING THE DEPOSIT OF CERTAIN FUNDS TO THE GENERAL FUND; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Three-fourths of all members elected to each house thereof concurring therein):

- 1           The General Assembly hereby authorizes the following projects in the following amounts for the purposes set
- 2   forth in this Section and as described in the Fiscal Year 2012 Governor's Recommended Capital Budget and Project
- 3   Information document. Any authorization balance (excluding Transportation Trust Fund balances) remaining unexpended
- 4   or unencumbered by June 30, 2014, shall be subject to reversion or reauthorization.

SECTION 1 ADDENDUM  
FISCAL YEAR 2012 CAPITAL IMPROVEMENT PROJECT SCHEDULE

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHOR- IZATIONS	REAUTHORIZA- TION AND REPRO- GRAMMING	ONE-TIME SPECIAL FUNDS	TRANS. TRUST FUNDS	K - 12 CONSTRUCTION FUNDS	GENERAL FUNDS	TOTAL
<b>OFFICE OF MANAGEMENT AND BUDGET</b>								
New Jobs Infrastructure	10-02-11	\$ 15,000,000	\$ -	\$ 40,000,000	\$ -	-	-	\$ 55,000,000
Energy Efficiency	10-02-11	-	-	-	-	-	11,270,000	11,270,000
Minor Capital Improvement and Equipment	10-02-50	-	-	2,716,900	-	-	4,643,000	7,359,900
Environmental Compliance (UST/Asbestos/Other)	10-02-50	-	-	-	-	-	340,300	340,300
Architectural Barrier Removal	10-02-50	-	-	-	-	-	150,000	150,000
Kent County Court Complex	10-02-50	2,000,000	-	-	-	-	-	2,000,000
HVAC Upgrades	10-02-50	-	-	2,820,000	-	-	-	2,820,000
Sprinkler Systems	10-02-50	-	-	1,570,000	-	-	-	1,570,000
Townsend Building Mechanical Repair and Renovation	10-02-50	-	-	4,000,000	-	-	-	4,000,000
Local Law Enforcement	10-02-11	-	-	-	-	-	333,000	333,000
<i>Judicial Projects</i>								
Minor Capital Improvement and Equipment/Security	10-02-50	-	-	-	-	-	500,000	500,000
Sussex County Courthouse Roof Replacement	10-02-50	1,560,000	-	-	-	-	-	1,560,000
<i>State Projects</i>								
Minor Capital Improvement and Equipment	10-02-50	-	-	4,500,000	-	-	750,000	5,250,000
Veterans Home Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	-	50,000	50,000
<i>Health and Social Services Projects</i>								
Minor Capital Improvement and Equipment	10-02-50	-	-	1,579,500	-	-	3,400,000	4,979,500
Roof Replacement	10-02-50	3,030,000	-	-	-	-	-	3,030,000
DACSES Replacement and Equipment	10-02-05	3,141,200	-	-	-	-	-	3,141,200
<i>Services for Children, Youth and Their Families Projects</i>								
Family and Children Tracking System (FACTS) II	10-02-50	1,700,000	-	-	-	-	-	1,700,000
Minor Capital Improvement and Equipment	10-02-50	-	-	653,500	-	-	1,266,800	1,920,300
<i>Correction Projects</i>								
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	-	3,166,500	3,166,500
New Kitchen at HRYCI - Construction	10-02-50	9,850,000	-	-	-	-	-	9,850,000
Training Facility and Firearms Range	10-02-50	2,550,000	-	-	-	-	-	2,550,000
Prison Facilities Roof Replacement	10-02-50	7,000,000	-	-	-	-	-	7,000,000
<i>Safety and Homeland Security Projects</i>								
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	-	600,000	600,000
New Troop 3, Camden	10-02-50	6,594,600	-	-	-	-	150,000	6,744,600
New Troop 7, Lewes	10-02-50	-	-	-	-	-	150,000	150,000

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<i>Delaware National Guard Projects</i>								
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	-	850,000	850,000
Subtotal:		\$ 52,425,800	\$ -	\$ 57,839,900	\$ -	\$ -	\$ 27,619,600	\$ 137,885,300
<b>DELAWARE ECONOMIC DEVELOPMENT OFFICE</b>								
Strategic Fund	10-03-03	\$ -	\$ -	\$ -	\$ -	\$ -	31,941,100	\$ 31,941,100
Experimental Program to Stimulate Competitive Research (EPSCOR)	10-03-03	-	-	-	-	-	1,000,000	1,000,000
IDeA Network of Biomedical Research Excellence (INBRE)/U of D	10-03-03	-	-	-	-	-	1,000,000	1,000,000
Biotechnology Institute	10-03-03	-	-	-	-	-	1,000,000	1,000,000
Fraunhofer Vaccine Development	10-03-03	-	-	-	-	-	1,000,000	1,000,000
Sustainable Chemistry Alliance	10-03-03	-	-	-	-	-	300,000	300,000
Delaware Stadium Corporation	10-03-03	-	-	-	-	-	450,000	450,000
North Street Improvements - Dover	10-03-03	-	3,000,000	-	-	-	-	3,000,000
Diamond State Port Corporation	10-03-03	8,000,000	-	-	-	-	2,000,000	10,000,000
Riverfront Development Corporation	10-03-03	-	-	-	-	-	3,150,000	3,150,000
Subtotal:		\$ 8,000,000	\$ 3,000,000	\$ -	\$ -	\$ -	\$ 41,841,100	\$ 52,841,100
<b>DELAWARE STATE HOUSING AUTHORITY</b>								
Foreclosure Assistance/Counselors	10-08-01	\$ -	\$ -	\$ -	\$ -	\$ -	615,600	\$ 615,600
Housing Development Fund - Preservation	10-08-01	4,000,000	-	10,000,000	-	-	-	14,000,000
Rental Assistance Program	10-08-01	-	-	-	-	-	1,500,000	1,500,000
Subtotal:		\$ 4,000,000	\$ -	\$ 10,000,000	\$ -	\$ -	\$ 2,115,600	\$ 16,115,600
<b>STATE</b>								
Museum Maintenance	20-06-04	\$ -	\$ -	\$ -	\$ -	\$ -	350,000	\$ 350,000
Dover Public Library	20-08-01	2,500,000	-	-	-	-	-	2,500,000
Frankford Public Library	20-08-01	-	-	-	-	-	25,000	25,000
Wilmington Institute Public Library	20-08-01	500,000	-	-	-	-	-	500,000
Claymont Branch Library	20-08-01	1,100,000	-	-	-	-	-	1,100,000
Bear Public Library	20-08-01	1,000,000	-	-	-	-	-	1,000,000
Greenwood Public Library	20-08-01	1,550,000	-	-	-	-	-	1,550,000
Duck Creek Regional Library (Smyrna)	20-08-01	150,000	-	-	-	-	-	150,000
Subtotal:		\$ 6,800,000	\$ -	\$ -	\$ -	\$ -	\$ 375,000	\$ 7,175,000

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<b>FINANCE</b>								
Debt Reduction	25-01-01	\$ -	\$ -	\$ -	\$ -	\$ -	12,000,000	\$ 12,000,000
Subtotal:		\$ -	\$ -	\$ -	\$ -	\$ -	12,000,000	\$ 12,000,000
<b>HEALTH AND SOCIAL SERVICES</b>								
Maintenance and Restoration	35-01-30	\$ -	\$ -	1,000,000	\$ -	\$ -	2,750,000	\$ 3,750,000
Electrical Upgrade - DHCI	30-01-30	-	-	1,710,100	-	-	-	1,710,100
Delaware Health Information Network	35-01-10	-	-	-	-	-	2,771,300	2,771,300
Delaware Health Information Network - HIE Coop Matching Funds	35-01-10	-	-	-	-	-	225,600	225,600
Subtotal:		\$ -	\$ -	2,710,100	\$ -	\$ -	5,746,900	\$ 8,457,000
<b>SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES</b>								
Secure Care Facilities Security Systems	37-01-15	\$ 2,051,200	\$ -	\$ -	\$ -	\$ -	-	\$ 2,051,200
Ball Cottage Renovations	37-01-15	-	-	5,000,000	-	-	-	5,000,000
Maintenance and Restoration	37-01-15	-	-	-	-	-	200,000	200,000
Subtotal:		\$ 2,051,200	\$ -	5,000,000	\$ -	\$ -	200,000	\$ 7,251,200
<b>CORRECTION</b>								
Maintenance and Restoration	38-01-40	\$ -	\$ -	\$ -	\$ -	\$ -	3,135,400	\$ 3,135,400
Subtotal:		\$ -	\$ -	\$ -	\$ -	\$ -	3,135,400	\$ 3,135,400
<b>NATURAL RESOURCES AND ENVIRONMENTAL CONTROL</b>								
Clean Water Grant	40-04-03	\$ -	\$ -	\$ -	\$ -	\$ -	1,444,400	\$ 1,444,400
Brownfield Redevelopment	40-03-04	-	-	-	-	-	3,150,000	3,150,000
Groundwater Monitoring	40-04-03	-	-	-	-	-	600,000	600,000
Debris Pits	40-04-04	-	-	-	-	-	600,000	600,000
Delaware Bay Tidal Monitoring	40-04-03	-	-	-	-	-	38,000	38,000
Conservation Cost Share Program	40-03-04	-	-	-	-	-	1,500,000	1,500,000
Tax/Public Ditches	40-03-04	-	-	-	-	-	1,148,700	1,148,700
Redevelopment of Strategic Sites	40-03-02	2,250,000	-	-	-	-	250,000	2,500,000
Minor Capital Improvement and Equipment	40-01-01	-	-	-	-	-	1,200,000	1,200,000
Dikes/Levee Repair and Prevention	40-04-03	-	-	3,000,000	-	-	-	3,000,000
Dam Maintenance, Repair and Monitoring	40-04-03	-	-	950,000	-	-	-	950,000
Park Hiking and Biking Trails	40-03-02	-	-	2,000,000	-	-	-	2,000,000

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Park Facility Rehab and Public Recreational Infrastructure	40-03-02	-	-	2,000,000	-	-	-	2,000,000
State Bike Route	40-01-01	5,000,000	-	-	-	-	-	5,000,000
Subtotal:		\$ 7,250,000	\$ -	\$ 7,950,000	\$ -	\$ -	\$ 9,931,100	\$ 25,131,100
<b>SAFETY AND HOMELAND SECURITY</b>								
Twin Engine Helicopter Lease/Payment	45-01-01	\$ -	\$ -	\$ -	\$ -	\$ -	2,195,900	\$ 2,195,900
Helicopter Refurbishment	45-01-01	-	-	1,500,000	-	-	-	1,500,000
Subtotal:		\$ -	\$ -	\$ 1,500,000	\$ -	\$ -	\$ 2,195,900	\$ 3,695,900
<b>TRANSPORTATION</b>								
Road System	55-05-00	\$ -	\$ -	\$ -	165,915,500	\$ -	\$ -	\$ 165,915,500
Grants and Allocations	55-05-00	-	-	-	20,075,000	-	-	20,075,000
Transit System	55-05-00	-	-	-	5,215,700	-	-	5,215,700
Support System	55-05-00	-	-	-	28,281,800	-	-	28,281,800
Subtotal:		\$ -	\$ -	\$ -	\$ 219,488,000	\$ -	\$ -	\$ 219,488,000
<b>FIRE PREVENTION COMMISSION</b>								
Delaware Fire Service Center - Sussex	75-02-01	\$ 1,300,000	\$ -	\$ -	\$ -	\$ -	1,200,000	\$ 2,500,000
Drill-Ground Water Main Repairs	75-02-01	-	-	-	-	-	75,000	75,000
Hydraulic Rescue Tools Replacement	75-02-01	-	-	-	-	-	22,500	22,500
Subtotal:		\$ 1,300,000	\$ -	\$ -	\$ -	\$ -	\$ 1,297,500	\$ 2,597,500
<b>NATIONAL GUARD</b>								
New Dagsboro Readiness Center	76-01-01	\$ 271,000	\$ -	\$ -	\$ -	\$ -	-	\$ 271,000
Subtotal:		\$ 271,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 271,000
<b>UNIVERSITY OF DELAWARE</b>								
Alison Hall Renovations	90-01-01	\$ 3,500,000	\$ -	\$ 6,000,000	\$ -	\$ -	-	\$ 9,500,000
Animal Care Facility	90-01-01	-	-	4,000,000	-	-	-	4,000,000
Subtotal:		\$ 3,500,000	\$ -	\$ 10,000,000	\$ -	\$ -	\$ -	\$ 13,500,000

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<b>DELAWARE STATE UNIVERSITY</b>								
Minor Capital Improvement and Equipment	90-03-01	\$ -	\$ -	\$ -	\$ -	\$ -	3,500,000	\$ 3,500,000
Optics Lab	90-03-01	-	-	10,000,000	-	-	-	10,000,000
<b>Subtotal:</b>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ 10,000,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>3,500,000</b>	<b>\$ 13,500,000</b>
<b>DELAWARE TECHNICAL AND COMMUNITY COLLEGE</b>								
Excellence Through Technology	90-04-01	\$ -	\$ -	\$ -	\$ -	\$ -	250,000	\$ 250,000
Collegewide Asset Preservation/MCI	90-04-01	-	-	-	-	-	250,000	250,000
Stanton Campus Expansion	90-04-05	-	-	6,250,000	-	-	-	6,250,000
Campus Improvements - Owens Campus	90-04-02	-	-	1,500,000	-	-	750,000	2,250,000
Campus Improvements - Terry Campus	90-04-06	-	-	1,500,000	-	-	750,000	2,250,000
Campus Improvements - Stanton/Wilmington Campuses	90-04-05	-	-	750,000	-	-	1,500,000	2,250,000
<b>Subtotal:</b>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ 10,000,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>3,500,000</b>	<b>\$ 13,500,000</b>
<b>EDUCATION</b>								
Minor Capital Improvement and Equipment	95-01-01	\$ -	\$ -	\$ -	\$ -	10,023,800	-	\$ 10,023,800
Architectural Barrier Removal	95-01-01	-	-	-	-	160,000	-	160,000
Appoquinimink, Construct 840 Pupil Elementary School - Odessa Campus (75/25)	95-29-00	10,932,600	-	-	-	-	-	10,932,600
Appoquinimink, Renovation/Addition to Appoquinimink ECC - Kitchen (75/25)	95-29-00	232,500	-	-	-	928,700	-	1,161,200
Appoquinimink, Renovation/Addition to Olive B. Loss ES (75/25)	95-29-00	607,000	-	-	-	2,428,200	-	3,035,200
Appoquinimink, Renovate Townsend ES (75/25)	95-29-00	-	-	-	-	4,467,900	-	4,467,900
Capital, Construct New 1,800 Student HS (70/30)	95-13-00	27,813,700	-	-	-	10,454,500	-	38,268,200
Capital, Renovate William Henry MS Campus Site (70/30)	95-13-00	2,396,600	-	-	-	-	-	2,396,600
Capital, Construct Playgrounds at BT Washington ES (70/30)	95-13-00	195,900	-	-	-	-	-	195,900
Capital, Construct/Renovate Athletic Fields at Central MS (70/30)	95-13-00	149,200	-	-	-	-	-	149,200
Seaford, Renovate Central ES, Roof Replacement (73/27)	95-23-00	801,300	-	-	-	-	-	801,300
Seaford, Renovate HS, ADA Accessibility Improvements (73/27)	95-23-00	233,100	-	-	-	-	-	233,100
Seaford, Renovate West ES, Roof Replacement (73/27)	95-23-00	860,600	-	-	-	-	-	860,600
Sussex Technical, Renovations to HS and Campus Site (60/40)	95-40-00	1,147,500	-	-	-	-	-	1,147,500
Laurel, Construct 1,400 Student Combined HS/MS (76/24)	95-16-00	10,665,600	-	-	-	-	-	10,665,600
Laurel, Land Acquisition 1,400 Combined HS/MS (76/24)	95-16-00	304,000	-	-	-	-	-	304,000
Woodbridge, Construct 700 Pupil HS (72/28)	95-35-00	7,565,700	-	-	-	-	-	7,565,700
Cape Henlopen, Roof/HVAC Renovations to F. Thomas Bldg (100% State)	95-17-00	650,000	-	-	-	-	-	650,000

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New Castle County VoTech, Renovate Howard HS (61/39)	95-38-00	8,802,700	-	-	-	8,802,700	-	17,605,400
New Castle County VoTech, Fit-Out Auditorium at St. Georges HS (61/39)	95-38-00	934,200	-	-	-	-	-	934,200
Sussex Technical, HS Site Renovations - Bus Entrance (60/40)	95-40-00	1,625,900	-	-	-	-	-	1,625,900
Sussex Technical, HS HVAC Renovations (60/40)	95-40-00	810,000	-	-	-	-	-	810,000
Polytech, Renovation/Additions to HS (75/25)	95-39-00	8,818,900	-	-	-	-	-	8,818,900
Seaford, Seaford Senior HS Addition (75/25)	95-23-00	-	-	-	-	2,734,200	-	2,734,200
<b>Subtotal:</b>		<b>\$ 85,547,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 40,000,000</b>	<b>\$ -</b>	<b>\$ 125,547,000</b>
<b>TWENTY-FIRST CENTURY FUND</b>								
Drinking Water State Revolving Fund (DHSS)	25-01-01	\$ -	\$ -	\$ -	\$ -	\$ -	1,853,600	\$ 1,853,600
<b>Subtotal:</b>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>1,853,600</b>	<b>\$ 1,853,600</b>
<b>GRAND TOTAL:</b>		<b>\$ 171,145,000</b>	<b>\$ 3,000,000</b>	<b>\$ 115,000,000</b>	<b>\$ 219,488,000</b>	<b>\$ 40,000,000</b>	<b>\$ 115,311,700</b>	<b>\$ 663,944,700</b>

1           Section 2. Authorization of Twenty-Year Bonds. The state hereby authorizes the issuance of  
2 bonds, to which the state shall pledge its full faith and credit, such bonds to be issued in such principal  
3 amount as necessary to provide proceeds to the state in the amount of \$171,145,000 and in the amount of  
4 \$35,922,454 local share of school bonds. Bonds authorized to be used by this Section shall mature not later  
5 than 20 years from their date of issuance. The proceeds of such bonds, except for local share of school  
6 bonds, are hereby appropriated for a portion of the purposes set forth in the Section 1 Addendum of this Act  
7 and summarized as follows:

<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>
9 Office of Management and Budget	\$52,425,800
10 Delaware Economic Development Office	8,000,000
11 Delaware State Housing Authority	4,000,000
12 State	6,800,000
13 Services for Children, Youth and Their Families	2,051,200
14 Natural Resources and Environmental Control	7,250,000
15 Fire Prevention Commission	1,300,000
16 National Guard	271,000
17 University of Delaware	3,500,000
18 Education	85,547,000

<u>Purpose</u>	<u>State Share</u>	<u>Maximum Local Share</u>	<u>Total Cost</u>
21 Appoquinimink, Construct 840 Pupil ES - 22 Odessa Campus (75/25)	\$10,932,600	\$3,644,200	\$14,576,800
23 Appoquinimink, Renovation/Addition to 24 Appoquinimink ECC - Kitchen (75/25)	232,500	77,500	310,000
25 Appoquinimink, Renovation/Addition to 26 Olive B. Loss ES (75/25)	607,000	202,300	809,300
27 Capital, Construct New 1,800 Student HS (70/30)	27,813,700	11,920,200	39,733,900



	<u>State Share</u>	<u>Maximum Local Share</u>	<u>Total Cost</u>
1			
2	<u>Purpose</u>		
3	Capital, Renovate William Henry MS		
4	Campus Site (70/30)	2,396,600	1,027,100
5	Capital, Construct Playgrounds at		
6	BT Washington ES (70/30)	195,900	83,900
7	Capital, Construct/Renovate Athletic Fields at		
8	Central MS (70/30)	149,200	63,900
9	Seaford, Renovate Central ES,		
10	Roof Replacement (73/27)	801,300	296,400
11	Seaford, Renovate HS, ADA Accessibility		
12	Improvements (73/27)	233,100	86,200
13	Seaford, Renovate West ES, Roof Replacement (73/27)	860,600	318,300
14	Sussex Technical, Renovations to HS		
15	and Campus Site (60/40)	1,147,500	765,000
16	Laurel, Construct 1,400 Student		
17	Combined HS/MS (76/24)	10,665,600	3,368,100
18	Laurel, Land Acquisition 1,400 Student		
19	Combined HS/MS (76/24)	304,000	96,000
20	Woodbridge, Construct 700 Pupil HS (72/28)	7,565,700	2,942,200
21	Cape Henlopen, Roof/HVAC Renovate		
22	F. Thomas Bldg (100% State)	650,000	
23	New Castle County VoTech,		
24	Renovate Howard HS (61/39)	8,802,700	5,628,000
25	New Castle County VoTech,		
26	Fit-out St. Georges HS Auditorium (61/39)	934,200	597,300
27	Sussex Technical, HS Site Renovations -		
28	Bus Entrance (60/40)	1,625,900	1,084,000
29	Sussex Technical, HS HVAC Renovations (60/40)	810,000	540,000
30	Polytech, Renovation/Additions to HS (75/25)	8,818,900	2,939,600
31	Smyrna Extraordinary Site Work Clayton IS (80/20)		242,254
32	Subtotal	\$85,547,000	\$35,922,454
33		<b>TOTAL</b>	<b><u>\$171,145,000</u></b>

1           Section 3. Appropriation of General Funds. It is the intent of the General Assembly that  
 2 \$115,311,700 be appropriated to the following departments of the State and in the following amount for the  
 3 purposes set forth in the Section 1 Addendum of this Act. Any funds remaining unexpended or  
 4 unencumbered by June 30, 2014, shall revert to the General Fund of the State of Delaware.

<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>
6 Office of Management and Budget	\$27,619,600
7 Delaware Economic Development Office	41,841,100
8 Delaware State Housing Authority	2,115,600
9 State	375,000
10 Finance	12,000,000
11 Health and Social Services	7,600,500
12 Services for Children, Youth and Their Families	200,000
13 Correction	3,135,400
14 Natural Resources and Environmental Control	9,931,100
15 Safety and Homeland Security	2,195,900
16 Fire Prevention Commission	1,297,500
17 Delaware State University	3,500,000
18 Delaware Technical and Community College	3,500,000
19	<b>TOTAL       <u>\$115,311,700</u></b>

20           Section 4. General Funds to 21<sup>st</sup> Century Funds. It is the intent of the General Assembly the  
 21 \$1,853,600 be appropriated from General Funds to the Office of the Secretary, Department of Finance (25-  
 22 01-01) to be deposited into the Twenty-First Century Fund as established by 29 Del. C. § 6102A. These  
 23 funds shall be appropriated for the following purpose set forth in the Section 1 Addendum to this Act:

<u>Purpose</u>	<u>Amount</u>
25 Drinking Water State Revolving Fund (DHSS)	\$1,853,600
26	<b>TOTAL       <u>\$1,853,600</u></b>

1           Section 5. Bond Deauthorizations. Notwithstanding the provisions of any other State law, the  
 2 General Assembly hereby directs the State Treasurer to deauthorize the remaining balances of authorized  
 3 but unissued bonds, not in excess of the balances listed below, from the following projects:

<u>Department, Agency, or Instrumentality</u>	<u>Appropriation Code</u>	<u>Amount</u>
Office of Management and Budget		
Kent County Court Complex	2010-10-02-50-50076	\$11,806,686.00
Kent County Court Complex	2011-10-02-50-50076	218,536.34
MCI and Equipment	2011-10-02-50-50350	2,000,000.00
Delaware Economic Development Office		
Dover Civic Center	2006-10-03-03-50029	\$2,000,000.00
Dover Civic Center	2007-10-03-03-50046	1,000,000.00
Diamond State Port Corporation	2011-10-03-03-50252	8,000,000.00
		<b>TOTAL <u>\$25,025,222.34</u></b>

14           Section 6. Appropriation of Bond Premiums. Notwithstanding the provisions of 29 Del. C. §  
 15 7414(a), of the available premiums from bonds sold after January 1, 2009, \$12,025,222.34 shall be used in  
 16 the following amount for the purpose listed below in order to fully fund the project:

<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>
Office of Management and Budget	
Kent County Court Complex	\$12,025,222.34
<b>TOTAL <u>\$12,025,222.34</u></b>	

21           Section 7. Twenty-Year Bonds Reauthorization. (a) Notwithstanding the provisions of any other  
 22 State law, the General Assembly hereby directs the State Treasurer to deauthorize the remaining balance of  
 23 authorized but unissued bonds, not in excess of the balances listed below, from the following projects and  
 24 reauthorize the authority to the department listed in subsection (b) of this Section, according to the purposes  
 25 in the Section 1 Addendum to this Act.

<u>Department, Agency or Instrumentality</u>	<u>Appropriation Code</u>	<u>Amount</u>
Delaware Economic Development Office		
Dover Civic Center	2007-10-03-03-50046	\$1,000,000
Dover Civic Center	2008-10-03-03-50049	2,000,000
<b>TOTAL</b>		<b><u>\$3,000,000</u></b>

<u>(b) Department, Agency or Instrumentality</u>	<u>Amount</u>	
Delaware Economic Development Office		
North Street Improvements – Dover	\$3,000,000	
<b>TOTAL</b>		<b><u>\$3,000,000</u></b>

Section 8. Appropriation of One-Time Special Funds. Notwithstanding the provisions of any other State law, the Secretary of Finance shall transfer \$10,000,000 from the Debt Reduction Fund (2011-25-01-01-20063) in the Department of Finance, Office of the Secretary to the following projects:

<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>	
Office of Management and Budget		
MCI & Equipment	\$2,000,000	
Delaware Economic Development Office		
Diamond State Port Corporation	8,000,000	
<b>TOTAL</b>		<b><u>\$10,000,000</u></b>

Section 9. Transfers to the State Treasurer’s Bond Reversion Account.

<u>Project</u>	<u>Project Appropriation Code</u>	<u>Amount</u>
Veterans Cemetery Enhancements - New Castle County	2010-10-02-50-50351	\$96,047.92
MCI KIDS	2009-10-02-50-50308	527.40
<b>TOTAL</b>		<b><u>\$96,575.32</u></b>

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Section 10. Transfers to the State Treasurer’s School Bond Reversion Account.

<u>Project</u>	<u>Project Appropriation Code</u>	<u>Amount</u>
Renovate & Add Middletown HS	2009-95-29-00-50329	\$1,596.56
Market Pressure Construct ES	2006-95-31-00-50089	2,914.66
Renovate DuPont HS	2008-95-31-00-50141	23.20
Renovate P.S. DuPont HS	2007-95-31-00-50201	13,604.26
Renovate Wilmington Campus	2007-95-32-00-50153	1,536.05
Renovate Stanton MS	2006-95-32-00-50209	0.11
Wilson ES	2006-95-33-00-50217	1.86
Baynard ES	2008-95-33-00-50321	3.53
	<b>TOTAL</b>	<b><u>\$19,680.23</u></b>

Section 11. Transfers to Local School District Debt Service Account. Notwithstanding the

provisions of any other state law, the State Treasurer shall transfer, as funds become available, the sum of \$7,664.52 from the State Treasurer’s School Bond Reversion Account (1994-12-05-03-50229) to the following departments in the following amounts for purposes set forth in Section 1 Addendum to this Act:

<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>	
Department of Education		
(Appoquinimink School District Debt Service)	\$ 431.07	
(Brandywine School District Debt Service)	6,616.84	
(Christina School District Debt Service)	2.15	
(Red Clay School District Debt Service)	614.46	
	<b>TOTAL</b>	<b><u>\$7,664.52</u></b>

1           Section 12. K-12 School Construction Fund. The Section 1 Addendum to this Act appropriates  
2 \$40,000,000 from the K-12 School Construction Fund to be expended as the state share match for K-12  
3 school construction projects that are a result of public school districts successfully passing construction  
4 referendums. To ensure that funds are available for the projects identified in this subsection, the transfer of  
5 funds from the K-12 School Construction Fund is subject to approval of the Director of the Office of  
6 Management and Budget and the Controller General. For Fiscal Year 2012, the following school  
7 construction projects are to be funded:

8			Maximum	
9	<u>Purpose</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
10	Department of Education, Minor Capital			
11	Improvement and Equipment	\$10,023,800	\$5,504,084	\$15,527,884
12	Department of Education, Architectural Barrier			
13	Removal	160,000	106,700	266,700
14	Appoquinimink, Renovation/Addition to			
15	Appoquinimink ECC - Kitchen (75/25)	928,700	309,600	1,238,300
16	Appoquinimink, Renovation/Addition to			
17	Olive B. Loss ES (75/25)	2,428,200	809,400	3,237,600
18	Appoquinimink, Renovate Townsend ES			
19	(75/25)	4,467,900	1,489,300	5,957,200
20	Capital, Construct New 1,800 Student HS			
21	(70/30)	10,454,500	4,480,500	14,935,000
22	New Castle County VoTech, Renovate			
23	Howard HS (61/39)	8,802,700	5,628,000	14,430,700
24	Seaford, Seaford Senior HS Addition (75/25)	2,734,200	911,400	3,645,600
25	<b>Total</b>	<b><u>\$40,000,000</u></b>	<b><u>\$19,238,984</u></b>	<b><u>\$59,238,984</u></b>

26           The state hereby authorizes the issuance of bonds, to which the state shall pledge its full faith and  
27 credit, such bonds to be issued in such principal amount as necessary to provide proceeds to the State in the  
28 amount of \$19,238,984 local share of school bonds. Bonds authorized to be used by this subsection shall  
29 mature not later than 20 years from their date of issuance in which the date of issuance shall be no earlier  
30 than the approval of the transfer of state matching funds from the K-12 School Construction Fund.

1            Section 13. Continuing Appropriations. For the fiscal year ending June 30, 2011, any sums in the

2 following accounts shall remain as continuing appropriations and shall not be subject to a reversion until  
 3 June 30, 2012.

4	<u>Fiscal Year</u>	<u>Account Codes</u>	<u>Remarks</u>
5	<u>Appropriation</u>		
6	2009	10-02-05-10004	Technology Fund
7	2008/09	10-02-05-50006	800 MHZ
8	2007	10-02-06-50014	Advanced Planning
9	2009	10-02-50-10017	MCI OMB
10	2008/09	10-02-50-10031	DOC MCI
11	2006	10-02-50-10033	Darley House
12	2009	10-02-50-10039	MCI/National Guard
13	2009	10-02-50-10041	Architectural Barrier
14	2009	10-02-50-10048	Psych Hosp Def Maint
15	2009	10-02-50-10051	Veterans Home
16	2006	10-02-50-50027	Capital Parking
17	2006	10-02-50-50071	Howard R. Young Center
18	2005/09	10-02-50-50076	Kent County Courthouse
19	2007	10-02-50-50241	Stockley Medical Center
20	2009	10-02-50-50289	Cleve White Bldg
21	2009	10-02-50-50306	MCI OMB
22	2009	10-02-50-50307	MCI DHSS
23	2009	10-02-50-50309	Starc Headquarters
24	1999	10-03-03-10067	Dover Civic Center
25	2005	10-03-03-10068	Delaware Civic Center
26	2002	12-05-03-10090	GF Cap Reprogramming
27	1994	12-05-03-50015	Agency Reversions
28	1994	12-05-03-50229	School Reversions
29	2009	20-08-01-50052	Dover Public Library
30	2002	20-08-01-50065	Harrington Library
31	1996	20-08-01-50098	North Wilmington Library
32	2007	20-08-01-50100	NCC Bear
33	2007	20-08-01-50101	NCC South
34	2009	20-08-01-50102	New Castle Public Library
35	2007	25-01-01-10009	ERP
36	2008	25-01-01-50057	ERP
37	2009	35-01-30-10230	MCI Equipment
38	2007	35-10-01-10120	DACSES IV
39	2008/09	38-01-40-10118	Maintenance and Restoration
40	2007	40-01-01-10126	Avian Flu
41	2006	40-01-01-10127	Energy Efficiency
42	2005/08	40-01-06-10152	Combined Sewer Overflow
43	2007/08	40-03-02-10132	Park Rehab
44	2006	40-03-02-50237	State Park Facilities
45	2004/05	40-03-03-10129	Dams/Water Control
46	2006	40-03-04-10140	Little Mill Creek
47	2008	40-03-04-10141	Retention Ponds
48	2009	40-03-04-10142	Buried Debris Pit Reme
49	2008	40-03-04-10143	Dam Planning
50	2007	40-03-04-10147	Lewes Facil. Improve

1	2007	40-03-04-10153	Red Clay Feasibility St
2	2003	40-03-04-50224	Resource Conserv & Dev
3	2008	40-03-04-50275	Beach Preservation
4	2009	90-01-01-50290	Alison Hall Ren
5	2009	90-03-01-10017	MCI
6	2009	90-03-01-50346	Delaware State MCI
7	2008/09	90-04-01-10211	Asset Preservation
8	2008	90-04-01-10212	Excellence Thru Technology
9	2006	90-04-04-50235	Stanton Campus Expansion
10	2007	90-04-05-50235	Stanton Campus Expansion
11	2009	90-04-06-10174	Campus Improvement
12	2002/09	95-01-01-10017	MCI
13	2008	95-10-00-50144	Ren Reily Brown ES
14	2009	95-10-00-50326	Ren & Add McIlvane
15	2009	95-13-00-10017	MCI
16	2009	95-13-00-10873	MCI/Voc Ed
17	2008	95-13-00-50080	Land HS
18	2009	95-15-00-50072	HS Performing Arts Ren
19	2008	95-15-00-50135	Ren Lake Forest HS
20	2008	95-15-00-50146	Renovate South ES
21	2009	95-16-00-10176	Tech Prep
22	2009	95-17-00-10873	MCI/Voc Ed
23	2009	95-17-00-50036	1600 Pupil HS
24	2008	95-17-00-50136	Ren Lewes 9 <sup>th</sup> Grade AC
25	2009	95-17-00-50244	Sussex Consortium
26	2008	95-18-00-50030	Construct 1000 Pupil MS
27	2008	95-18-00-50078	Land & Site Costs for New ES
28	2008	95-18-00-50079	Land MS
29	2008	95-18-00-50122	Morris ECC
30	2008	95-18-00-50139	Renovate Milford HS
31	2009	95-18-00-50282	Construct 720 Pupil HS
32	2009	95-18-00-50287	1000 Pupil MS
33	2009	95-18-00-50332	Renovate Lulu Ross ES
34	2008	95-24-00-10017	MCI
35	2008	95-24-00-50081	Clayton IS
36	2009	95-24-00-50113	Renovate Smyrna HS
37	2007	95-24-00-50263	600 Pupil ES
38	2009	95-24-00-50297	Construct 600 Pupil IS
39	2008	95-29-00-50032	Construct ECC
40	2008	95-29-00-50033	Construct MOT
41	2007	95-29-00-50035	Construct 1000 Pupil M
42	2009	95-29-00-50041	Construct 840 Pupil ES
43	2007	95-31-00-10187	Market Pressure Matching Fund
44	2009	95-31-00-10873	MCI/Voc Ed
45	2008	95-31-00-50039	Construct 600 Pupil ES
46	2006	95-31-00-50090	MP Ii 66.0 ES
47	2008	95-31-00-50127	Renovate Hanby MS
48	2008	95-31-00-50147	Renovate Springer MS
49	2007	95-31-00-50176	Renovate District Offices
50	2009	95-31-00-50284	Construct 66000 Sq F
51	2009	95-31-00-50327	New Transportation Fac
52	2006	95-33-00-50040	800 Pupil MS
53	2006	95-33-00-50104	New MS
54	2005	95-33-00-50169	Bancroft IS



1	2005	95-33-00-50178	Drew Pyle
2	2008	95-33-00-50322	Porter Road
3	2009	95-33-00-50330	Restart Porter Road ES
4	2009	95-34-00-50063	Gunning Bedford
5	2008	95-34-00-50124	George Reed MS
6	2009	95-34-00-50152	Ren William Penn HS
7	2008	95-34-00-50160	McCullough ES
8	2003	95-36-00-50062	Frankford ES
9	2004	95-36-00-50073	Indian River HS
10	2006	95-36-00-50123	Frankford ES
11	2006	95-36-00-50132	Indian River HS
12	2005	95-36-00-50183	Renovate Frankford ES
13	2007	95-36-00-50221	Long Neck ES
14	2007	95-36-00-50222	Georgetown ES
15	2007	95-36-00-50223	Selbyville MS
16	2008	95-39-00-50117	Renovation HS
17	2009	95-39-00-50339	Roof Replacement-Caf W
18	2009	95-40-00-50255	Water System Rep
19	2007/08	95-51-00-50240	Replace Sterck
20	2009	95-51-00-50328	Sterck School
21	2009	95-53-00-10017	MCI
22	2009	95-74-00-50323	MCI Operations

23           Section 14. Continuing Fiscal Year 2011 General Fund Appropriations. Amend 77 Del. Laws, c.  
24 329 § 3, by deleting the date “June 30, 2011” and inserting in lieu thereof the date “June 30, 2013”.

25           Section 15. Abandoned Property. Amend 29 Del. C. § 6102(s) by deleting “24,000,000” and  
26 inserting in lieu thereof “40,000,000”.

27           Section 16. Resource, Conservation and Development Transfers - Project Funds Transfer from  
28 Prior Fiscal Years to Fiscal Year 2012. Within the same county, any Twenty-First Century funds or match  
29 remaining from completed projects as authorized as part of the Twenty-First Century Resource,  
30 Conservation and Development (RCD) project list pursuant to prior appropriations may be utilized for  
31 RCD projects in the Fiscal Year 2012 list of projects approved as part of the Fiscal Year 2012 Bond and  
32 Capital Improvements Act.

33           Section 17. Conservation Districts - Federal Acquisition Regulations. Conservation Districts shall  
34 not be required to follow the provisions of the Federal Acquisition Regulations unless specifically required  
35 under a contract(s) with a federal agency or federal grant. If the Conservation Districts are required to  
36 follow subpart 31.2 of the Federal Acquisition Regulations, then the Conservation District(s) are hereby

1 authorized to charge an additional ten percent to their overhead cost rate to enable the Conservation  
2 District(s) to continue to fulfill their statutory duties and responsibilities.

3 Section 18. Conservation Districts - Rollover of Funds. If projects are discontinued and have  
4 Twenty-First Century funding associated with them, the associated Twenty-First Century funding would  
5 remain within the County from which the project originated and would roll over as new Fiscal Year 2012  
6 funds for allocation among the remaining projects within that County.

7 Section 19. First State Preservation Revolving Fund, Inc. For Fiscal Year 2012, First State  
8 Preservation Revolving Fund, Inc. may continue to expend for administrative expenses the interest  
9 generated by the Community Redevelopment Fund appropriations of \$250,000 in each of Fiscal Years 1999  
10 and 2000.

11 Section 20. Downtown Milford Inc. Any Community Redevelopment Fund appropriations to  
12 Downtown Milford Inc.- Structural and Façade Improvements may be used for private businesses and  
13 residences, as well as, institutional residences provided said properties are within the Downtown Milford  
14 project area.

15 Section 21. Laurel Redevelopment Corporation. Any proceeds from the sale of property funded in  
16 whole or in part from Community Redevelopment Fund grants to Laurel Redevelopment Corporation shall  
17 be reinvested in redevelopment projects within the Town of Laurel.

18 Section 22. Community Redevelopment Fund Match. Notwithstanding the provisions of 29 Del.  
19 C. § 6102(A), any unexpended Community Redevelopment Funds awarded to the Hockessin Community  
20 Center in fiscal years 2004 and 2005 shall not require a local match.

21 Section 23. Bond Bill Reporting Requirements. All state agencies and public school districts  
22 receiving funds from the Bond and Capital Improvements Act shall submit a quarterly expenditure status  
23 report to the Director of the Office of Management and Budget and Controller General on all incomplete  
24 projects that are wholly or partially funded with state and/or local funds, including bond funds. The format  
25 and information required in these quarterly reports shall include, but not be limited to, expenditures of both  
26 bond and cash funds. The report format will be developed by the Office of Management and Budget and

1 include information as needed by the Department of Finance, Treasurer’s Office and Office of Management  
2 and Budget to anticipate cash and bond requirements for the upcoming fiscal year.

3 Section 24. Notification. The Director of the Office of Management and Budget and Controller  
4 General shall notify affected state agencies and other instrumentalities of the State as to certain relevant  
5 provisions of this Act. Additionally, the Director of the Office of Management and Budget and Controller  
6 General shall notify the President Pro Tempore of the Senate and the Speaker of the House as to any  
7 legislative appointments required by this Act.

8 Section 25. Bear Babe Ruth. Notwithstanding any provision or requirement of the public trust  
9 doctrine or 10 Del. C. c. 82, and without the necessity of compliance therewith, New Castle County is  
10 hereby authorized to transfer to Bear Babe Ruth all rights, title and interest in that certain tract, piece, parcel  
11 or parcels of land known as Lot 3, Wrangle Hill Elementary School, containing 68.008 acres, more or less,  
12 and having Tax Parcel No. 12-013.00-081, as were conveyed to New Castle County by deed of Premcor  
13 Refining Group Inc. (“Premcor”) dated March 12, 2007, or by any subsequent deed or consent executed by  
14 a successor or assign of Premcor, subject to the condition that such property be used by Bear Babe Ruth for  
15 the sole purpose of establishing operating and maintaining thereon a public park for open space, park or  
16 outdoor recreational uses.

17 Section 26. Twenty-First Century Fund. Amend 70 Del. Laws, C. 210 by deleting the number  
18 “2011” as it appears on line 359, page 13 and substituting in lieu thereof the number “2014”.

1 **OFFICE OF MANAGEMENT AND BUDGET**

2 Section 27. Construction Management. Notwithstanding any other State law, the Office of  
3 Management and Budget (OMB) shall be responsible for the design and construction of all the projects  
4 listed under Office of Management and Budget in the Section 1 Addendum of this Act. For those projects  
5 that are solely for the purchase of equipment, including projects that are funded in any MCI and Equipment  
6 line or any MCI line, OMB shall transfer the appropriate funding necessary to purchase the equipment to  
7 the agency for which the equipment is being purchased. The appropriate amount of funding shall be  
8 determined and agreed to by OMB and the agency for which the equipment is being purchased by  
9 September 1 of each fiscal year. For those projects for which the appropriation is passed to an entity and  
10 for which the State is not a party to the construction contract, OMB shall provide technical assistance.

11 (a) Notwithstanding any other State law, there is hereby created an Appeals Board, to be composed  
12 of the Lieutenant Governor, the Director of the Office of Management and Budget, and the Controller  
13 General. The Appeals Board shall approve the use of all unencumbered monies after that project is deemed  
14 substantially complete. A project shall be deemed substantially complete when the project is occupied by  
15 75 percent of the planned tenants or when deemed complete by the Appeals Board. One year after a project  
16 is deemed substantially complete, any unencumbered authorization balance shall revert. In no case shall  
17 this Section empower the Appeals Board to allow for the expenditure of funds for uses other than for the  
18 funds authorized purpose(s). The Controller General shall notify the Co-Chairs of the Joint Legislative  
19 Committee on the Capital Improvement Program of any decisions of the Appeals Board.

20 (b) The use of Minor Capital Improvement and Equipment funds in order to ensure completion of a  
21 Major Capital Improvement project involving construction of a new facility is prohibited unless the use of  
22 such funds are necessary due to a legal settlement or emergency or unforeseen conditions as determined by  
23 the Director of the Office of Management and Budget, the Controller General and the Co-Chairs of the Joint  
24 Legislative Committee on the Capital Improvement Program.

25 (c) A quarterly status report shall be submitted to the Controller General on all incomplete projects.

1 (d) No project's budget should be increased beyond what is appropriated in any Bond and Capital  
2 Improvements Act, either with special funds or private funds, unless the use of those funds is approved by  
3 the appropriate cabinet secretary, the Director of the Office of Management and Budget, the Controller  
4 General and the Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program.

5 Section 28. Construction Manager. It is the intent of the General Assembly that all public works  
6 projects, including all public school projects, that utilize a construction manager on the project, utilize the  
7 delivery methodology which requires the construction manager to secure a performance and payment bond  
8 for their portion of the work. All subcontractors shall be listed at the start of the project and shall provide a  
9 performance and payment bond which names the Construction Manager and the State of Delaware as  
10 additional insureds. All provisions of 29 Del. C.c. 69 are in effect for projects which utilize Construction  
11 Manager.

12 Section 29. Judicial Construction Oversight. It is the intent of the General Assembly that a nine-  
13 member Executive Committee be created to oversee construction of new or major renovation of judicial  
14 facilities. The Executive Committee shall include two members of the Legislature appointed by the Co-  
15 Chairs of the Joint Legislative Committee on the Capital Improvement Program; the respective Chairs of  
16 the House and Senate Judiciary Committees; two members of the Judiciary as appointed by the Chief  
17 Justice; and three members of the Executive Department to include the Director of Facilities Management,  
18 the Director of the Office of Management and Budget and their designee. The Executive Committee shall  
19 work in conformation with existing construction oversight guidelines as written in Section 27 of this Act.

20 The Executive Committee is hereby empowered to:

21 (a) Select appropriate professionals necessary to program, site, design, construct, furnish and equip  
22 the facility;

23 (b) Provide such oversight to ensure that the final facility provides optimal security and  
24 incorporates maximum operational efficiencies both within the Judiciary and in conjunction with other  
25 criminal justice agencies;

26 (c) Ensure that new construction and/or renovations are completed on schedule; and

1 (d) Ensure that the cost of new construction and/or renovations does not exceed the authorized  
2 budget.

3 This section shall apply to the following projects: Kent County Courthouse/O'Brien Building;  
4 Sussex County Family Court; Kent County Family Court and any Judicial construction or renovation  
5 project requested by either the Judicial Branch or recommended by the Office of Management and Budget  
6 for the Judicial Branch where the total project cost estimate exceeds \$10,000,000.

7 Section 30. Minor Capital Improvement and Equipment Supplement - Office of Management and  
8 Budget. Notwithstanding the provisions of any other State law to the contrary, not more than five percent  
9 of the total amount allocated to the Office of Management and Budget's MCI annual budget may be  
10 expended to enter into contractual agreements for project representatives and associated administrative  
11 support to ensure adequate oversight of State construction projects. The Director of the Office of  
12 Management and Budget is directed to provide an itemized budget for this amount to the Controller General  
13 by August 1, of each fiscal year, and expenditure reports to the Controller General by December 1 and June  
14 1 of each fiscal year.

15 Section 31. New Castle County Courthouse. Notwithstanding any law or local government  
16 ordinance, resolution, or any deed restrictions to the contrary, the Director of the Office of Management and  
17 Budget shall designate the name of any state-owned or state-operated courthouse or other judicial building  
18 or facility in New Castle County purchased, constructed, or improved by funds appropriated pursuant to an  
19 Act of the General Assembly and shall have the sole authority to approve or disapprove the placement of  
20 any statues or memorials in or on the grounds of such courthouse or judicial building or facility.

21 Section 32. Belvedere State Service Center Project. Notwithstanding any State laws to the  
22 contrary, funds received from tenants in the Belvedere State Service Center shall be used by the Office of  
23 Management and Budget for the maintenance and operation of the center.

24 Section 33. Kent County Courthouse Construction. It is the intent of the General Assembly that  
25 the Office of Management and Budget shall have the authority to develop and implement procedures and a  
26 methodology to engage a Construction Manager at Risk for all phases of the Kent County Courthouse

1 Project including the construction of any required parking facilities. To enable the engagement of a  
2 Construction Manager at Risk, all provisions of 29 Del. C. c. 69 are hereby waived with the exception of §  
3 6960 related to prevailing wage.

4 Section 34. Kent County Courthouse Appropriation. The Section 1 Addendum to this Act contains  
5 an appropriation of \$2,000,000 which shall be used solely for the renovation of the existing Kent County  
6 Courthouse.

7 Section 35. Sale of Surplus Property. Notwithstanding the provisions of any law to the contrary,  
8 the Director of the Office of Management and Budget is authorized to solicit buyers, lessors or developers  
9 and negotiate the sale, long or short-term lease, development or adaptation of the state-owned building and  
10 parking lot, commonly known as the Bank of America Building and State Employee Workforce Education  
11 and Training Center, located on the block bounded by French, 9th, 10th and Walnut Streets in Wilmington.  
12 Net proceeds resulting from a sale, lease, development or reuse of the building and/or parking lot shall be  
13 deposited to the General Fund. The Director of the Office of Management and Budget must receive  
14 approval from the Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program prior  
15 to executing an agreement of sale, lease, development or use of the building or parking lot for other than  
16 state agencies. The Director of the Office of Management and Budget is authorized to solicit buyers,  
17 lessors, developers and others who may enable the sale, development, lease, or reuse of the property  
18 directly, use public advertisement, auction, reverse auction, sealed bids, or issue requests for information  
19 and requests for proposals. During Fiscal Year 2012, the Director of the Office of Management and Budget  
20 may identify additional state-owned real property that, with the concurrence of the Co-Chairs of the Joint  
21 Legislative Committee on the Capital Improvement Program and the Controller General, may be sold,  
22 leased or developed pursuant to the provisions of this section.

23 Section 36. Capital Parking. It is the intent of the General Assembly that the Office of  
24 Management and Budget may use funds previously appropriated for Capital Parking/Security in the Section  
25 1 Addendum to 75 Del. Laws, c. 98 for the construction of the Kent County Courthouse and for the  
26 development and construction of parking required by the City of Dover to obtain a Certificate of Occupancy

1 for the expanded Kent County Courthouse. The Office of Management and Budget may expand the scope  
2 of the contract for the construction of the Kent County Courthouse to include all required parking and may  
3 use design/build project delivery methodology to expedite completion of a parking structure, garage or  
4 other means to provide the required number of new parking spaces. The Office of Management and Budget  
5 shall evaluate all state-owned sites in and around the Capital Complex for the development of Courthouse-  
6 related parking, and may also enter into an agreement with the City of Dover to construct the required  
7 parking on city-owned land if that option is found to be advantageous to both the city and state, or may  
8 purchase property, if necessary. All provisions of 29 Del. C. c. 69 are hereby waived, with the exception of  
9 § 6960 related to prevailing wage rates, for construction of parking associated with the Kent County  
10 Courthouse project.

11 Section 37. Card Access Security Systems. Notwithstanding the provisions of any law to the  
12 contrary, the Office of Management and Budget, Department of Safety and Homeland Security, and the  
13 Department of Technology and Information shall jointly develop and maintain specifications and standards  
14 for card access security systems for all state facilities. Security system communications using state  
15 infrastructure will observe enterprise standards and policies as defined by Department of Technology and  
16 Information pursuant to 29 Del. C. c. 90. The specifications and standards shall enable a single-card  
17 security solution for all state-owned facilities, require the ability for concurrent central and local  
18 administration of card access functions, and shall include a registry of approved card readers and associated  
19 hardware required to implement card access security systems. It is the intent of this section to authorize  
20 Office of Management and Budget, Department of Safety and Homeland Security and Department of  
21 Technology and Information to jointly select a single supplier, manufacturer or technology of access cards  
22 and security management software for use by all state agencies. The Office of Management and Budget,  
23 Department of Safety and Homeland Security and Department of Technology and Information shall  
24 develop procedures and standards required for the evaluation and approval of agency requests for new or  
25 modified security systems of any type. Before a state agency may install a new security system or modify



1 an existing system, the agency shall obtain the approval of the Office of Management and Budget,  
2 Department of Safety and Homeland Security and Department of Technology and Information.

3 Section 38. Technology Fund. Of the funds appropriated to the Office of Management and Budget  
4 in Fiscal Year 2006 (10-02-05-10004) for technology, \$900,000 is to be used for the development of a case  
5 management system for the Office of the Attorney General and \$250,000 is to be used for City of  
6 Wilmington security cameras.

7 Section 39. Appropriation of One-Time Special Funds. (a) A special fund of the State is created in  
8 the Office of Management and Budget, Contingencies and One-Time Items (10-02-11) entitled “Building  
9 Delaware’s Future Now Fund”. Notwithstanding the provisions of 29 Del. C. § 6102(a), for the fiscal year  
10 ending June 30, 2012, the Secretary of Finance shall transfer actual receipts received under 12 Del. C. c. 11  
11 that exceed \$40,000,000 to the Building Delaware’s Future Now Fund until such account reaches a balance  
12 of \$115,000,000. When the account balance in the Building Delaware’s Future Now Fund reaches  
13 \$115,000,000, any remaining receipts received by the State under 12 Del. C. c. 11 shall be deposited in the  
14 General Fund.

15 (b) The Section 1 Addendum to this Act appropriates \$115,000,000 from the Building Delaware’s  
16 Future Now Fund to be expended to make strategic investments that promote economic growth and job  
17 creation in Delaware. To ensure that funds are available for projects identified in this subsection, the  
18 transfer of funds from the Building Delaware’s Future Now Fund is subject to approval of the Director of  
19 the Office of Management and Budget and the Controller General. For Fiscal Year 2012, as funds become  
20 available, the following projects are to be funded:

21 1) New Jobs Infrastructure is to receive \$40,000,000 for renovation, construction or any other  
22 type of improvements to roads, utilities and related infrastructure in order to attract new  
23 businesses to Delaware, or for the expansion of existing Delaware businesses, when such an  
24 economic development opportunity would create a significant number of direct, permanent,  
25 quality, full-time jobs. Specific projects and amounts shall be approved by the Infrastructure  
26 Investment Committee, composed of the Director of the Delaware Economic Development

Office, the Secretary of the Delaware Department of Transportation, the Co-Chairs of the Joint Committee on Capital Improvement and a member of the private sector who shall be appointed by the Governor. 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 \$15,000,000. Bonds authorized to be used by this subsection shall mature not later than 20 years from their date of issuance in which the date of issuance shall be no earlier than the approval of the transfer of funds from New Jobs Infrastructure to specific projects.

- 2) Asset Preservation is to receive \$35,000,000 to be expended on investments in capital improvements and the maintenance and restoration of state owned property. For Fiscal Year 2012, as funds become available, the following projects are to be funded:

<u>Purpose/Agency</u>	<u>Amount</u>
<b>Office of Management and Budget</b>	
Minor Capital Improvement and Equipment	\$2,716,900
HVAC Upgrades	2,820,000
Sprinkler System Initiative	1,570,000
Townsend Building Mechanical Repair and Renovation Project	4,000,000
<b>Department of State</b>	
Minor Capital Improvements and Equipment	4,500,000
<b>Department of Health and Social Services</b>	
Maintenance and Restoration	1,000,000
Minor Capital Improvements and Equipment	1,579,500
Electrical Upgrade, DHCI	1,710,100
<b>Department of Services for Children, Youth and Their Families</b>	
Minor Capital Improvement and Equipment	653,500
Ball Cottage Renovations	5,000,000

1	<b>Department of Natural Resources and Environmental Control</b>	
2	Dikes/Levee Repair and Prevention	3,000,000
3	Dam Maintenance, Repair and Monitoring	950,000
4	Park Hiking and Biking Trails	2,000,000
5	Park Facility Rehab and Public Recreational Infrastructure	2,000,000
6	<b>Department of Safety and Homeland Security</b>	
7	Helicopter Refurbishment	1,500,000
8		
	<b>TOTAL</b>	<b><u>\$35,000,000</u></b>

9           3) The Housing Development Fund - Affordable Rental Housing Program of the Delaware State  
10           Housing Authority (10-08-01) is to receive \$10,000,000 to be used to leverage other funding  
11           sources, such as Low Income Housing Tax Credits and tax-exempt bonds to help create  
12           and/or improve affordable rental housing stocks in Delaware. This investment in affordable  
13           rental housing will increase economic activity in the State of Delaware. The Director of the  
14           Delaware State Housing Authority shall report to the Director of the Office of Management  
15           and Budget and the Controller General no later than April 30th on the expenditures of the  
16           Housing Development Fund - Affordable Rental Housing. Said report shall also include the  
17           amount and expenditure of any non-state funds received by the State for said affordable  
18           rental housing projects.

19           4) Delaware's institutions of higher education are to receive \$10,000,000 each. As funds  
20           become available, the following projects are to be funded:

21	<u>Purpose/Agency</u>	<u>Amount</u>
22	<b>University of Delaware</b>	
23	Alison Hall Renovations	\$6,000,000
24	Animal Care Facility	4,000,000
25	<b>Delaware State University</b>	
26	Optics Lab	10,000,000

1	<b>Delaware Technical and Community College</b>	
2	Owens Campus - Aviation Program Power Plant and Science Labs	1,500,000
3	Stanton/Wilmington Campuses - Dental Health Center	750,000
4	Stanton Campus - Nursing and Healthcare Programs	6,250,000
5	Terry Campus - Science and Nursing Programs	1,500,000
6	<b>TOTAL</b>	<b><u>\$30,000,000</u></b>

7           Section 40. Employing Delawareans Reporting Requirement. The Section 1 Addendum to this Act  
8 makes the following appropriations from “One-Time Special Funds;” \$10,000,000 to the University of  
9 Delaware; \$10,000,000 to Delaware State University; \$10,000,000 to Delaware Technical and Community  
10 College; \$10,000,000 to the Delaware State Housing Authority; \$55,000,000 to New Jobs Infrastructure;  
11 and \$35,000,000 in Asset Preservation. Expenditure of said funds shall be subject to the following  
12 provisions:

13           (a) Any public works or professional services contract (1) to which any agency, the University of  
14 Delaware, Delaware State University, or Delaware Technical and Community College is a party; (2) for  
15 which payment shall be funded in whole or in part by monies hereunder; and (3) for which the probable cost  
16 is greater than the amount set by the Contracting and Purchasing Advisory Council pursuant to 29 Del. C.  
17 § 6913.

18           (b) No bid for any contract hereunder shall be responsive unless the prospective bidder discloses its  
19 reasonable, good-faith determination of (1) the number of employees reasonably anticipated to be employed  
20 on the project; (2) the number and percentage of such employees who are bona fide legal residents of the  
21 State; (3) the total number of employees of the bidder; and (4) the total percentage of employees of such  
22 bidder who are bona fide residents of the State. To the extent subcontractors are to be employed in  
23 connection herewith, the bidder shall further disclose its reasonable, good-faith determination of the number  
24 and percentage of employees of such subcontractor who are bona fide legal residents of the State.

25           (c) All contractors awarded contracts hereunder shall submit a report to the Director of the Office  
26 of Management and Budget setting forth the actual number and percentage of employees of such contractor

1 who are bona fide legal residents of the State. To the extent subcontractors are employed in connection  
2 with any such contractor, the contractor shall further disclose the actual number and percentage of  
3 employees of such subcontractor who are bona fide legal residents of the State. Such report shall be due on  
4 the earlier of 30 days from the completion of the project or December 31 of each calendar year.

5 (d) For purposes of this section, “bona fide legal resident of this State” shall mean any resident  
6 who has established residence of at least 90 days in the State.

7 (e) Notwithstanding anything to the contrary herein, this section shall not apply to any contract for  
8 which any exception would apply pursuant to 29 Del. C. § 6904. Without limitation of the foregoing, if any  
9 provision of this section conflicts or is inconsistent with any statute, rule or regulation of the federal  
10 government applicable to a project or activity, the cost of which is to be paid or reimbursed in whole or in  
11 part by the federal government, and due to such conflict or inconsistency the availability of federal funds  
12 may be jeopardized, such provision shall not apply to such project or activity. Further, if any provisions of  
13 this section conflict or are inconsistent with 31 Del. C. c. 40, the provisions of 31 Del. C. c. 40 shall prevail  
14 and govern.

15 Section 41. Acquisition of Old Dover Public Library. Notwithstanding any laws to the contrary,  
16 the Director of the Office of Management and Budget is authorized to negotiate with representatives of the  
17 City of Dover for the acquisition of the old Dover Public Library located at 45 South State Street. The  
18 purpose of said acquisition is to accommodate a consolidation of DNREC office space and facilitate the  
19 creation of a walkable campus near downtown Dover. The value of this acquisition shall not exceed the fair  
20 market value of the property. If negotiation is successful, actual possession of the old Dover Public Library  
21 by the State is to take place after the new Dover Public Library opens and funds are authorized by the  
22 General Assembly.

1 **DELAWARE ECONOMIC DEVELOPMENT OFFICE**

2 Section 42. Composites Research. The Delaware Economic Development Office (DEDO) is  
3 authorized to provide a match of up to \$100,000 to the University of Delaware Center for Composite  
4 Materials for federal research grants received that support the development and application of composite  
5 manufacturing technology for the benefit of Delaware companies. Such match shall be disbursed from the  
6 Strategic Fund upon documentation of the receipt of federal funds allocated to the Center during the fiscal  
7 year for these purposes and upon documentation of the relevance of these research projects to Delaware  
8 industries' needs and their participation within said projects.

9 Section 43. Delaware Industrial Park. DEDO is hereby prohibited from locating any operation that  
10 involves the use of hazardous materials at the former Helix Synthesis Technologies site within the  
11 Delaware Industrial Park. Hazardous materials are defined as any material of a gaseous, liquid or solid  
12 form that has the potential to cause temporary or permanent harm to humans or the environment.

13 Section 44. Diamond State Port Corporation. The Section 1 Addendum to this Act appropriates  
14 \$10,000,000 to the Diamond State Port Corporation (DSPC). No funds may be expended from this  
15 appropriation without the approval of the Board of Directors of the Port Corporation. Any funds remaining  
16 unspent or unencumbered as of June 30, 2012 shall revert to the General Fund and Bond Reversion  
17 Account. In addition, the DSPC may borrow, on an interest-free basis, \$2,000,000 of this authorization to  
18 meet its short term operating expenses during Fiscal Year 2012.

19 Section 45. Kalmar Nyckel. The scheduling of the Kalmar Nyckel by non-state entities shall  
20 require the approval of the Riverfront Development Corporation. Further, the Riverfront Development  
21 Corporation is encouraged to enter into negotiations with interested parties to review the disposition of  
22 loans to the Kalmar Nyckel.

23 Section 46. Transportation Property Disposition. The proceeds from the future sale of parcels of  
24 land the Department of Transportation acquired on Beech Street in the City of Wilmington and Delmarva  
25 Properties located in the Wilmington Riverfront area shall be deposited to the Transportation Trust Fund.

1           Section 47. Council on Development Finance. If DEDO makes an award not in agreement with  
2 the recommendations of the Council on Development Finance, the Director of DEDO shall notify the Co-  
3 Chairs of the Joint Legislative Committee on Capital Improvements within 10 business days. The  
4 notification shall include details of the actual award, the Council recommendations on the proposal, and a  
5 justification for why DEDO did not follow the recommendations of the Council.

6           Section 48. New Markets Tax Credit Program. In the event that the Director of DEDO or the  
7 Director of the Delaware State Housing Authority and the Secretary of Finance determine that it is  
8 advisable to apply for participation in the New Markets Tax Credit Program under the U.S. Treasury  
9 Department, the Director is authorized to form a business entity or organization to apply for and manage  
10 this program on behalf of the State, as required by applicable federal legislation and regulations. Any such  
11 application for said program shall be subject to the approval of the Co-Chairs of the Joint Legislative  
12 Committee on the Capital Improvement Program and the Delaware State Clearinghouse Committee.  
13 Should such application receive final approval by the U.S. Treasury Department or other federal  
14 governmental entity charged with such authority, at least one public hearing shall be held for the purpose of  
15 presenting the program, the availability of financial assistance and the selection process and the Director of  
16 the Delaware State Housing Authority shall notify, by certified and regular mail, any state senators and  
17 representatives in whose districts any development project may be located, upon the submission of a request  
18 for financing and a decision to provide financing for such development pursuant to the New Market Tax  
19 Credit Program. In addition, the Housing Director shall so notify the Chief Executive Office of any local  
20 government in whose jurisdiction any development will be located.

21           Section 49. Fraunhofer Vaccine Development. The Section 1 Addendum to this Act appropriates  
22 \$1,000,000 for Fraunhofer Vaccine Development. It is the intent of the General Assembly and the  
23 Administration that said funds represent the first year of a six-year commitment by the State of Delaware  
24 to leverage a 2:1 matching grant of \$18,000,000 from Fraunhofer USA.

25           Section 50. Emerging Technology Center. Notwithstanding any other law to the contrary, funds  
26 appropriated to DEDO for the Emerging Technology Center, pursuant to 74 Del. Laws, c. 308 § 36(c),

1 shall be expended by DEDO for the purpose of operating the Delaware Emerging Technology Center  
2 (“ETC”). Operating expenses may include, but are not limited to ETC software licensing agreements;  
3 patent maintenance fees; Delaware sponsored ETC investor forums, businesses plan competitions and  
4 conferences, marketing campaigns; and Intellectual Property Business Creation program implementation  
5 initiatives.

6 Section 51. Riverfront Development Corporation. (a) Funds appropriated for the Riverfront  
7 Development Corporation of Delaware (RDC) shall be disbursed to a special fund to be known as the  
8 Riverfront Development Corporation Fund hereinafter referred to as the Fund.

9 (b) The Fund shall be invested by the State Treasurer in securities consistent with the policies  
10 established by the Cash Management Policy Board. All monies generated by the Fund shall be deposited  
11 in the Fund.

12 (c) Funds appropriated to DEDO for RDC shall be expended only with the approval of the board  
13 of directors of the RDC. Funds may only be expended for activities related to the redevelopment of the  
14 Brandywine and Christina riverfront areas, including: planning and design studies; the acquisition,  
15 construction and improvement of real property; environmental remediation; costs of operations and  
16 administration; conversion of the Chase Center on the Riverfront to a conference center; debt service; and  
17 other expenses in furtherance of the mission of the RDC.

18 Section 52. Limited Investment for Financial Traction (LIFT) Initiative. Notwithstanding any  
19 other law to the contrary, DEDO is hereby authorized to pay administrative fees associated with the LIFT  
20 Initiative from the Strategic Fund not to exceed two percent of the program total.

21 Section 53. Delaware Stadium Corporation. Contingent upon a renewed lease agreement between  
22 the Wilmington Blue Rocks and the Delaware Stadium Corporation, the Section 1 Addendum to this Act  
23 appropriates \$450,000 to the Delaware Economic Development Office for the purpose of renovating certain  
24 offices in Frawley Stadium.



1 **DELAWARE STATE HOUSING AUTHORITY**

2 Section 54. Housing Development Fund - Affordable Rental Housing Program. The Section 1  
3 Addendum to this Act appropriates \$14,000,000 for Housing Development Fund - Affordable Rental  
4 Housing Program (10-08-01). It is the intent of the General Assembly and the Administration that said  
5 funds are to be used to leverage other funding sources, such as Low Income Housing Tax Credits and tax-  
6 exempt bonds to help create and/or improve affordable rental housing stocks in Delaware. This investment  
7 in affordable rental housing will increase economic activity in the State of Delaware. The Director of the  
8 Delaware State Housing Authority shall report to the Controller General and the Director of the Office of  
9 Management and Budget no later than April 30, 2012 on the expenditure of the Housing Development Fund  
10 appropriated in Section 1 Addendum to this Act. Said report shall also include the amount and expenditure  
11 of any non-state funds received by the State for said affordable rental housing projects.

12 Section 55. Delaware State Rental Assistance Program. The Section 1 Addendum to this Act  
13 appropriates \$1,500,000 for Housing Development Fund - Delaware State Rental Assistance Program.  
14 These funds shall be administered by the Delaware State Housing Authority to provide rental housing  
15 vouchers to program participants referred by Department of Health and Social Services (DHSS) and  
16 Department of Services for Children, Youth and Their Families (DSCYF) with a need for community-based  
17 supportive services. The Director of the Delaware State Housing Authority shall report to the Director of  
18 the Office of Management and Budget and the Controller General no later than November 15 and March 15  
19 on the expenditure of the Housing Development Fund - Delaware State Rental Assistance Program and  
20 include any cost saving achieved by DHSS and DSCYF as a result of a reduction in demand on state  
21 institutions.

1 **DEPARTMENT OF TECHNOLOGY AND INFORMATION**

2 Section 56. Data Center Projects. In no instance shall any information technology data center  
3 project be initiated by a department/agency during this fiscal year until a formalized plan has been approved  
4 by the department/agency head, Director of the Office of Management and Budget and the State Chief  
5 Information Officer. This includes, but is not limited to, relocating, renovating and/or constructing new  
6 information technology data centers.

1 **DEPARTMENT OF STATE**

2 Section 57. North Wilmington Library. Funds authorized in the Section 1 Addendum of 70 Del.  
3 Laws, c. 210 shall be used to plan and construct a library within the First Senate District.

4 Section 58. Delaware River Main Channel Dredging. It is the intent of the General Assembly that  
5 any future appropriation of State funds for the main channel dredging of the Delaware River shall be  
6 contingent upon the following:

7 1) A written agreement between the Army Corps of Engineers and the Department of Natural  
8 Resources and Environmental Control (DNREC) dealing with the potential use of dredge spoils  
9 for Delaware beach preservation and habitat protection.

10 2) The Corps of Engineers shall meet all necessary DNREC permitting requirements.

11 Section 59. Museum Maintenance. The Section 1 Addendum to this Act appropriates \$350,000 to  
12 the Department of State for museum maintenance. It is the intent of the General Assembly that these funds  
13 be retained by the Department of State, Division of Historical and Cultural Affairs for use with the  
14 operations of State museums or for repairs to those facilities under the control of the Division of Historical  
15 and Cultural Affairs.

16 Section 60. Library Construction. Proposals submitted by the Department of State to the Office of  
17 Management and Budget under 29 Del. C. § 6604A shall include a statement as to whether or not each of  
18 the libraries have the required 50 percent non-state share match as defined in 29 Del. C. § 6602A(2).

19 Section 61. Retroactivity. Amend 29 Del. C. c. 66A, by adding new section 6606A entitled  
20 “Retroactivity” whereby “Any library construction project certified by the Delaware Division of Libraries  
21 and the Delaware Council on Libraries may proceed with planning, design and other construction  
22 expenditures using local funds and any state assistance may be applied retroactively to such costs incurred  
23 after the date of such certification, provided however, that certification of such project shall not bind the  
24 state to provide assistance.”.

25 Section 62. Stabilization Endowment for the Arts. It is the intent of the General Assembly that  
26 previously appropriated funds from the Department of State to the Stabilization Endowment for the Arts

- 1 may be used to fund operating expenses pursuant to appropriate controls and procedures adopted by the
- 2 Board of the Arts Consortium of Delaware and upon concurrence of the Division of Arts.

1 **DEPARTMENT OF FINANCE**

2 Section 63. Bond Proceeds Reimbursement. Unless not permitted by the Internal Revenue Code of  
3 1986, as amended (the “Code”), whenever the General Assembly authorizes the issuance of the State’s  
4 General Obligation bonds or the Delaware Transportation Authority’s (the Authority) revenue bonds to  
5 finance the costs of specific capital projects, it is the intent of the General Assembly that the interest on  
6 such bonds shall not be included in gross income for federal income tax purposes under Section 103 of the  
7 Code, and the United States Treasury Regulations (the “Regulations”) thereunder as they may be  
8 promulgated from time to time, or shall be qualified as Build America Bonds pursuant to the Code and the  
9 Regulations. Pursuant to the State's budget and financial policies, other than unexpected situations where  
10 surplus revenues render bond financing unnecessary or undesirable, no funds other than the proceeds of  
11 such bonds, are or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set  
12 aside by the State to pay the costs of such specific capital projects. Pursuant to the Authority’s budget and  
13 financial policies, it is expected that approximately 50 percent of the costs of its capital projects shall be  
14 funded on a long-term basis from the proceeds of such bonds. However, after the authorization of such  
15 bonds but prior to their issuance, non-bond funds from the State’s General Fund or the Authority’s  
16 Transportation Trust fund or other funds may be advanced on a temporary basis to pay a portion of the costs  
17 of such specific capital projects. In that event, it is expected that these non-bond funds will be reimbursed  
18 from the proceeds of such bonds when they are issued. This reimbursement may cause a portion of such  
19 bonds to become reimbursement bonds within the meaning of Section 1.150-2 of the Regulations. Under  
20 those Regulations, to preserve the exclusion of the interest on such bonds from gross income for federal  
21 income tax purposes, it may be necessary to make a declaration of official intent. The Secretary of Finance  
22 is hereby designated as the appropriate representative of the State and the Secretary of Transportation is  
23 hereby designated as the appropriate representative of the Authority, and each is authorized to declare  
24 official intent on behalf of the State or the Authority, as the case may be, within the meaning of Section  
25 1.150-2 of the Regulations, whenever and to the extent that such declaration is required to preserve such tax  
26 treatment.

1           Section 64. Qualified Zone Academy Bonds. A portion of the General Obligation bonds  
2 authorized under this Act for a school construction project may be issued in the form of Qualified Zone  
3 Academy Bonds (QZABs) within the meaning of the Code and the Regulations. Such portion shall be  
4 equal to the maximum amount of QZABs which may be issued under the Code and the Regulations. The  
5 Secretary of Finance is hereby authorized to determine the terms and conditions of the QZABs and the  
6 eligible public school project financed by the QZABs, and the manner by which QZABs shall be awarded  
7 to the purchasers thereof, including private negotiated sale, notwithstanding anything to the contrary  
8 contained in 29 Del. C. c. 74; provided that the requirements of 29 Del. C. § 7422 must be observed.

9           Section 65. Qualified School Construction Bonds; Build America Bonds; and Amortization  
10 Requirements. A portion of the General Obligation bonds authorized under this Act or any previous  
11 authorization act may be issued in the form of Qualified School Construction Bonds (QSCBs), Build  
12 America Bonds (BABs), or any other bonds permitted by the federal American Recovery and Reinvestment  
13 Act of 2009 (ARRA) or by the Code. The QSCBs may be issued in a principal amount not exceeding the  
14 maximum amount of QSCBs which may be issued under the Code and the Regulations and are hereby  
15 authorized as part of the General Obligation bonds authorized under 29 Del. C. § 7422(b). Notwithstanding  
16 anything to the contrary contained in 29 Del. C. 74, the Secretary of Finance is hereby authorized to  
17 determine the terms and conditions of the QSCBs, the BABs and any other bonds permitted by ARRA, or  
18 any bonds issued in connection with the QSCBs or BABs, and the manner by which they shall be awarded  
19 to the purchasers thereof, including private negotiated sale. Any bonds authorized in this Act or any  
20 previous authorization act may be issued during Fiscal Year 2012 or Fiscal Year 2013, and may be subject  
21 to any amortization requirements as shall be determined by the issuing officers notwithstanding anything to  
22 the contrary contained in Section 7406(b) of Title 29.

23           Section 66. Research and Development. Amend 30 Del. C. § 2073(a) by striking the date  
24 “December 31, 2011” as it appears therein and inserting in lieu thereof the date “December 31, 2012”.

25           Section 67. Blue Collar. Amend 78 Del. Laws, c. 47, §10 by striking the phrase “and by  
26 redesignating subsection (l) as subsection (k)”.

1            Section 68. Lotteries. Amend 29 Del. C. §4803 (s) by adding the word “keno” after the word  
2    roulette and before the words “bingo, wheel fortune”.

1 **DEPARTMENT OF HEALTH AND SOCIAL SERVICES**

2 Section 69. Delaware Health Information Network. a) The Section 1 Addendum to this Act  
3 appropriates \$2,996,900 for the Delaware Health Information Network (DHIN), a joint initiative between  
4 private, federal and state funds. The \$2,996,900 shall be utilized to support the development of an  
5 interoperable network to exchange clinical information among all healthcare providers across the state to  
6 improve patient outcomes and patient-provider relationships. The system shall be designed to allow patient  
7 clinical information to be shared across all healthcare facilities and organizations and across public and  
8 private sectors. The DHIN, shall provide the following to the Director of the Office of Management and  
9 Budget, the Secretary of the Department of Health and Social Services and the Controller General:

10 (1) A budget that outlines the expenditure for the \$2,771,300 of the state appropriation including a  
11 breakdown of categories (personnel/contractual services/supplies, etc.); and

12 (2) A total project budget over multiple years that includes funding allocations detailing federal,  
13 private and state requested amounts.

14 b) Expenditures of the remaining \$225,600 of state funds shall be used only for the purpose of  
15 matching the American Recovery and Reinvestment Act (ARRA) Health Information Exchange (HIE) grant  
16 funds, and shall be authorized by the Secretary of the Department of Health and Social Services.

17 Remaining funds of this amount may not be applied towards any purpose other than ARRA HIE grant  
18 matching. Working with state agencies, DHIN shall work to identify match requirements for the ARRA  
19 HIE grant for Fiscal Year 2013 and Fiscal Year 2014 from non-federal in-kind sources, and not limited to  
20 non-federal cash contributions.

21 c) Of the funds outlined in subsection a) of this section, \$1,000,000 shall be withheld and may be  
22 expended only upon approval of the Co-Chairs of the Joint Legislative Committee on the Capital  
23 Improvement Program. Such approval shall be contingent upon acceptance of DHIN's September 2011  
24 business plan outlining DHIN's timeframe in achieving and ability to become fiscally self-sustaining.

25 Section 70. Stockley Center Building Lease. Notwithstanding the provisions of 29 Del. C. c. 94 or  
26 any state law to the contrary, it is the intent of the General Assembly that the Department of Health and



- 1 Social Services shall enter into lease negotiations with representatives from the Delaware Adolescent
- 2 Program Incorporated (DAPI). The purpose of these negotiations will be to secure currently vacant space
- 3 on the Stockley Campus for use by DAPI.

1 **DEPARTMENT OF CORRECTION**

2 Section 71. Prison Construction. (a) The Director of the Office of Management and Budget, as  
3 provided through construction management services, shall consult with the Commissioner of Correction to  
4 ensure expedient programming, planning and construction of authorized correctional facilities. None of  
5 the funds authorized herein or in prior fiscal years are intended to supplant federal funds.

6 (b) Use of any federal grant funds awarded and approved by the Delaware State Clearinghouse  
7 Committee for the purpose of constructing correctional facilities shall have the technical oversight of the  
8 Director of the Office of Management and Budget as defined in the appropriate Section of this Act  
9 pertaining to management of the construction to ensure proper use and timely completion of all such  
10 construction projects authorized herein.

11 Section 72. Community Restoration. The Department of Correction may, to the extent resources  
12 and appropriately classified offenders are available, direct these offenders to assist with community  
13 restoration projects. These projects may include beautification, clean up and restoration efforts requested  
14 by civic, governmental and fraternal organizations approved by the Commissioner.

15 Section 73. Maintenance and Restoration. The Section 1 Addendum to this Act appropriates  
16 \$3,135,400 to the Department of Correction for Maintenance and Restoration projects. The Department  
17 must submit a bi-annual report to the Director of the Office of Management and Budget and the Controller  
18 General, detailing the expenditure of such funds and the respective projects. The Department shall submit a  
19 preliminary plan to the Director of the Office of Management and Budget and Controller General for  
20 maintenance projects for the following fiscal year by October 31.

1           **DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**

2           Section 74. Conservation Cost-Sharing Program. The Section 1 Addendum to this Act  
3 appropriates \$1,500,000 to the Department of Natural Resources and Environmental Control for the  
4 Conservation Cost-Sharing Program. Of this amount, 70 percent will be divided equally among the three  
5 conservation districts to expand their water quality and water management programs. Preference should  
6 be given to projects or conservation practices that improve water quality on lands covered by nutrient  
7 management plans, as practicable and in consultation with the Secretary. The remaining balance will be  
8 directed towards nutrient management and water quality efforts statewide as determined by the Secretary,  
9 in consultation with the three conservation districts.

10          Section 75. DNREC Land Acquisition. Except for land acquired by approval of the Open Space  
11 Council or approved through a Bond and Capital Improvements Act, land shall not be purchased by the  
12 Department of Natural Resources and Environmental Control without prior approval of the Co-Chairs of  
13 the Joint Legislative Committee on the Capital Improvement Program provided, however, that the  
14 Department is not prohibited from conducting studies, surveys or other contractual arrangements that  
15 would normally precede land acquisition procedures.

16          Section 76. Open Space Match Requirements. Notwithstanding the provisions of 29 Del. C.  
17 § 6102A(c)(2), upon written request by the Open Space Council and notification of the Secretary of  
18 Finance, the Co-Chairs of the Joint Legislative Committee on Capital Improvements are hereby  
19 empowered to waive on a case-by-case basis the match requirements for a specific Open Space land  
20 purchase if it can be demonstrated that meeting said match requirements would prevent the timely  
21 purchase of said parcel.

22          Section 77. Army Corps of Engineers Project Cooperation Agreements. By using funds approved  
23 by Bond and Capital Improvements Acts, the Secretary of DNREC is authorized to sign Project  
24 Cooperation Agreements with the Department of the Army and other appropriate sponsors for planning,  
25 construction, operation and maintenance for projects entered into by said Agreements.

1           Section 78. Indian River Marina. In accordance with the provisions of 73 Del. Laws, c. 350, § 70,  
2 DNREC under the direction of the Director of the Office of Management and Budget may utilize up to  
3 \$9,900,000 in funds from the Twenty-First Century Fund for the Parks Endowment Account as established  
4 in 29 Del. C. § 6102A(e), for the purpose of revitalizing and enhancing public amenities within the  
5 Delaware Seashore State Park in and around the Indian River Marina Complex and related support facilities  
6 as presented to the Joint Legislative Committee on Capital Improvements on May 15, 2002. DNREC will  
7 repay both the principal borrowed and interest on the principal borrowed equal to that interest lost as a  
8 result of borrowing from the Account. Repayment shall not exceed twenty years.

9           Section 79. Newark Reservoir. Of the funds allocated from the Twenty-First Century  
10 Water/Wastewater Management Account in 72 Del. Laws, c. 258 and c. 489, \$3,400,000 has been set aside  
11 for the Newark Reservoir Project. If the City of Newark annexes the property referred to as New Castle  
12 County Tax Parcel #08-059.20-002, the City must repay to the State those monies appropriated in the Fiscal  
13 Year 2000 and 2001 Bond and Capital Improvements Acts for said project.

14           Section 80. Seventh Street Marina. It is the intent of the General Assembly to classify the Seventh  
15 Street Marina, located on East Seventh Street, being Tax Parcel # 26.044.00.0013 containing 7.86 acres of  
16 land (of which 5.27 acres, more or less, is above the high water line) as existing marina for purposes of the  
17 State of Delaware Marina Regulations, adopted on March 29, 1990 and amended on February 22, 1993.  
18 Such classification does not exempt any person seeking to make physical improvements to the marina from  
19 permit application fees pursuant to 7 Del. C. c. 66 and c. 72.

20           Section 81. Waterway Management. DNREC is directed to provide dedicated, comprehensive  
21 waterway management for state waters. DNREC will: maintain design depths and mark navigational  
22 channels of the State that are not maintained and marked by any entity of the federal government; remove  
23 nuisance macroalgae; remove abandoned vessels; remove derelict structures, trees and other debris that  
24 threatens safe navigation; and perform any other waterway management services that may be identified to  
25 preserve, maintain and enhance recreational use of the State's tidal waters, as well as improve  
26 environmental conditions as warranted or directed by the Governor or Secretary of DNREC. DNREC is

1 further directed to undertake a study of the sediment sources and patterns of sediment movement that results  
2 in deposition within State waterways to determine if there are methods to reduce the dependency on  
3 dredging to remove deposited sediments.

4 Section 82. Clean Water Funding Leverage. The Department of Natural Resources and  
5 Environmental Control, under advisement from the Clean Water Advisory Council, is encouraged to  
6 evaluate the potential leveraging of the Water Pollution Control Revolving Fund and/or the Twenty-First  
7 Century Fund Wastewater Management Account based on the recommendation of the Dialogue on  
8 Financing Wastewater and Stormwater Infrastructure report sponsored by the Delaware Public Policy  
9 Institute, Office of the Governor, Office of the Lieutenant Governor, DNREC and the Clean Water  
10 Advisory Council. The Department is further encouraged to include in its evaluation the use of any other  
11 resources or assets within the Department that can be used to create an environmental infrastructure trust to  
12 further the environmental goals of the State.

13 Section 83. Conservation Districts. It is the intent of the General Assembly that the Office of  
14 Natural Resources, Division of Watershed Stewardship and the Conservation District as established by 7  
15 Del. C. c. 39 shall have the authority to transfer Twenty-First Century Funds among projects that are  
16 located within their respective districts. Projects into which funds are transferred shall have their full non-  
17 Twenty-First Century funding in place before any such transfer can occur and in no case shall any project  
18 from which funds are taken be dropped from the project list for construction when funds become available.  
19 The Office of Natural Resources, Division of Watershed Stewardship shall report a list of completed  
20 transfers to the Director of the Office of Management and Budget and the Controller General on December  
21 15, 2011 and May 15, 2012.

22 Section 84. Yard Waste Drop Sites. It is the intent of the General Assembly that all yard waste  
23 drops sites in New Castle County remain operational unless otherwise directed by the General Assembly.

24 Section 85. Drainage Project Match Requirements. For water management and drainage projects  
25 undertaken by the Department of Natural Resources and Environmental Control's, Office of Natural  
26 Resources, Division of Watershed Stewardship and the Conservation Districts using 21<sup>st</sup> Century Fund

1 Resource, Conservation and Development funds, the required non-21<sup>st</sup> Century Fund match shall be  
2 reduced from 25 percent to a minimum of 10 percent of the total project cost for any project undertaken  
3 during Fiscal Year 2012 and 2013. With the agreement of the legislators in whose districts the projects  
4 originated, 21<sup>st</sup> Century funding may be transferred among projects in an effort to accumulate up to 90  
5 percent 21<sup>st</sup> Century funding for priority projects. If the construction of these projects extends beyond  
6 Fiscal Year 2013, so long as the project has expended funds during this period for planning, survey, design,  
7 engineering, permitting or other support functions, the match percentage shall remain 10 percent for the  
8 project's duration.

9 Section 86. Auburn Valley Project. The implementation of the transportation, stormwater  
10 management, demolition, remediation, redevelopment, and parks and recreation element of the Auburn  
11 Valley Master Plan shall not be subject to the zoning, subdivision, land use, or building code ordinances or  
12 regulations of New Castle County.

13 Section 87. Conservation District Contracting. Notwithstanding any statutory provision or  
14 regulation to the contrary, it is the intent of the General Assembly that the Department of Natural Resources  
15 and Environmental Control may enlist Delaware's conservation districts as provided in 7 Del. C. c. 39 to  
16 advance the purposes of this chapter. All contracts shall be subject to the provisions of 29 Del. C. § 6960.

17 Section 88. Recycling Cash Flow. The Department is hereby authorized, consistent with 7 Del.  
18 C. c. 60 and c. 30 Del. C. c. 29, to issue grants and loans to assist persons engaged in the business of  
19 collecting, transporting, processing, or marketing recyclable materials. To that end, the Secretary shall be  
20 authorized to borrow up to \$22,000,000 in combination from the Delaware Land and Water Conservation  
21 Trust Fund Endowment Account, the Parks Endowment Account, the Beach Preservation Appropriation  
22 Account and the Resource, Conservation and Development Appropriation in order to fund activities  
23 pursuant to 7 Del. C. § 6054 and § 6055. Any funds borrowed from such accounts shall be paid back in  
24 full by no later than June 30, 2015, from fees generated pursuant to 30 Del. C. c. 29. To the extent that  
25 borrowing results in reduced revenues to the Department for programs that rely on interest from these  
26 accounts, principal from the account may be used to offset up to the amount of lost interest revenue and

1 shall be repaid by fees generated pursuant to 30 Del. C. c. 29. A report must be submitted regarding funds  
2 borrowed and update on the recycling program to the Director of Office and Management and Budget and  
3 the Controller General's Office by October 15, 2011 and April 15, 2012.

4 Section 89. Bay View. In accordance with the provisions of 77 Del. Laws c. 329 § 90, the  
5 Department is hereby authorized to spend up to \$200,000 in prior year funds from the Beach Management  
6 Account for the purpose of stabilization and/or restoration of the beach at the community of Bay View. No  
7 new appropriations shall be made for this purpose. These funds shall be used for the acquisition of  
8 additional scientific data, and/or preparation of local, state, and federal permit applications for this project  
9 and may be added to subsequent year appropriations for construction of this protective beach and terminal  
10 structure to assist in stabilizing the beach. Project oversight and implementation will be provided through  
11 the New Castle Conservation District. Prior to any construction, all applicable local, state and federal  
12 permitting requirements shall be met. The Department's interim policy for Coastal Lands Restoration  
13 Projects shall apply and prior to commencement of any construction, a written agreement between the  
14 Department and the community shall be signed by appropriate parties and will address applicable policy  
15 considerations. Any funds borrowed from the Beach Management Account shall be restored through Bond  
16 Bill appropriations no later than August 1, 2015.

17 Section 90. Redevelopment of Strategic Sites. The Section 1 Addendum to this Act appropriates  
18 \$2,500,000 to the Department of Natural Resources and Environmental Control for the redevelopment of  
19 strategic sites.

20 (a) \$2,250,000 shall be used for the remediation and redevelopment of the former NVF Facility in  
21 Yorklyn, along the Red Clay Creek.

22 (b) \$250,000 shall be used to develop a plan for the redesign and redevelopment of the Fort  
23 DuPont complex in Delaware City that encourages economic development that is compatible with current  
24 historic structures and recreational purposes. The Department of Natural Resources and Environmental  
25 Control shall work with the Delaware Economic Development Office, the Delaware State Housing

1 Authority and the Department of Transportation to submit a joint plan for the development of these sites to  
2 the Director of the Office of Management and Budget and the Controller General by October 15, 2011.

3 Section 91. University of Delaware – Lewes Lands. The Department of Natural Resources and  
4 Environmental Control (Department) has identified a small portion of land previously acquired from the  
5 University by the Department that may be appropriate to be transferred to the University. The land is  
6 located adjacent to the Sharp Campus in Lewes and under easement for use by the University. The land is  
7 limited to the area on which the University is conducting research associated with the operation of a wind  
8 turbine and will be of sufficient size to ensure the proper safety fall zones for the existing wind turbine. The  
9 Department has determined that this land is now not essential to the Department’s needs. In accordance  
10 with 30 Del. C. §5423 (c)(2), the General Assembly authorizes the Secretary of the Department to negotiate  
11 a transfer of such land to the University in keeping with the requirements of this section. The Secretary may  
12 accept funds or, if he determines that it is in the best interests of the Department, may accept open space  
13 property or property rights in exchange, or a combination of funds and property or property rights, as long  
14 as the total funds and fair market value of the exchanged property at least equals the fair market value of the  
15 Lewes land. Any land/fund transfers pursuant to this section, shall require the approval of the Co-Chairs of  
16 the Joint Legislative Committee on the Capital Improvement Program, the Director of the Office of  
17 Management and Budget and the Controller General. Prior to seeking such approval and formally  
18 concluding any agreement, the Department shall bring any proposal to the Open Space Council for  
19 consideration. Any agreement shall include conditions on the use of the parcel such that no additional land-  
20 based wind turbines shall be constructed.

21 Section 92. Buried Debris Remediation Program. Funding for the remediation of buried debris  
22 will follow the priority list established by date of application to DNREC for assistance. If, in the opinion of  
23 the Secretary of DNREC, a site represents an emergency, that site can be given a special priority and  
24 remediated as quickly as practicable. The \$600,000 appropriation for Fiscal Year 2012 shall be added to  
25 existing appropriations. Funds shall be available through the New Castle Conservation District for cost-  
26 share assistance to landowners with buried debris on their properties. To be eligible for cost-share, the site



1 must be listed on the DNREC priority list and meet the DNREC established criteria for buried debris  
2 removal. For projects that cost up to \$40,000, the landowner must provide twenty-five percent of the cost  
3 of remediation including disposal costs. For projects that cost more than \$40,000, the landowner must  
4 provide \$10,000 plus 10% of the cost in excess of \$40,000, including disposal costs. The provisions of this  
5 Program shall commence with those projects entitled "FY 2005 New Projects" as contained in the approved  
6 Fiscal Year 2005 Resource, Conservation and Development Projects list. The homeowner match may be  
7 provided by the homeowner, the County, the local civic or maintenance association or any combination  
8 thereof.

9 Section 93. Tax Ditches. When a tax ditch traverses county lines, and said ditch has a project  
10 added to the 21<sup>st</sup> Century Fund Resource, Conservation and Development Project List by one county  
11 Conservation District, it shall automatically be added to the Project list in the other county by that county  
12 Conservation District.

1 **DEPARTMENT OF TRANSPORTATION**

2 Section 94. General Provisions. The Department of Transportation (Department) is hereby  
3 authorized and directed to use all its designated powers and resources to carry out the following legislative  
4 mandates:

5 (a) Transportation Trust Fund Authorizations. Sums not to exceed \$432,624,900 (State:  
6 \$219,488,000; Federal: \$203,347,300; Other: \$9,789,600) are authorized to be withdrawn from the  
7 Transportation Trust Fund to carry out the projects and programs as set forth in the Section 1 Addendum of  
8 this Act.

9 (b) New Transportation Trust Fund Debt Authorizations. To fund a portion of the projects  
10 authorized herein, the Delaware Transportation Authority is hereby authorized to issue bonds in an amount  
11 not to exceed \$138,929,253 pursuant to the provisions of 2 Del. C. c. 13 and 14, of which not more than  
12 \$129,882,000 plus premium shall be used for purposes set forth in the Section 1 Addendum of this Act with  
13 the remainder, not to exceed \$9,047,253 to be used to fund issuance costs and necessary reserves for the  
14 Reserve Account.

15 Section 95. Maintenance and Operations Facilities. Building structures and facilities constructed,  
16 or to be constructed, within the Department of Transportation's operating right of way that facilitate  
17 maintaining the highway system and are used to assist in the operational and maintenance activities for all  
18 roads, shall not be subject to zoning, subdivision, or building code ordinances or regulations by any  
19 political subdivision of the State. Types of structures may include; equipment sheds, crew quarters,  
20 equipment maintenance , equipment washing , material storage sheds (i.e. salt, sand and other bulk  
21 materials), fuel centers, and other maintenance structures required to maintain the highway system such as  
22 security (cameras and fences) including necessary maintenance and replacement items such as upgrades to  
23 existing facilities. The Department shall not construct any such facility without first conducting a public  
24 workshop to describe such plans and gather public input into the effect of such plans.

25 Section 96. Transportation Enhancements. (a) It is the intent of the General Assembly that the  
26 Department provide notice to all State agencies, political sub-divisions within the State, and other parties of

1 the availability of, and rules governing, the Transportation Enhancements program. Such notice shall  
2 include, but not be limited to, the definitions of eligible projects, the requirements for matching funds, and  
3 such other requirements as may be necessary to insure that any interested entity may work to become a  
4 participating recipient under the program. For new projects, the Department of Transportation is directed to  
5 submit a detailed list of all projects funded within the Transportation Enhancement Program to the Office of  
6 Management and Budget and Office of the Controller General on an annual basis. The State funding for  
7 this program shall be limited to the required 20 percent match of the related Federal Authorization. The  
8 projects funded by this program shall be limited to the allowable categories as outlined by the Federal  
9 Highway Administration. Any deviation from this process must be approved by the Office of Management  
10 and Budget, Office of the Controller General and Co-Chairs of the Joint Committee on Capital  
11 Improvements.

12 (b) Upon the award of Transportation Enhancement Program funds and prior to the allocation of  
13 funding for any Transportation Enhancement project, the Department of Transportation shall notify the  
14 respective senators and representatives in which said project shall be located.

15 Section 97. Grants and Allocations. The Section 1 Addendum of this Act appropriates the sum of  
16 \$20,075,000 (State) for projects within the Grants and Allocations classification. The General Assembly  
17 further defines its intent with respect to those appropriations as follows:

18 (a) The sum of \$15,075,000 (State) shall be used for the Community Transportation Fund, in  
19 accordance with the rules and regulations as adopted by the Joint Legislative Committee on the Capital  
20 Improvements Program, as amended from time to time.

21 (b) The sum of \$1,000,000 (State), added to the Fiscal Year 2011 allocation of \$4,000,000 shall be  
22 used for the Municipal Street Aid program, pursuant to the provisions of 30 Del. C. c. 51 for a total of  
23 \$5,000,000 for Fiscal Year 2012. The additional funding will be only dedicated to improvements involving  
24 respective municipalities' roads and bridges.

1           Section 98. 5310 Program. The Delaware Transit Corporation is authorized to expend up to  
2 \$1,329,700 (\$859,200 State; \$470,500 Federal) from the Transit System classification (73/00) appropriated  
3 in this Act for the 5310 Program, administered by the Federal Transit Authority.

4           Section 99. DeIDOT Work Impacts on Private Property and its Owners. When the Department  
5 and/or any of its contractors determines that it would be in the best interests of the State to undertake  
6 construction/reconstruction work past 9:00 p.m. or before 7:00 a.m., and such work is to be conducted  
7 immediately adjacent to a residential neighborhood.

8           (a) The Department shall first ensure that residents of the neighborhood are notified in a timely  
9 fashion of the Department's desire to undertake such work. It must explain the benefits and costs to the  
10 State and the neighborhood of working under regular hours and the proposed extended hour schedule. Such  
11 notifications shall include a description of the proposed work to be conducted, the proposed use of any  
12 equipment that may cause noise, vibration or odor disruptions to the neighborhood, and an estimate of the  
13 time required to complete the project. The Department may proceed with its extended hours of work if it  
14 does not receive a significant number of objections from the notified residents. Pursuant to the provisions  
15 of the Delaware Code, it shall offer temporary relocation to any residents who request such relocation.

16           (b) The Department may proceed with its extended hours of work so long as jack hammering or  
17 other high noise activities do not impose an excessive nuisance to residents within the designated work  
18 zone.

19           (c) If the Department determines that the proposed work (regardless of its scheduled time) will  
20 produce noise that exceeds the applicable noise ordinances of the appropriate jurisdiction, the Department  
21 shall ensure that it seeks and receives a waiver from that jurisdiction before commencing the work.

22           (d) If the Department determines that the proposed work may cause any vibration or other damage  
23 to neighboring property, it shall complete a pre-work survey of the potentially affected properties to  
24 determine the base-line condition of those properties. It shall monitor the properties during construction to  
25 insure that any vibration or other damage is minimized. If any damage does occur, the Department must  
26 reimburse the private property owners pursuant to the provisions of the Delaware Code. The Secretary of

1 the Department may waive the provisions of this section if he/she determines that any such work is  
2 necessary in order to respond effectively to an emergency caused by a natural disaster, an accident, or a  
3 failure of a transportation investment.

4 Section 100. McMullen Farm. The General Assembly has previously authorized the Department to  
5 enter into contracts with the owners of property located in Bear, Delaware known as the McMullen Farm in  
6 order to promote improved transportation access and circulation, to promote healthy economic growth, and  
7 to preserve and enhance critical open space. The Department is authorized to continue its negotiations for  
8 the improvements to Routes 7 and 40, to the system of roads connecting to these arteries, and to the lands  
9 adjacent between the bounds of Route 273 and Route 40, Route 1 and Salem Church Road. All previous  
10 authorizations to the Department, and other affected State agencies, shall remain in force and effect, and the  
11 Secretary of the Department shall report to the Governor and the General Assembly on progress toward the  
12 completion of the transportation improvements, development of the excess lands, and creation and  
13 improvement of the community parkland no later than May 1, 2012.

14 Section 101. Indian River Inlet Bridge. State funds authorized in this and previous Acts of the  
15 General Assembly for the design and construction of a new bridge at the Indian River Inlet and the  
16 construction of new park amenities, access and circulation roads, and other transportation and recreation  
17 improvements shall be used, to the maximum extent possible, to match federal funds previously available,  
18 or to become available in the future. In keeping with the strong sense of community involvement and sense  
19 of ownership, the Department shall continue to provide periodic progress updates through such media as it  
20 determines to best address the community's needs. And finally, because in order to accomplish this project  
21 in an efficient and cost-effective manner, the Department and its contractors will have to occupy portions of  
22 the State's adjacent campground and marina facilities, the General Assembly authorizes and directs the  
23 Secretary of the Department to enter into reimbursement agreements with the Secretary of DNREC. Such  
24 agreements will insure that during the period of construction of the bridge and other necessary  
25 improvements, DNREC shall be equitably indemnified from the loss of critical tourist revenues, which are  
26 necessary to fund the operations of all of the State's outdoor recreational facilities.

1           Section 102. City of Wilmington Beautification. In order to maintain the urban tree canopy  
2 available in the City of Wilmington, the General Assembly authorizes and directs the Department to  
3 establish, and maintain a program of tree maintenance and replacement in cooperation with the Delaware  
4 Center for Horticulture (Center) and/or Urban Forestry in the Department of Agriculture. It is the intent of  
5 the General Assembly that such program shall be funded exclusively by allocations made from time to time  
6 by members of the General Assembly from their Community Transportation Funds (“CTF”). The  
7 Department shall make payments to the Center and/or Urban Forestry in the Department of Agriculture for  
8 work accomplished, and appropriately vouchered, from the CTF funds herein identified.

9           Section 103. Supplies of Road Materials. Section 109 of 74 Del. Laws, c. 308 is suspended until  
10 such time as the Department of Transportation shall suggest its re-institution and such suspension has been  
11 overridden by an Act of the General Assembly.

12           Section 104. System Capacity Preservation. The General Assembly hereby determines that it is in  
13 the public interest to limit future residential, commercial, or industrial growth along certain portions of the  
14 State’s highway network. Such potential growth would produce unsafe driving conditions as increased  
15 traffic seeks access to, and movements along, a number of local roads and collectors in critical locations  
16 through the State. The General Assembly further determines that it would be infeasible or imprudent for  
17 the Department to attempt to design and construct modifications to the State’s highway network adjacent to  
18 these locations because such improvements would irrevocably destroy the important scenic and historic  
19 nature of the view sheds and other environmental attributes associated with these locations. Accordingly,  
20 the Secretary of the Department of Transportation (Secretary) is authorized and directed to use State funds  
21 appropriated to the Transportation Enhancements program authorized and funded in the Section 1  
22 Addendum of 74 Del. Laws, c. 308, together with such other funds from any public or private source as  
23 may be available and appropriate, to purchase land, or such rights in land, as the Secretary deems necessary  
24 to protect the following properties, pursuant to the stipulations stated herein. Expenditures of these funds  
25 for these purposes shall be with the review and approval of the Director of the Office of Management and

1 Budget and Controller General. The provisions of 17 Del. C. c. 1 and 29 Del. C. c. 93 and 95 shall govern  
2 such purchases, and any other purchase by the Department authorized by this Act.

3 (a) Millcreek Farm (Yearsley) Property - Four parcels totaling approximately 35 +/- acres  
4 adjacent to Mill Creek (SR 282) and Stoney Batter (SR 283) Roads in New Castle County. The Department  
5 shall work with members of the surrounding community, plus State and local officials, to develop a master  
6 plan for the permanent protection of the site as community recreation and open space, and upon satisfactory  
7 completion of such plans, may transfer the parcel to New Castle County for a fee to be determined.

8 Section 105. Denny Road/Route 896 Alignment Completion. Upon completion and final  
9 inspection of the Denny Road/Route 896 Realignment Project, the frontage property consisting of two  
10 parcels (0.93 and 0.929 acres) along Route 896, currently landscaped and maintained by the community of  
11 Meadow Glen, shall revert back to the community which had owned said parcels prior to 1994.  
12 Notwithstanding the provisions of 17 Del. C. §137, the Department shall deed these parcels to the  
13 community and remain in their possession in perpetuity.

14 Section 106. Port of Wilmington. Subject to the review and approval of the Board of Directors of  
15 the Diamond State Port Corporation (DSPC):

16 (a) DSPC may make application to the Delaware River and Bay Authority (DRBA) for such  
17 assistance in the acquisition and improvement of facilities at the Port as the Board of the DSPC deems  
18 appropriate, in accordance with the Compact authorized under 17 Del. C. §1701. For purposes of those  
19 negotiations, any such project selected by the DSPC shall be construed to have been approved by the  
20 General Assembly and Governor as required by law subject to the conditions that any such project shall be  
21 subject to 29 Del. C. c. 69 and that such projects are subject to the approval of the Director of the Office of  
22 Management and Budget, the Controller General and the Co-Chairs of the Joint Legislative Committee on  
23 the Capital Improvement Program.

24 (b) DSPC is authorized to arrange for the lease of equipment from the State's master lease, secured  
25 by the State's full faith and credit, in an amount not to exceed \$5,000,000 in the aggregate. The  
26 expenditure of these funds and the terms of the lease shall be subject to the review and approval of the

1 Board of Directors of DSPC. A report of equipment leased including terms and amounts due shall be made  
2 available to the Secretary of Finance, Director of the Office of Management and Budget and Controller  
3 General annually.

4 Section 107. Wakefield Drive. The Department of Transportation shall be prohibited from  
5 reopening Wakefield Drive in Newark through to Old Baltimore Pike.

6 Section 108. Community Transportation Funding Levels. The Department is directed to account  
7 for the Community Transportation Program funds as cash which shall be equal to the amounts authorized in  
8 Appendix A of this Act as well as previous Bond and Capital Improvements Acts. The funds authorized  
9 within the Community Transportation program shall not be subject to reallocation by the Department under  
10 any circumstances.

11 Section 109. Design-Build Contracts. The Department of Transportation is hereby authorized to  
12 continue utilization of the design-build contract mechanism for a total of twelve transportation construction  
13 projects (nine of which have been authorized). Design-build is a project delivery method under which a  
14 project owner, having defined its initial expectations to a certain extent, executes a single contract for both  
15 architectural/engineering services and construction. The selection processes and other terms of such  
16 contracts may vary considerably from project to project. The design-build entity may be a single firm, a  
17 consortium, joint venture, or other organization. However, the fundamental element of design-build  
18 delivery remains that one entity assumes primary responsibility for design and construction of the project.  
19 The Department of Transportation is authorized to continue the use of these experimental approaches to  
20 completing its projects, subject to the following conditions:

21 (a) The contract terms shall include provisions to pay the prevailing wage rates determined by the  
22 Department of Labor, as provided in 29 Del. C. §6960, in conjunction with Federal prevailing wage rates  
23 for such work;

24 (b) The following additional provisions of 29 Del. C. c. 69 shall also be incorporated into these  
25 design-build contracts: §6962(d)(4)a. (anti-pollution, conservation environmental measures); §6962(d)(7)  
26 (equal employment opportunity assurances); and §6962(d)(8)(performance bonding requirements);



1 (c) Any such contracts shall conform to all applicable Federal laws and regulations concerning  
2 design-build contracting, including but not limited to 23 C.F.R. Part 636, without regard to the source of  
3 funds; and

4 (d) Any design-build contract for the construction of any transportation facility shall also be  
5 subject to the provisions of 17 Del. C. c. 8 (construction payments held in trust for protection of  
6 subcontractors and suppliers).

7 All other provisions of 29 Del. C. c. 69 shall not be applicable to these projects. The Co-Chairs of  
8 the Joint Legislative Committee on the Capital Improvement Program and the Director of the Office of  
9 Management and Budget shall approve all other projects subject to this section.

10 Section 110. New Development Road Widening. When planning and/or permitting additional road  
11 widening directly related to new residential development, the Department of Transportation, Division of  
12 Planning, shall make every attempt to require the necessary right-of-way land be acquired from the  
13 developer owned land.

14 Section 111. W. L. Gore Site. In evaluating and recommending improvements to the  
15 transportation system related to the development of what is known as the W.L. Gore site, located in New  
16 Castle County and situated on the north side of Sunset Lake – east of SR896 and southeast of Old Cooch’s  
17 Bridge Road, the department will make every effort to ensure that the improvements made facilitate and  
18 encourage traffic to travel toward and use SR896 and to discourage additional use of Old Cooch’s Bridge  
19 Road east of the entrance to the W.L. Gore property. This is in recognition of the historic characteristics of  
20 Old Cooch’s Bridge Road in the vicinity of the intersection with Old Baltimore Pike.

21 Section 112. Route 301 Spur Road Segment. The General Assembly directs the Department to  
22 implement the US 301 Corridor project in Phases, beginning with the US 301 mainline section.

23 Section 113. Astra Zeneca Project. The Department shall carry out property boundary adjustments  
24 and easements for transit, bicycle and pedestrian, storm water management, wetlands and stream  
25 restoration, beautification, historic preservation, conservation and other improvements in concert with  
26 DNREC, DEDO, City of Wilmington, New Castle County, New Castle County Conservation District, and

1 such other public and private entities as may be necessary to accomplish timely completion of the Blue 4  
2 Ball Master Plan.

3 Section 114. Buck Road. The Department of Transportation is requested to refrain from issuing  
4 any entrance permit, authorization, or approval for use of any entrance way from New Castle County Parcel  
5 Number 0702600094 onto Buck Road, until such time as it also certifies by letter to the New Castle County  
6 Department of Land Use that the developer's proposed entrance design meets the Department's standards,  
7 pursuant to its authority under Title 17 Del. C. §146 and its related regulations, intended to protect public  
8 safety and maintain smooth traffic flow. The government of New Castle County is also requested to solicit  
9 comments from and work with the residents of surrounding communities, community organizations, and  
10 State and local officials to address traffic safety and other legitimate land use concerns about the proposed  
11 development, after the receipt of the Department's letter.

12 Section 115. Routes 141 and 48. The Department of Transportation is requested to refrain from  
13 issuing any permit, authorization, or approval for use of any new, additional, revised, or modified entrances  
14 for New Castle County Parcel Numbers 07-032.20-003, 07-032.20-048 through and including 07-032.20-  
15 055, 07-032.20-057 and 07-032.30-072 onto or from Route 141 or Route 48, until such time as the  
16 Department obtains, reviews, and comments upon a traffic operations analysis for the area, which among  
17 other elements addresses (1) the predicted levels of service on intersections, roadways, or the Tyler  
18 McConnell Bridge affected by the proposed development of these parcels, and (2) the roadway  
19 improvements necessary to accommodate the development of these parcels, based upon the exploratory  
20 development plans submitted to the New Castle County Department of Land Use by the developer, as  
21 required by the County's Unified Development Code (UDC). To the extent that any submission of  
22 proposed development plans is substantially different than the original exploratory development plans  
23 submitted to the County, the Department is further requested to assess the impact of the new submission's  
24 traffic generation upon the local transportation network. The scope of the assessment shall be at the  
25 reasonable discretion of the Department.

1           Section 116. Delaware Children’s Theatre. Notwithstanding the provisions of 17 Del. C. §137(b),  
2 the Department of Transportation is hereby authorized to deed a 0.16 acre parcel, of unused operating State  
3 right of way adjacent to New Castle County Tax Assessment map parcel #26-021.30-124, located at 1014  
4 Delaware Avenue, Wilmington, Delaware to the Delaware Children’s Theatre. Said parcel shall be deeded  
5 with complete vehicular denial of access along the right of way and shall be subject to any existing utilities  
6 of record. The deed shall have a reversionary clause should the Department ever need a portion for a public  
7 purpose project.

8           Section 117. DMV New Castle Facility. (a) Section 1 of this Act makes an appropriation to the  
9 Department of Transportation, Support Systems; under Transportation Facilities appropriation for the  
10 design and construction of a new Division of Motor Vehicle (DMV) facility in New Castle County. The  
11 new facility will be located at the existing Mid County transit hub, which is currently owned by DelDOT.  
12 This new facility will replace the current DMV site currently located on Airport Road. While funding for  
13 the project is included in the Transportation Trust Fund, and is proposed to be matched with federal  
14 congestion mitigation funds, the Office of Management and Budget (OMB) – Division of Facilities  
15 Management will manage the construction process with oversight from DelDOT’s Support Services  
16 personnel.

17           (b) It is the intent of the General Assembly that the Department of Transportation provide for an  
18 inclusive and open process whereby the views and ideas of the residents in the neighborhoods surrounding  
19 the Airport Road Facility be gathered and provided to the Office of Management and Budget and  
20 considered prior to any future plans or commitments being made regarding the facility.

21           Section 118. Red Light Safety Enforcement. (a) The program shall continue to use recognized  
22 safety and accident criteria in determining whether and where to add any new enforcement locations to this  
23 program, and in any event shall continue to confirm that any such new locations are not objected to by the  
24 incumbent state Senator and Representative for the districts in which such locations are proposed.

25           (b) To assure integrity and propriety, no person involved in the administration or enforcement of  
26 this program shall own any interest or equity in the vendor used by the Department to support the

1 administrative elements of the program. Any such person with an ownership or equity interest in such  
2 vendor must divest from this ownership or investment no later than ninety days after the effective date of  
3 this act. This restriction applies to anyone with either direct involvement in administering or enforcing this  
4 program and those in any supervisory capacity above such persons.

5 Section 119. Craft Training. The Department of Transportation is authorized to engage in up to  
6 two project procurements (one in New Castle County and one in Kent County) utilizing the craft training  
7 and apprentice program called for in 29 Del. C. §6962(c), on an experimental basis. Any contractor that  
8 performs work in multiple trades on a road construction project under the craft training experiment will  
9 have an apprenticeship in at least one, not all of the trades on the project to comply with this experiment.  
10 Upon the completion of these experiments, the Department shall report to the Joint Legislative Committee  
11 on the Capital Improvement Program with its assessment of the program including, but not limited to, cost  
12 savings, project quality and worker safety.

13 Section 120. Chestnut Hill Road Parcel. The provisions of 17 Del. C. §137 notwithstanding, the  
14 Department of Transportation is authorized to enter into agreements with other governmental agencies,  
15 either directly or in concert with a private entity, regarding a Department-owned parcel known as NC227,  
16 tax parcel no. 11-003.30-027, on terms the Department Secretary deems appropriate, for purposes of  
17 evaluating the costs and benefits of fuel cell technology from environmental and economic development  
18 perspectives, which the General Assembly hereby finds is an appropriate public purpose.

19 Section 121. Delaware Solid Waste Authority. Through a series of Custodial Resolutions dating  
20 back to June 29, 1979 the Department of Transportation made available to the Delaware Solid Waste  
21 Authority (DSWA) three parcels of land designated as parcels “A”, “B” and “C” which were of no further  
22 use to the Department and which have since been incorporated into DSWA’s Central Solid Waste Facility  
23 (Sandtown) Landfill Operations. The provisions of 17 Del. C. Section 137 notwithstanding, the Secretary of  
24 the Department is authorized and directed to transfer to DSWA by quitclaim deed all its right, title and  
25 interest to Parcels “A”, “B” and “C” as shown on the Plot designated as Exhibit No. 1 to the Custodial

1 Resolution between DelDOT and DSWA dated December 10, 1998, such transfer to be made within ninety  
2 (90) days of the date of this enactment.

3 Section 122. Possum Park Road. The Department of Transportation is requested to refrain from  
4 issuing any entrance permit, authorization, or approval for use of any entrance or entrances for a land use  
5 development project proposed to be located on the west side of Possum Park Road (Delaware Route  
6 72/New Castle Road 314) and the north side of Kirkwood Highway (Delaware Route 2/New Castle Road  
7 11) until such time as the Department re-evaluates a February 4, 2010 traffic impact study for the project,  
8 taking into account the current timeline for its own SR2 and SR72 Intersection Improvement Project  
9 (Contract No. 28-007-05) and its Possum Park Road and Old Possum Park Road Intersection Improvements  
10 Project (Contract No. 29-041-09), as well as any noted changes in the area's traffic conditions since  
11 February 2010. The Department is requested to complete this re-evaluation before September 30, 2011, and  
12 to share the results of that re-evaluation with the government of New Castle County. The government of  
13 New Castle County is also requested to solicit comments from and work with the residents of surrounding  
14 communities, community organizations, and State and local officials to address traffic safety and other  
15 legitimate land use concerns about the proposed development project, after the receipt of the Department's  
16 letter detailing the results of its re-evaluation.

17 Section 123. Rehabilitation of Public Streets, Industrial Parks. In order to maintain a safe,  
18 attractive, and efficient network of public streets serving the state's growing inventory of industrial parks,  
19 the General Assembly hereby authorizes the Department to spend sums not exceeding \$250,000 on a pilot  
20 program to address this issue. The Department shall prepare an inventory of all public streets within the  
21 state's industrial parks. It shall further rank all of these streets in the same manner that it prepares the  
22 annual program of roads eligible for the Paving and Rehabilitation Program authorized elsewhere in this  
23 Act. The Secretary shall then distribute this list to all members of the General Assembly, together with an  
24 estimate of the amounts necessary to address those public streets in this inventory most in need of repair. If  
25 a member of the General Assembly elects to allocate funds from his/her Community Transportation Fund  
26 (CTF) to repair any of these public streets, the Secretary may draw on this appropriation to match those

1 individual CTF dollars on the basis of \$1 dollar from this special account for every \$1 dollar allocated by  
2 the member. The Secretary shall notify all members of his intent to make such matching allocations, and  
3 shall require any member interested in participating to notify the Department of his/her interest in  
4 participating by a date certain, not less than one month from the date of such announcement. In the event  
5 that the sum of all individual Member requests exceeds the amounts authorized by this section, the  
6 Department shall prioritize the industrial park streets to be improved on the basis of the ranking required by  
7 this section, and shall share its decisions with all members of the General Assembly. For purposes of  
8 preparing this inventory and ranking, the Department is authorized and directed to expend such sums as  
9 may be necessary from the accounts established for statewide paving and rehabilitation activities.

10 Section 124. Community Transportation Funds Work Group. The Department of Transportation is  
11 directed to meet with a group of those legislators interested in reviewing the estimating and contracting  
12 processes currently used for projects funded through Community Transportation Funds. The incoming  
13 Secretary is requested to convene this meeting and report to the co-chairs of the Joint Legislative  
14 Committee on the Capital Improvement Program by October 31, 2011.

15 Section 125. Rehoboth Beach Fire Company. Notwithstanding the provisions of Title 29 to the  
16 contrary, the Delaware Department of Transportation is hereby authorized to use Community  
17 Transportation Funds for a one-time reimbursement to the Rehoboth Beach Fire Company. The  
18 Department shall be authorized to reimburse the Rehoboth Beach Fire Company in the amount of \$5,323.00  
19 for reimbursement of a traffic calming device.

20 Section 126. West Dover Connector. a) The State recognizes the Department of Transportation's  
21 West Dover Connector Project as a high priority for the City of Dover and for Kent County. The project  
22 will improve the flow of traffic and reduce congestion for Dover's west side, and provide additional  
23 connections for pedestrians and bicycles. In developing the project, the Department worked with officials  
24 from Dover, the City of Camden, the Town of Wyoming, Kent County Levy Court, as well as property  
25 owners and the public. In connection with this project, the headquarters of the Delmarva Council of the  
26 Boy Scouts of America will be located on a portion of a property affected by the project, identified

1 previously as County Tax Map Numbers (2-00-085.00-02-04.00-00001) and (2-00-085.00-02-05.00-  
2 00001) and identified currently as (2-00-085.00-02-04.00-00001), (2-00-085.00-02-05.00-00001), (2-00-  
3 085.00-02-05.02-00001), and (2-00-085.00-02-05.03-00001). In addition, woods and fields will be  
4 preserved for use by Boy Scouts. The County will construct active recreation facilities on another portion  
5 of the property and the project will provide context-sensitive access to the property.

6 b) The State notes the cooperative efforts of the Department and the Boy Scouts concerning their  
7 respective projects. To realize some of the benefits of these efforts, a twelve-hundred-foot portion of one of  
8 the access roads needs to be constructed as part of the Boy Scouts' project, to allow access to the Boy  
9 Scouts' property to be constructed and opened for traffic, and avoid the construction and subsequent  
10 demolition of a temporary driveway.

11 c) Therefore, and notwithstanding any provision of state law to the contrary, the Department is  
12 authorized to enter into such agreements it deems necessary and proper to reimburse the Delmarva Council  
13 of The Boy Scouts of America for its actual expenditures for the creation of the public portion of the access  
14 road needed to reach its entrance, provided that (a) such reimbursement will not exceed the unit prices  
15 historically paid by the Department for the work items, and (b) the road improvements for which the  
16 Department reimburses the Boy Scouts are built to Department standards, and (c ) the construction of these  
17 improvements has been inspected and accepted by the Department or its authorized agents.

1 **DEPARTMENT OF AGRICULTURE**

2 Section 127. Farmland Preservation. For the fiscal year ending June 30, 2012, upon passage of  
3 legislation establishing the Farmland Purchase and Preservation Loan Program (“Delaware Young Farmer  
4 Program”), \$3,000,000 of the \$10,000,000 allocated for Farmland Preservation Funding shall be utilized by  
5 the Aglands Preservation Foundation in accordance with the rules and policies for the Delaware Young  
6 Farmer Program. All remaining state-appropriated funds shall be utilized by the Aglands Preservation  
7 Foundation to preserve eligible farms statewide through the traditional farmland preservation program at its  
8 discretion in accordance with Aglands Foundation rules and policies. Local jurisdiction funds committed to  
9 farmland preservation for Fiscal Year 2012 shall be spent to preserve farmland only in the respective  
10 jurisdictions where the funds originate. Farms to be preserved shall be selected by the local jurisdictions  
11 according to the jurisdictions selection criteria from eligible farms as listed by the Aglands Preservation  
12 Foundation. Similarly, any funds provided by nongovernment organizations shall be spent according to  
13 their selection criteria from eligible farms as listed by the Aglands Preservation Foundation.



**FIRE PREVENTION COMMISSION**

1  
2  
3  
4  
5

Section 128. Hydraulic Rescue Tools Replacement. It is the intent of the General Assembly that the funds authorized in the Section 1 Addendum of this Act be used to reimburse the Fire School, Minquadale and Talleyville fire companies. Upon submitting the receipt of sale, each company will be reimbursed up to \$7,500 by the Fire Prevention Commission - State Fire School (75-02-01).

1 **DELAWARE TECHNICAL AND COMMUNITY COLLEGE**

2 Section 129. College-wide Asset Preservation Program. The Section 1 Addendum of this Act  
3 provides funds for Delaware Technical and Community College (90-04-00) for the College-wide Asset  
4 Preservation Program. This appropriation may be used for the acquisition of computer hardware and  
5 software.

1 **DEPARTMENT OF EDUCATION**

2 Section 130. School Building and Custodial Verification. By September 30 of each calendar year,  
3 each school district shall notify the Department of Education of its intended use for each school building  
4 and administrative office building. School districts shall notify the Department about changes in the use of  
5 such buildings to include the sale of property, closing of a building, lease of property to another agency, and  
6 additions and renovations. The Department of Education shall establish a standard reporting mechanism  
7 that school districts shall utilize to gather and submit required information.

8 By October 30 of each calendar year, the Department of Education shall verify and reissue  
9 custodial allocations to each school district based on the information obtained annually.

10 Section 131. Land Donation for School Construction. Any land donated to a school district with  
11 an approved major capital improvement program shall be required to return to the State one-half of the  
12 State share amount originally budgeted for land purchase costs. In such case, the district shall be entitled to  
13 keep the remaining one-half State share amount, as well as the full local share amount in accordance with  
14 the certificate of necessity.

15 Section 132. Minor Capital Improvements. It is the intent of the General Assembly that the sum of  
16 \$10,023,800 allocated in the Section 1 Addendum to this Act be used for minor capital improvements to  
17 school buildings in the following amounts. Districts must use the funds in the amounts below on projects  
18 listed on the facility assessment website hosted by the Department of Education.

19 <u>School District</u>	20 <u>Maximum State Share</u>	21 <u>Maximum Local Share</u>	22 <u>Total Cost</u>
23 Appoquinimink	\$ 680,046	\$ 453,364	\$ 1,133,410
24 Brandywine	768,053	512,035	1,280,088
25 Special	16,054		16,054
26 Caesar Rodney	486,227	324,151	810,378
27 Special	31,865		31,865
Cape Henlopen	319,189	212,793	531,982
Special	31,622		31,622

1		<u>Maximum</u>	<u>Maximum</u>	
2	<u>School District</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
3				
4	Capital	451,929	301,286	753,215
5	Special	15,568		15,568
6	Christina	1,219,761	813,174	2,032,935
7	Special	57,771		57,771
8	Colonial	716,825	477,883	1,194,708
9	Special	12,406		12,406
10	Delmar	93,553	62,369	155,922
11	Indian River	632,467	421,645	1,054,112
12	Special	14,230		14,230
13	Lake Forest	288,467	192,311	480,778
14	Laurel	160,105	106,737	266,842
15	Milford	307,002	204,668	511,670
16	Red Clay	1,154,013	769,342	1,923,355
17	Special	17,027		17,027
18	Seaford	255,993	170,662	426,655
19	Smyrna	363,484	242,323	605,807
20	Woodbridge	159,011	106,007	265,018
21	New Castle VoTech	574,428		574,428
22	Polytech	144,124		144,124
23	Sussex Tech	157,502		157,502
24	Campus Community	43,857		43,857
25	Academy of Dover	19,192		19,192
26	Delaware College Prep			
27	Academy	17,806		17,806
28	DE Military Academy	40,574		40,574
29	East Side Charter	28,314		28,314
30	Family Foundations	45,390		45,390

	<u>Maximum State Share</u>	<u>Maximum Local Share</u>	<u>Total Cost</u>
1 <u>School District</u>			
2 Kuumba Academy	18,462		18,462
3 Reach Academy	16,127		16,127
4 Maurice Moyer 5 Academy	14,741		14,741
6 M.O.T. Charter	49,258		49,258
7 Newark Charter	97,493		97,493
8 Odyssey Charter	31,963		31,963
9 Pencader Charter	44,952		44,952
10 Positive Outcomes	8,538		8,538
11 Prestige Academy	17,733		17,733
12 Providence Creek	50,790		50,790
13 Sussex Academy of Arts	24,008		24,008
14 Thomas Edison	55,095		55,095
15 Wilmington Charter	<u>70,785</u>		<u>70,785</u>
16 Total to Schools	\$9,823,800	\$5,370,750	\$15,194,550
17 Vocational Equipment	85,000	56,667	141,667
18 State Board Contingency	<u>115,000</u>	<u>76,667</u>	<u>191,667</u>
19 <b>TOTAL</b>	<b>\$10,023,800</b>	<b>\$5,504,084</b>	<b>\$15,527,884</b>

21 Section 133. Dickinson High School. Funding provided to the Red Clay School District for

22 Equalization as provided for in the Fiscal Year 2012 Annual Appropriations Act shall be contingent upon

23 the following:

24 (a) The lighted football field at Dickinson High School may be used at night only for Dickinson home  
25 games and Dickinson band practice; and

26 (b) The District is required to maintain the fencing between Dickinson High School and the community  
27 of Montclare, keep the gate between the properties locked at all times (except by mutual agreement between

1 the District and the Montclare Civic Association), and provide, maintain and replace, if necessary, the  
2 Leland Cypress trees along the fence line bordering the homes on Salem Drive.

3 Section 134. School Construction Fund Transfers. Notwithstanding any law or other provision to  
4 the contrary, the Department of Education, with the approval of the Director of the Office of Management  
5 and Budget and Controller General, may transfer funding between major capital construction projects  
6 within the respective school districts. These transfers shall not authorize any changes in conditions or incur  
7 any obligations in excess of the approved Certificate(s) of Necessity.

8 Section 135. School District Financial Reviews. It is the intent of the General Assembly that for  
9 school districts receiving funds appropriated in the Section 1 Addendum to this Act, should a school district  
10 financial position report as required under 14 Del. C. § 1507 demonstrate less than one month of carryover,  
11 or if at any time during the course of the fiscal year a school district is projected to not be able to satisfy its  
12 local payroll obligations, the Director of the Office of Management and Budget, in coordination with the  
13 Secretary of Education and Controller General, is authorized to conduct a comprehensive review of the  
14 school district's capital construction program.

15 Section 136. School Construction Contractual Documents. Effective January 1, 2007, all school  
16 districts that receive State funds for major capital construction projects shall use standard bid and contract  
17 documents developed by the Office of Management and Budget, Facilities Management. School districts  
18 may enhance the standard bid and contract documents with additional contractual or project-specific  
19 requirements as long as the enhancements do not diminish and are not in conflict with the provisions of the  
20 standard documents. The Department of Education, in consultation with the Office of Management and  
21 Budget, Facilities Management, shall approve any modifications or changes to the provisions of the  
22 standard bid and contract documents before a school district may use or enhance the modified documents.

23 Section 137. Brandywine School District Space Consolidation and Grade Reconfiguration. The  
24 Section 1 Addendum to 76 Del. Laws c. 79 appropriates \$1,600,000 to the Department of Education in  
25 planning money for the renovation of Hanby Middle School in the Brandywine School District and further  
26 authorized a local match share of \$1,066,700. In light of declining enrollment and to avoid increasing

1 operating costs, the District has decided to close the Hanby Middle School and has realigned the feeder  
2 pattern for its remaining schools. The closure of the Hanby Middle School will allow the District to forego  
3 the \$13,134,014 in state share and \$8,756,009 in local match share that would have been required to  
4 renovate the school. In lieu of renovating the Hanby Middle School, the Brandywine School District is  
5 hereby authorized to use the planning funds previously authorized to demolish the Hanby Middle School  
6 and for other costs associated with the District's Space Consolidation and Grade Reconfiguration Plan  
7 approved by the Brandywine School District Board of Education on February 25, 2008. Approval is also  
8 hereby given to construct the Brandywood Elementary School, approved on C.N. # 0631B, on the site of  
9 Hanby Middle School and to complete the renovations of P.S du Pont, on C.N. # 0631C, as a Middle  
10 School.

11 Notwithstanding any other state law or regulation to the contrary, the district is authorized to  
12 transfer funds with the approval of the Director of the Office of Management and Budget and Controller  
13 General across any of the approved Certificates of Necessity C.N. # 0631A-I to meet costs associated with  
14 the transition to new grade configurations and to utilize such funds for expenses required to reconfigure  
15 grade levels at Harlan Elementary School and Claymont Elementary School.

16 The Brandywine School District shall not be authorized to incur any obligation in excess of the  
17 amounts listed on Certificates of Necessity #0631A-I.

18 Section 138. Milford School District – Access Road. To insure that property owned by the Milford  
19 School District is used in accordance with the priorities established by the Milford School District Board of  
20 Education, no state agency or municipality shall use said district property for any type of additional access  
21 road without the approval of the Milford School District Board of Education. If the Milford School District  
22 Board of Education does not publicly endorse, by affirmative vote, the placement of an additional access  
23 road on district property, no state agency or municipality shall be authorized to condemn such district  
24 property for said use.

25 Section 139. Brandywine School District Conveyances. (a) The General Assembly hereby  
26 determines that it is in the public interest to reclaim a portion of the 13.97 acre parcel of land at 500 Duncan

1 Road, Wilmington, DE 19809 (New Castle County tax parcel ID number 06-132.00-188) (the “Duncan  
2 Road Parcel”) held in a governmental capacity by the Brandywine School District in order for the State of  
3 Delaware to convey to the Edgemoor Community Center, Inc. (“ECC”), a not for profit corporation of the  
4 State of Delaware, an approximately 3.2 acre portion of said parcel (the “ECC Parcel”). ECC has provided  
5 vital services to the citizens of Delaware since 1978, and has occupied the ECC Parcel exclusively since  
6 1989. The General Assembly recognizes that as a titled owner of the ECC Parcel, ECC will be better able  
7 to serve the citizens of Delaware and be better positioned to receive grants, including facilities improvement  
8 grants. In addition, as a titled holder, ECC may immediately be able to lower its operational costs as it will  
9 be able to renegotiate as a secured property holder outstanding debt currently being financed at unsecured  
10 debtor rates.

11 The Duncan Road Parcel is hereby divided and title to the ECC Parcel is hereby conveyed to ECC,  
12 with the buildings thereon erected, being bounded and described as follows to-wit:

13 BEGINNING at a point formed by the intersection of the Southwesterly side of Duncan Road (60  
14 feet wide) with the Northwesterly side of Brandywine Boulevard (67.5 feet wide):

15 Thence, from said Point of Beginning the following thirty-three courses and distances:

- 16 (1) With the aforesaid side of Brandywine Boulevard this and the next three courses and  
17 distances, South 42 degrees, 58 minutes, 38 seconds West, 364.88 feet to a point of  
18 curvature, thence;
- 19 (2) By an arc curving to the right having a radius of 666.30 feet, an arc distance of 155.22 feet  
20 (CHD=South 49 degrees, 39 minutes, 04 seconds West, 154.87 feet) to a point of tangency,  
21 thence;
- 22 (3) South 56 degrees, 19 minutes, 30 seconds West, 24.56 feet to a point in line of Tax Parcel  
23 No. 06-132.00-188, thence, through the aforesaid tax parcel the following twenty-seven  
24 courses and distances, and also parallel to the proposed curb the next four courses and  
25 distances;
- 26 (4) By an arc curving to the right having a radius of 18.00 feet, an arc distance of 9.97 feet  
27 (CHD=North 49 degrees, 32 minutes, 37 seconds West, 9.84 feet) to a point, thence;
- 28 (5) North 33 degrees, 40 minutes, 30 seconds West, 59.06 feet to a point of curvature, thence;
- 29 (6) By an arc curving to the left having a radius of 126.00 feet, an arc distance of 89.83 feet  
30 (CHD=North 54 degrees, 05 minutes, 57 seconds West, 87.94 feet) to a point of tangency,  
31 thence;
- 32 (7) North 74 degrees, 31 minutes, 23 seconds West, 24.34 feet to a point, thence through the  
33 existing baseball field;



- 1 (8) North 36 degrees, 43 minutes, 40 seconds East, 199.57 to a point behind the proposed curb,  
2 thence, parallel with same the next two courses an distances;
- 3 (9) South 53 degrees, 56 minutes, 32 seconds East, 69.07 feet to an point, thence crossing the  
4 proposed lane;
- 5 (10) North 35 degrees, 57 minutes, 46 seconds East, 27.99 feet to a point behind the existing  
6 curb, thence parallel to the aforesaid existing curb;
- 7 (11) North 53 degrees, 35 minutes, 55 seconds West, 80.57 feet to a point of curvature, thence;
- 8 (12) By an arc curving to the right having a radius of 70.00 feet, an arc distance of 20.54 feet  
9 (CHD=North 45 degrees, 11 minutes, 30 seconds West, 20.47 feet) to a point of tangency,  
10 thence;
- 11 (13) North 36 degrees, 47 minutes, 06 seconds West, 14.08 feet to a point of curvature, thence;
- 12 (14) By an arc curving to the left having a radius of 12.50 feet, an arc distance of 3.46 feet  
13 (CHD=North 44 degrees, 42 minutes, 59 seconds West, 3.45 feet) to a point of tangency,  
14 thence;
- 15 (15) North 52 degrees, 38 minutes, 53 seconds West, 9.04 feet to a point, thence;
- 16 (16) North 46 degrees, 44 minutes, 48 seconds West, 4.76 feet to a point, thence;
- 17 (17) North 54 degrees, 03 minutes, 32 seconds West, 20.41 feet to a point, thence;
- 18 (18) North 25 degrees, 50 minutes, 17 seconds East, 14.16 feet to a corner of an existing loading  
19 dock, thence;
- 20 (19) North 28 degrees, 53 minutes, 25 seconds East, 16.46 feet to a point, thence;
- 21 (20) North 34 degrees, 57 minutes, 29 seconds East, 9.27 feet to a point on the exterior building  
22 wall, thence through the existing wall;
- 23 (21) South 59 degrees, 52 minutes, 12 seconds East, 4.22 feet to a point in the center of a new  
24 division wall, thence, with same;
- 25 (22) North 35 degrees, 34 minutes, 51 seconds East, 17.34 feet to a point on the face of an  
26 existing hallway wall, thence;
- 27 (23) South 63 degrees, 46 minutes, 07 seconds East, 1.45 feet to a point on the roof overhang  
28 and the edge of an interior courtyard, thence, with same the next two courses and distances;
- 29 (24) North 35 degrees, 50 minutes, 53 seconds East, 95.51 feet to a point, thence;
- 30 (25) South 54 degrees, 48 minutes, 34 seconds East, 6.12 feet to a point in line of a new  
31 doorway threshold, thence, with same;
- 32 (26) North 36 degrees, 03 minutes, 21 seconds East, 23.61 feet to a point in line of a retaining  
33 wall, thence , with same the next four courses and distances;
- 34 (27) North 53 degrees, 42 minutes, 38 seconds West, 2.07 feet to a point, thence;
- 35 (28) North 35 degrees, 19 minutes, 14 seconds East, 31.69 feet to a point, thence;
- 36 (29) North 54 degrees, 45 minutes, 19 seconds West, 2.47 feet to a point, thence;
- 37 (30) North 35 degrees, 48 minutes, 20 seconds East, 40.90 feet to a point along the existing back  
38 of curb, thence, parallel with same the next two courses and distances;
- 39 (31) By an arc curving to the left having a radius of 52.00 feet, an arc distance of 25.11 feet  
40 (CHD=North 50 degrees, 07 minutes, 28 seconds East, 24.87 feet) to a point of tangency,

1                   thence;  
2           (32)   North 35 degrees, 55 minutes, 26 seconds East, 12.54 feet to a point on the aforesaid side  
3                   of Brandywine Boulevard, thence, with same;

4           (33)   South 54 degrees, 04 minutes, 34 seconds East, 337.87 feet to the Point of Beginning.

5           Containing within said metes and bounds 3.2197 acres of land, be they the same, more or less.

6           Such description of the ECC Parcel shall remain binding and effective unless ECC and Brandywine  
7 School District agree in writing to modify such description on or before September 30, 2010.

8           This conveyance shall be "as is" in that ECC shall accept any buildings erected on the parcel in  
9 their present condition as of the time of conveyance, and shall be subject to all other covenants, conditions,  
10 restrictions and easements of record, this reference to which shall not be construed to reimpose the same.

11          The Brandywine School District and ECC shall also negotiate in good faith to agree on mutually acceptable  
12 easements and agreements to address issues including cross access, maintenance, and shared use of  
13 property. Such easements or agreements shall guarantee to ECC continued water and sewer access at costs  
14 pro rated to ECC's usage of such water and sewer services, and shall guarantee ECC use of and access to  
15 any telephone, security alarm or other such ECC systems that remain on the Duncan Road Parcel but that  
16 are not conveyed with the ECC Parcel.

17          All agencies reviewing the Minor Land Development Plan for the expansion of administrative  
18 offices at the Duncan Road Parcel (New Castle County Application No. 2010-0235) shall review the plans  
19 as the property existed prior to the subdivision of the property as directed herein. In addition, the Delaware  
20 Department of Transportation shall grant a time extension of a maximum of twelve (12) months from the  
21 time of the issuance of a Certificate of Occupancy for the expansion of the administrative offices by New  
22 Castle County to complete the pedestrian improvements required by the Delaware Department of  
23 Transportation within the public right-of-way for Duncan Road and Brandywine Boulevard.

24          Nothing in the subdivision of the Duncan Road Parcel shall prohibit the Brandywine School  
25 District from expending funds approved under C.N. # 0631 F on the ECC Parcel that are required to  
26 complete the relocation of its district office. ECC shall not be required to pay for any improvements to the

1 Duncan Road Parcel, including the ECC Parcel, as a result of or relating to Brandywine School District’s  
2 plans for the relocation of its district office.

3 (b) The General Assembly hereby determines that it is in the public interest to reclaim a portion of  
4 the 26.25 acre parcel of land at 3301 Green Street, Claymont, DE 19703 (New Castle County tax parcel ID  
5 number 06-071.00-106) held by the Brandywine School District in order for the State of Delaware to  
6 convey to the Brandywine Community Resource Council, Inc. (“BCRC”), a not for profit corporation of the  
7 State of Delaware that operates the Claymont Community Center, a portion of said parcel (the “CCC  
8 Parcel”). The General Assembly also hereby determines that it is in the public interest to reclaim the 0.38  
9 acre parcel, also at 3301 Green Street, Claymont, DE 19703 (New Castle County tax parcel ID number 06-  
10 084.00-009) (the “Second CCC Parcel”), in order for the State of Delaware to convey such parcel to BCRC.  
11 BCRC provides vital services to the citizens of Delaware and occupies the CCC Parcel and the Second  
12 CCC Parcel exclusively. The General Assembly recognizes that as a titled owner of the CCC Parcel and  
13 the Second CCC Parcel, BCRC will be better able to serve the citizens of Delaware and be better positioned  
14 to receive grants, including facilities improvement grants.

15 Brandywine School District is hereby authorized and directed to convey the CCC Parcel and the  
16 Second CCC Parcel to BCRC for the combined consideration of one dollar (\$1.00). The deed to the  
17 aforesaid real property shall contain a provision whereby the Brandywine School District shall have the  
18 right of first refusal to the property in the event that the BCRC wishes to vacate the property. If the BCRC  
19 vacates the property and the Brandywine School District does not exercise its right of first refusal, proceeds  
20 from the sale of said property shall be governed by the provisions 14 Del. C. § 1057(a)(15).

21 These conveyances shall be "as is" in that BCRC shall accept any buildings erected on the parcels  
22 in their present condition as of the time of conveyance, and shall be subject to all other covenants,  
23 conditions, restrictions and easements of record, this reference to which shall not be construed to reimpose  
24 the same. The Brandywine School District and BCRC shall also negotiate in good faith to agree on  
25 mutually acceptable easements and agreements to address issues including cross access, maintenance, and  
26 shared use of property that BCRC and Brandywine School District deem necessary or appropriate.

1           Section 140. Claymont Community Center. In connection with the transfer of property directed  
2 pursuant to Section § 135(b), 77 Del. Laws, Chapter 329, the Brandywine Community Resource Council  
3 Inc. (BCRC) shall be liable for the payment of survey(s) and/or related transaction costs necessary to  
4 determine whether any portion of the land that was conveyed pursuant to the above authority are portions of  
5 land originally acquired by the Delaware Department of Transportation (DOT) for right-of-way purposes  
6 for the construction of Interstate 95. To the extent any survey confirms that any portion of such lands are,  
7 in fact, owned by the DOT, and notwithstanding any provisions of 17 Del. C. § 137 to the contrary, the  
8 DOT, after receiving any and all necessary approvals from the federal government or any agent thereof for  
9 transfer of such land, is further authorized to execute any and all necessary deeds to convey said portions of  
10 land to the BCRC and/or the Brandywine School District on the same terms and conditions as the  
11 Brandywine School District’s related conveyance to the BCRC pursuant to the above authority.

12           Section 141. New Castle County VoTech Bleachers Project. Of the \$1,531,500 (\$934,200 State  
13 and \$597,300 local) appropriated for Fit-out St. Georges High School Auditorium, \$500,000 (\$305,000  
14 State and \$195,000 local) is to be used to construct bleachers next to the artificial turf field at St. Georges.

15           Section 142. Richard Allen School Conveyance. a) Notwithstanding the provisions of Title 14,  
16 §1057, the Indian River School District is hereby authorized and empowered to execute and deliver to the  
17 Boys and Girls Club of Delaware Inc. a good and sufficient deed to transfer and convey all that certain  
18 parcel of land all structures thereon, known as the Richard Allen School located in Sussex County,  
19 Delaware (tax parcel 1-35 20-70). This conveyance shall be for consideration of \$1.00, and shall be “as is”  
20 in the Boys and Girls Club of Delaware Inc. shall accept the building and land in their present condition as  
21 of the time of conveyance.

22           b) The deed to the aforesaid property shall contain a provision whereby said property will revert to  
23 the Indian River School District in the event the property or any part thereof ceases to be used by the Boy  
24 and Girls of Delaware, Inc.

25           Section 143. Milford Transfer of Major Capital Construction Funds. The Milford school district,  
26 with the approval of the Secretary of Education, the Director of the Office of Management and Budget and

1 the Controller General, is authorized to transfer non-obligated major capital improvement funds from the  
2 Central Academy Project (Certificate of Necessity #0818-C-D) for the construction of an animal science  
3 facility and land sciences laboratory on the Kent County Campus to be used by Central Academy and  
4 Milford High School students.

5 Section 144. Bond Verification. All bonds issued, or herein before or herein authorized to be  
6 issued, by the State are hereby determined to be within all debt and authorization limits of the State.

7 Section 145. Inconsistency. Insofar as the provisions of this Act are inconsistent with the  
8 provisions of any general, special, or local laws, or parts thereof, the provisions of this Act shall be  
9 controlling.

10 Section 146. Severability. If any section, part, phrase, or provision of this Act or the application  
11 thereof be held invalid by any court of competent jurisdiction, such judgment shall be confined in its  
12 operation to the section, part, phrase, provision, or application directly involved in the controversy in  
13 which such judgment shall have been rendered and shall not affect or impair the validity of the remainder  
14 of this Act or the application thereof.

15 Section 147. Effective Date. This Act shall take effect in accordance with the provisions of State  
16 law.

### **SYNOPSIS**

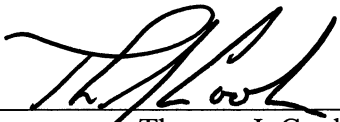
This Bill is the Fiscal Year 2012 Bond and Capital Improvements Act.

Author: Joint Legislative Committee on the Capital Improvement Program

## DEBT LIMIT STATEMENT FOR FISCAL YEAR 2012

This Debt Limit Statement is to be attached to the Fiscal Year 2012 Bond and Capital Improvement Act as required by 29 Del. C. §7422.

(1) <b>Estimated Net General Fund revenue</b> for the Fiscal year ending June 30, 2012 as per the joint resolution of the House and Senate which will be signed by the Governor in connection with the adoption of the annual Budget Appropriation Bill for that fiscal year.	\$ <u>3,422.9 million</u>
(2) Multiply by 5%.	X .05
(3) Maximum aggregate principal amount of tax-supported obligations which may be authorized by the State in the fiscal year ending June 30, 2012.	\$ 171.1 million
(4) Less: Aggregate principal amount of previously authorized tax-supported obligations subject to debt limit.	\$ <u>0 million</u>
(5) <b>AVAILABLE DEBT LIMIT</b> prior to appended legislation (Line 3 minus Line 4).	\$ 171.1 million
(6) Less: Aggregate principal amount of new tax-supported obligations subject to debt limit to be authorized pursuant to appended legislation.	\$ <u>0 million</u>
(7) <b>REMAINING DEBT LIMIT</b> (Line 5 minus Line 6).	\$ <u><u>171.1 million</u></u>

  
\_\_\_\_\_  
Thomas J. Cook  
June 28, 2011

**Delaware Department of Transportation  
F. Y. 2012 Capital Transportation Program  
Appendix A  
(in \$000's)**

	APPR	Other Funding	Federal Authorization	State Authorization	FY 2012 Authorization
<b>ROAD SYSTEM 7700</b>					
<b>A. Expressways</b>					
SR 1 from Tybouts Corner to SR 273	97701		\$3,063.6	\$765.9	\$3,829.5
I-95 & US 202 Interchange	97701		\$8,000.0		\$8,000.0
I-95, Maryland Line to I-295 Program	97701		\$44,500.0		\$44,500.0
Glenville Subdivision Improvements	97701	\$1,225.0			\$1,225.0
I-95 and SR141 Ramps G & F Improvements	97701		\$412.8	\$103.2	\$516.0
<b>Subtotal Expressways</b>		<b>\$1,225.0</b>	<b>\$55,976.4</b>	<b>\$869.1</b>	<b>\$58,070.5</b>
<b>B. Arterials</b>					
SR 2 Elkton Road, MD Line to Casho Mill Road	97701		\$40.0	\$0.4	\$40.4
SR 2, South Union Street from Railroad Bridge to Sycamore Street	97701		\$80.0		\$80.0
US 301, Maryland State Line to SR 1	97701		\$10,986.9		\$10,986.9
US 40, Maryland State Line to US 13 Program	97701		\$560.0	\$222.4	\$782.4
Washington Street, New Castle	97701		\$5,620.4	\$1,357.1	\$6,977.5
SR 1 at NE Front Street	97701		\$480.0		\$480.0
SR 1, South Frederica Grade Separated	97701		\$3,760.0	\$940.0	\$4,700.0
US 13 from South Court Street to Loockerman Street	97701		\$400.0	\$12.0	\$412.0
SR 8, Hazletville Road Connector	97701			\$250.0	\$250.0
SR 1, Rehoboth Canal to North of Five Points, Pedestrian Improvements	97701		\$4,957.0		\$4,957.0
Indian River Bridge and Area Improvements	97701		\$4,364.7		\$4,364.7
SR 1, Dewey Beach Pedestrian/Bicycle Improvements	97701		\$400.0		\$400.0
SR 1A, Dewey Beach Pedestrian/Bicycle Improvements	97701		\$500.0		\$500.0
SR 1, SR 30 Grade Separated Intersection	97701		\$4,000.0	\$2,353.3	\$6,353.3
US 113, North/South Improvements	97701		\$1,000.0		\$1,000.0
US 9 / SR 1 Five Points	97701			\$15,061.0	\$15,061.0
HSIP	97701		\$14,883.8	\$2,613.8	\$17,497.6
<b>Subtotal Arterials</b>		<b>\$0.0</b>	<b>\$52,032.8</b>	<b>\$22,810.0</b>	<b>\$74,842.8</b>
<b>C. Collectors</b>					
Barratts Chapel Road	97701			\$250.0	\$250.0
West Dover Connector	97701		\$5,500.0		\$5,500.0
Camp Arrow Head Road / Angola Road	97701			\$1,000.0	\$1,000.0
SR 24-SR5/SR23	97701			\$677.1	\$677.1
<b>Subtotal Collectors</b>		<b>\$0.0</b>	<b>\$5,500.0</b>	<b>\$1,927.1</b>	<b>\$7,427.1</b>

**Delaware Department of Transportation  
F. Y. 2012 Capital Transportation Program  
Appendix A  
(in \$000's)**

	APPR	Other Funding	Federal Authorization	State Authorization	FY 2012 Authorization
<b>D. Locals</b>					
Southern New Castle County Improvements	97701			\$357.6	\$357.6
Westtown Transportation Improvements	97701	\$120.0		\$30.0	\$150.0
Wilmington Riverfront Program	97701		\$6,880.0	\$1,720.0	\$8,600.0
Laurel Service Road	97701			\$280.0	\$280.0
Patriots Way (S318), Avenue of Honor to Stockley Branch	97701			\$250.0	\$250.0
Recreational Trails	97701	\$221.2	\$884.8		\$1,106.0
<b>Subtotal Locals</b>		<b>\$341.2</b>	<b>\$7,764.8</b>	<b>\$2,637.6</b>	<b>\$10,743.6</b>
<b>E. Bridges</b>					
Bridge Management Program	97701		\$3,289.9	\$905.2	\$4,195.1
Bridge Preservation Program	97701		\$11,339.6		\$11,339.6
<b>Subtotal Bridges</b>		<b>\$0.0</b>	<b>\$14,629.5</b>	<b>\$905.2</b>	<b>\$15,534.7</b>
<b>F. Other</b>					
Transportation Enhancements	97701		\$3,512.4	\$878.1	\$4,390.5
Pavement and Rehabilitation	97701		\$8,000.0	\$92,361.0	\$100,361.0
Materials & Minor Contracts	97701			\$6,201.2	\$6,201.2
Signage and Pavement Markings	97701			\$2,400.0	\$2,400.0
Rail Crossing Safety	97701		\$1,167.5	\$880.0	\$2,047.5
Safety Improvement Program	97701		\$2,450.0	\$1,605.2	\$4,055.2
Traffic Calming	97701			\$352.6	\$352.6
Intersection Improvements	97701	\$600.0	\$1,600.0	\$5,000.0	\$7,200.0
Engineering & Contingency	97701			\$25,088.4	\$25,088.4
Corridor Capacity Preservation	97701			\$2,000.0	\$2,000.0
<b>Subtotal Other</b>		<b>\$600.0</b>	<b>\$16,729.9</b>	<b>\$136,766.5</b>	<b>\$154,096.4</b>
<b>TOTAL ROAD SYSTEM</b>		<b>\$2,166.2</b>	<b>\$152,633.4</b>	<b>\$165,915.5</b>	<b>\$320,715.1</b>
<b>SUPPORT SYSTEM 7600</b>					
Planning	97601		\$5,884.1	\$2,161.3	\$8,045.4
Information Technology	97601		\$270.0	\$7,111.2	\$7,381.2
Heavy Equipment	97601			\$4,500.0	\$4,500.0
Transportation Management Improvements	97601	\$180.0	\$6,760.0	\$2,960.0	\$9,900.0
Transportation Facilities	97601		\$12,000.0	\$10,800.0	\$22,800.0
Engineering & Contingency	97601		\$200.0		\$200.0
Aeronautics	97601		\$175.0	\$749.3	\$924.3
<b>TOTAL SUPPORT SYSTEM</b>		<b>\$180.0</b>	<b>\$25,289.1</b>	<b>\$28,281.8</b>	<b>\$53,750.9</b>



**Delaware Department of Transportation  
F. Y. 2012 Capital Transportation Program  
Appendix A  
(in \$000's)**

	APPR	Other Funding	Federal Authorization	State Authorization	FY 2012 Authorization
<b>TRANSIT SYSTEM 7300</b>					
Transit Facilities	97301	\$6,000.0	\$13,600.0	\$1,485.0	\$21,085.0
Transit Vehicles	97301	\$1,443.4	\$11,824.8	\$3,730.7	\$16,998.9
<b>TOTAL TRANSIT SYSTEM</b>		<b>\$7,443.4</b>	<b>\$25,424.8</b>	<b>\$5,215.7</b>	<b>\$38,083.9</b>
<b>GRANTS AND ALLOCATIONS 5600</b>					
Municipal Street Aid	95601			\$5,000.0	\$5,000.0
Community Transportation Fund	95601			\$15,075.0	\$15,075.0
<b>TOTAL GRANTS AND ALLOCATIONS</b>		<b>\$0.0</b>	<b>\$0.0</b>	<b>\$20,075.0</b>	<b>\$20,075.0</b>
<b>SUB TOTAL</b>		<b>\$9,789.6</b>	<b>\$203,347.3</b>	<b>\$219,488.0</b>	<b>\$432,624.9</b>
<b>GRAND TOTAL</b>		<b>\$9,789.6</b>	<b>\$203,347.3</b>	<b>\$219,488.0</b>	<b>\$432,624.9</b>

Appendix B  
F. Y. 2012 Pavement and Rehabilitation Candidate Locations

ROUTE	ROUTE DESCRIPTION	LENGTH	BEGIN DESCRIPTION	END DESCRIPTION
1-00002	PORT PENN RD	0.28	BRIDGE AT CANAL ST	FIFTH ST / RD 410
1-00004	CONCORD AVE US 202 NB & SB	5.84	500' N OF MURPHY RD / RD 210	200' S OF RD 17 / NAAMANS RD
1-00005	DUPONT PKWY NB & SB	1.64	JOINT PAST RT 1 OVERPASS	RD 34 / RT 13
1-00009	11TH STREET	0.91	MADISON STREET	NORTHEAST BLVD
1-00009	KENNETT PIKE	0.56	PA LINE	SNUFF MILL
1-00009	KENNETT PIKE	1.46	CENTER MEETING RD	JOINT NEAR NATURAL HISTORY MUSEUM
1-00009	KENNETT PIKE	3.57	JOINT SOUTH OF SUNNYSIDE RD	I-95 NB RAMP
1-00011	LINCOLN STREET RT 2 NB	1.00	SYCAMORE STREET	RD 9 PENNSYLVANIA AVENUE
1-00011	CAPITOL TRAIL RT 2 EB & WB	9.88	RD 309 E.CLEVELAND AVE	RT 7
1-00014	BROAD ST	5.39	RD 1/00001 (DUPONT PKWY)	RD 1/33028 (WEST PARK PL)
1-00017A	RIDGE RD	0.30	RD 1/00017 (NAAMANS RD)	End of Roadways End of Forward Direction
1-00019	NEW CASTLE AVE RT 9	4.76	BRIDGE	RD 28 HEALD STREET
1-00021	NEWPORT GAP PIKE	0.46	RD 1/00334 (BOXWOOD ROAD)	WILSON
1-00024	MARKET ST	0.63	BRANDYWINE CREEK BRIDGE	TWENTY EIGHTH STREET
1-00024	PHILADELPHIA PIKE	0.65	JOINT NORTH OF RD 60 NB, I-495	RD 17 NAAMANS RD
1-00024	MARKET STREET	0.89	28TH STREET	RD 1/51228 (PARK DRIVE SOUTH)
1-00025	CALDWELL CORNER ROAD	1.61	MEADOW VISTA DRIVE	CANNERY LA
1-00027	DUPONT RD	0.40	NEW RD	NORTHERN ELSMERE TOWN LIMITS
1-00028	HEALD ST	0.00	RD 1/00033 (DUPONT PARKWAY)	Christiana Ave
1-00030	PADDOCK RD	2.09	RD 465 / EAGLES NEST LANDING RD	RT 9
1-00032	PULASKI HWY RT 40 EB & WB	7.40	MD LINE	RD 356 DE 72
1-00032	PULASKI HWY RT 40 NB & SB	4.64	RT 1 OVERPASS	US 13
1-00034	DUPONT PKWY NB & SB	2.90	RD 5 / BEAR CORBITT RD	JOINT AT ST GEORGES BRIDGE
1-00035	RED LION ROAD	3.94	Dragon Run	RT 13
1-00039	BROAD STREET	3.47	RD 1/00427 CEDAR LANE	RD 1/00432 (CHURCHTOWN RD)
1-00043	WASHINGTON ST	0.25	RD 1/51306 (THIRTY SIXTH STREET)	MATSON RUN PKWY
1-00043	WASHINGTON ST	0.20	11TH STREET	RD 1/51108 W.FOURTEENTH ST
1-00044	BAYNARD BLVD	0.35	W. TWENTY SECOND STREET	RD 1/00217 BROOM ST
1-00049	UNION ST	0.17	N.SCOTT STREET	N.UNION RD 49
1-00050	SPRUCE STREET	0.38	BEGIN DIVIDED STATUS	RD 1/51267 (SEVENTH STREET)
1-00050	GOV PRINTZ BLVD NB & SB	11.40	TWENTY SEVENTH STREET	RD 24 PHILADELPHIA PIKE
1-00066	JAMES ST NB & SB	1.88	RT4	RD 333 CENTERVILLE/ BOXWOOD
1-00068	NEWTOWN RD	0.42	RT7	RD 1/00345 (SMALLEYS DAM ROAD)
1-00226	GARDEN OF EDEN RD	0.33	ENT TO DEVELOPMENT	US 202 RD 1/00004 (CONCORD PIKE)
1-00232	ADAMS DAM ROAD/ROCKLAND RD	2.30	W. PARK DRIVE/FOULK RD	RD 1/00235 (ROCK SPRING RD)
1-00237	LANCASTER PIKE SB	0.52	RD 276 MCKENNANS CHURCH RD	END DIVIDED
1-00237	LANCASTER PIKE	5.49	PA LINE	RD 272 CENTERVILLE RD
1-00272	CENTERVILLE ROAD	1.67	RD 1/00333 (CENTERVILLE ROAD)	RD 237 LANCASTER PIKE
1-00316	OLD COACH RD	0.89	RD 1/00328 (POLLY DRUMMOND HILL RD)	RD 322 UPPER PIKE CREEK RD
1-00318C	OLD MILLTOWN RD	0.19	BEGINNING OF ROAD	RD 1/00031A (OLD LIMESTONE RD)
1-00327	OLD AIRPORT RD	0.24	BRIDGE- CHRISTINA RIVER	RD 1/00336 (W. NEWPORT PIKE)
1-00330	GREENBANK RD	0.34	RD 1/00272 (CENTERVILLE ROAD)	RD 1/00271 (CENTRE RD)
1-00333	CENTERVILLE ROAD	0.93	BOXWOOD	RD 1/00330 (GREENBANK RD)
1-00336	MARYLAND AVE	0.85	LATIMER	S.MADISON
1-00347	CHAPMAN RD	1.41	RD 348 SALEM CHURCH RD	RD 18 RT 273
1-00360	BARKSDALE RD/APPLE RD	1.34	MD LINE	BRIDGE 696
1-00361	CASHO MILL RD	1.45	RD 1/00011 (ELKTON RD)/ RT2	RD 1/00041 (NOTTINGHAM RD)
1-00364	CHESTNUT HILL RD	0.56	ARBOUR DRIVE	RD 1/00387 (S. COLLEGE AVE)

Appendix B  
F. Y. 2012 Pavement and Rehabilitation Candidate Locations

ROUTE	ROUTE DESCRIPTION	LENGTH	BEGIN DESCRIPTION	END DESCRIPTION
1-00367A	WHITAKER RD	0.12	RD 1/00367 (WELSH TRACT CHURCH RD)	TURNPIKE OFFICE ENTRANCE
1-00381	HAMBURG RD	0.65	RD 1/00378 (RIVER RD)	RT 13
1-00406	LOWER TWIN LANE RD/SCHOOL HOUSE RD	1.49	RT 72	RD 405 UPPER TWIN LANE
1-00407	MCCOY RD	0.34	JOINT AT DAISEY BELL LANE	RT 72
1-00410	FIFTH STREET RT 9	2.01	RD 2 / PORT PENN RD	RD 1/00378 (RIVER RD)
1-00432	CHURCHTOWN RD	2.14	CHOPTANK RD	RD 1/00015 (BOYDS CORNER RD)
1-00441	MAIN ST	2.95	RD 1/00001 (DUPONT PKWY)	RD 1/00438 (MAIN STREET)
1-00443	WARWICK ROAD	2.08	MD LINE	RD 10 LEVELS RD
1-00449	FLEMINGS LANDING RD RT 9	2.76	RD 453 CEDAR SWAMP RD	RD 1/00441 (OLD STATE RD)
1-00456	UNION CHURCH RD	1.48	US 13	RD 455 / BLACKBIRD LANDING RD
1-00459	GREARS CORNER RD	2.40	RD 25 CALDWELL CORNER RD	RD 10 LEVELS RD
1-00465	EAGLES NEST LANDING RD	2.88	RD 51 GUM BUSH RD	RD 30 PADDOCK RD
1-00469	BLACK DIAMOND RD	0.72	RD 470 / MASSEY CHURCH RD	US 13
1-00478A	DELANEY CHURCH RD	0.15	RD 1/00478 (LONGRIDGE RD)	RD 1/00040 (CLAYTON DELANEY RD)
1-00497	FOURTH ST	1.84	RD 11 UNION STREET	RD 50 CHURCH STREET
1-00498	BROOM ST	1.46	RD 1/114500 (LATIMER PLACE)	RD 1/00009 PENNSYLVANIA AVE
1-00502	LEA BLVD	0.95	RD 1/00050 (NORTHEAST BLVD)	RD 43 WASHINGTON
1-00502	LEA BLVD	0.63	RD 43 WASHINGTON	RD 1/00217 (MILLER RD)
1-006041	I-95/RT 273	0.46	I-95 SB	RT 273 WB
1-006042	I-95/RT 273	0.55	RT 273 WB	I-95 NB
1-006283	RAMP 6283	0.18	RD 66 SB / FRONTAGE RD	RT 141 SB
2-00001	US 13 NB & SB	2.80	RD 2/00090 (BELMONT AVE)	DUCK CREEK BRIDGE
2-00002	NORTH DUPONT HWY NB & SB	4.12	JOINT NORTH OF RD 294 SCARBOROUGH RD	RD 45 RT 42
2-00002	NORTH DUPONT HWY NB & SB	6.74	JOINT AT GARRISONS LAKE BRIDGE	RD 12 SMYRNA LEIPSIC RD
2-00003	N. GOVERNORS AVE.	1.36	RD 2/14258 (WEST WATER STREET)	RD 70 WALKER RD
2-00003	SOUTH GOVERNORS AVE	0.39	RD 2/00024 (SOUTH DUPONT HWY)	RD 2/00192 (WEBBS LA)
2-00006	US 13 NB & SB	8.46	SUSSEX LINE	RD 315 TOWER HILL RD
2-00007	BAY ROAD NB & SB	4.14	RD 67 SOUTH LITTLE CREEK RD	RD 356 DE 10
2-00008A	MILFORD-BYPASS NB & SB	4.62	SUSSEX LINE	US 113
2-00016	KINGS HWY E	0.43	RD 2/14158 (KINGS HIGHWAY)	US 13
2-00023	EAST LOOCKERMAN ST	1.38	RT 8	US 13
2-00024	US 13 NB & SB	5.48	RD 29 RISING SUN RD	ST. JONES RIVER BRIDGE
2-00027	SOUTH STATE STREET	7.51	RT 1	US 13
2-00030	WALNUT SHADE RD	0.53	RD 2/00054 (MAIN ST)	US 13
2-00051	FOREST AVE	4.87	RD 101 PEARSONS CORNER RD	RD 104 KENTON RD
2-00051	FOREST AVE	2.59	BEGINNING OF CURB	RD 2/14158 (KINGS HIGHWAY)
2-00060	COMMERCE ST	1.06	RD 314 WEST STREET	RD 2/00036 (MILFORD-HARRINGTON HWY)
2-00070	WALKER RD	0.90	RD 156 MCKEE RD	RD 25 SOUTH STATE STREET
2-00072	EAST WATER ST	0.52	JOINT AT QUEEN STREET	RIVER RD
2-00090	SUNNYSIDE RD	2.95	RD 2/00041 (WHEATLEYS POND RD)	US 13
2-00099	COLLEGE RD	1.33	RD 2/00156 (SAULSBURY/MCKEE ROAD)	US 13
2-00149	HICKORY RIDGE RD	1.41	US 13	BRENFORD RD

Appendix B  
F. Y. 2012 Pavement and Rehabilitation Candidate Locations

ROUTE	ROUTE DESCRIPTION	LENGTH	BEGIN DESCRIPTION	END DESCRIPTION
2-00193	FRONT ST	0.97	RD 190 NEW BURTON RD	RD 2/00004 (OLD CAMDEN RD)
2-00365	PLAINDEALING RD	1.09	STATE STREET	RD 2/00364 (PONDEROSA DR)
2-00368	BRIARBUSH RD	0.35	MILLCHOP RD K368	WOODLEYTOWN RD K106
2-00380	ANDREWS LAKE RD	3.68	RT 12 RD 34	RD 33 CANTERBURY RD
2-007001	RT 1/ LEBANON RD	0.07	LEBANON RD	7006
2-007002	RT 1/ LEBANON RD	0.05	7005	LEBANON RD
2-007003	RT 1/ LEBANON RD	0.16	LEBANON RD	RT 1
2-007004	RT 1/ LEBANON RD	0.20	RT 1	LEBANON RD
2-007005	RT 1/ LEBANON RD	0.17	RT 1	LEBANON RD
2-007006	RT 1/ LEBANON RD	0.28	LEBANON RD	RT 1 SB
3-00004	US 13 SB	1.67	RD 6 RT 404	RD 3/00018 (BOWDENS GARAGE RD)
3-00004	US 13 NB & SB	6.46	JOINT NORTH OF RD 583 (ADAMS RD)	KENT LINE
3-00005	N.MAIN ST.(BRIDGEVILLE)	0.96	MARKET STREET	US 13
3-00007	RT 1 NB & SB	1.74	RD 14 (RT1/COASTAL HWY)	KENT LINE
3-00013	BISTATE BLVD	2.98	JOINT NORTH OF RD 3/28005 (BROOKLYN AVENUE)	RD 485 ONEALS RD
3-00014	COASTAL HWY NB & SB	0.30	RD 206 CEDAR NECK RD	RD 7 COASTAL HWY
3-00014	COASTAL HWY NB & SB	30.68	RD 3/00266B (NASSAU RD)	RT 30
3-00016	MARKET ST	0.95	DELAWARE DRIVE	US 13
3-00018	CANNON RD/RT 18	5.17	RD 3/00017 (FEDERALSBURG RD)	RT 404 SEASHORE HWY
3-00021	STEIN HWY	4.03	RD 3/00550 (LINE RD)	ELM DRIVE
3-00022	INDIAN MISSION RD/ RT 23	8.24	RT 24	RT 9
3-00022	INDIAN MISSION RD/ RT 23	1.92	POTS NET RD	RT 24
3-00022	LONG NECK	3.55	MASSEYS LANDING	POTS NET RD
3-00024	JOHN J. WILLIAMS HWY	1.76	LOVE CREEK BRIDGE	JOINT WEST OF PLANTATION RD
3-00024	JOHN J. WILLIAMS HWY	1.75	RD 3/00304 (MARYLAND CAMP RD)	100' WEST OF WILLIAMS ST
3-00024	WEST ST/RT 24	1.01	RR CROSSING	US 13
3-00024	RT 24	8.96	US 13	RD 421
3-00028	COUNTY SEAT HWY	11.97	US 13	US 113
3-00030	ATLANTA RD	2.04	RD 3/00021 (STEIN HWY)	JOINT NORTH OF EARLE LANE
3-00036	SHAWNEE RD	1.15	RD 3/00042 (NORTH UNION CHURCH RD)	RD 3/00113 (DUPONT BLVD)
3-00047	SPRINGFIELD RD	2.12	RD 3/00321 (PARK AVENUE)	RD 248 DE 30
3-00048	HOLLYVILLE RD	4.39	RD 3/00302 (HARMONS HILL RD)	RD 3/00024 JOHN J WILLIAMS HWY
3-00048	ZOAR RD	1.17	RD 3/00431 (SOUTH BEDFORD ST)	RD 3/00321 (WOODS BRANCH RD)
3-00050	COASTAL HWY NB & SB	5.60	N.FENWICK LIMITS	YORK RD
3-00050	RT 1 SB & NB	4.20	STATE CAMPGROUNDS ENTRANCE	JOINT NORTH OF RD 3/03053 (OCEANVIEW PARKWAY)
3-00051	PENNSYLVANIA AVE	0.40	RD 3/00050 (COASTAL HWY)	S.BETHANY LIMITS
3-00054	OMAR ROAD	4.83	JOINT AT HONOLULU RD	RD 365 POWELL FARM RD
3-00060	CYPRESS RD	8.67	RD 3/00026 (MILLSBORO HWY)	RT 113
3-00064	WHITESVILLE RD/ RT 30	4.48	RD 455 BRITTINGHAM	RD 62 WHALEYS RD
3-00113	US 113 SB & NB	5.64	MD LINE	S406 PEPPER CREEK RD
3-00113	US 113 SB & NB	5.68	S406 PEPPER CREEK RD	OAK DRIVE
3-00268	KINGS HWY	1.45	RD 3/00014 (COASTAL HWY)	RD 23 THEODORE FREEMAN HWY

Appendix B  
F. Y. 2012 Pavement and Rehabilitation Candidate Locations

ROUTE	ROUTE DESCRIPTION	LENGTH	BEGIN DESCRIPTION	END DESCRIPTION
3-00318	PARK AVE	1.29	RD 3/00318A (PARK AVE)	RD 3/00431 (SOUTH BEDFORD ST)
3-00318A	PARK AVE	0.17	RD 3/00318A (PARK AVE)	RD 3/00321 (PARK AVE)
3-00321	PARK AVE	1.87	RD 3/00318A (PARK AVE)	RD 3/00018 (LEWES-GEORGETOWN HWY)
3-00324	SUSSEX PINES RD	0.74	RD 3/00048 (ZOAR RD)	RD 3/00321 (WOODS BRANCH RD)
3-00404	SEASHORE HIGHWAY	6.08	NEWTON RD	MD LINE
3-00431	S. BEDFORD RD	1.93	RD 3/00113 (DUPONT BLVD)	RD 18 N. BEDFORD STREET
3-00462	TRUSSUM POND RD	0.54	RD 461 OLD STAGE RD	US 13
3-00490	RIVER RD	1.81	RD 3/00490A (RIVER RD)	RD 3/05016 (WEST SEVENTH STREET)
3-00520	VAUGHN RD	0.30	RD 3/00519 (ENNIS RD)	RD 3/00018 (SEASHORE HWY)
3-00589A	GREENWOOD RD	0.32	US 13	FIRST STREET

Appendix C  
F. Y. 2012 Microsurfacing Candidate Locations

ROADNO	ROADNAME	LENGTH	BEGINDESC	ENDDISC
1-00002	PORT PENN RD	1.94	RD 1/00422 (ST. AUGUSTINE RD)	RD 1/00417 (DUTCH NECK RD)
1-00002A	POLKTOWN PLACE	0.81	[CANAL RD]	RD 1/00002 (PORT PENN RD)
1-00008	PLEASENT VALLEY RD	1.47	RD 1/00032 (PULASKI HWY)	RD 1/00397 (OTTS CHAPEL RD)
1-00020	OLD CAPITOL TRAIL	1.01	EASTBURN AVE	RT 2 KIRKWOOD HWY
1-00022D	MECHANIC STREET	0.28	RD 1/00022 (DUPONT PKWY)	Cul-de-Sac/Dead End Cul-de-Sac [CUL-DE-SAC]
1-00023	MARSH RD	0.08	250' NORTH OF MARSH RD	250' SOUTH OF MARSH RD
1-00030	PADDOCK RD	1.08	RD 469 BLACK DIAMOND RD	RD 465 / EAGLES NEST LANDING RD
1-00037	VANCE NECK ROAD	3.36	RD 1/142511 (BLUEBIRD HAVEN)	RD 1/00424 (SILVER RUN RD)
1-00086	HARRIS RD	2.33	RD1/00025 (PINE TREE)	RD 1/00001 (DUPONT PARKWAY)
1-00208	CHESTNUT STREET	0.08	RD 23 MARSH RD	500' FROM MARSH RD
1-00210	MURPHY RD	0.69	RT 202	FOULK RD
1-00214	SHIPLEY RD	1.51	RD 43 WASHINGTON STREET EXT	RD 210 WILSON RD
1-00221	SMITHS BRIDGE RD	1.94	RD 232 RT 100	RD 221A RIDGE RD
1-00225	MONTCHANIN RD	0.70	RD 265 BUCK RD	RD 236 KIRK RD
1-00238	BURNT MILL RD	0.47	PA LINE	RD 1/00009 (KENNETT PIKE)
1-00242	DEAN RD (SR 82)	0.39	RD 239 PYLES FORD RD	RD 240 OWLS NEST RD
1-00242	CAMPBELL RD	1.20	RD 1/00262 (NEW LONDON RD)	RD 1/00009 (KENNETT PIKE)
1-00243	OLD KENNETT RD	2.92	RD 1/00009 (KENNETT PIKE)	PA LINE
1-00248	CENTER MILL RD	0.75	RD 243 OLD KENNETT RD	RD 287 ASHLAND CLINTON SCHOOL RD
1-00253	MCGOVERN RD/BENGE RD	2.41	RD 237 LANCASTER PIKE	RD 247 SNUFF MILL RD
1-00254	MEETINGHOUSE RD	0.62	RD 275 OLD WILMINGTON RD	RD 253 BENGE RD
1-00257	YORKLYN RD	1.91	RD 300 OLD LANCASTER PIKE	RED CLAY CREEK BRIDGE
1-00259	BARLEY MILL RD	3.29	RD 258 BARLEY MILL RD (& RAMSEY RD)	RD 271 CENTRE RD (SR 141)
1-00261	RT 82 CREEK RD	2.28	RD 262 RT 82	RD 247 SNUFF MILL RD
1-00269	HILLSIDE MILL RD	0.83	RD 261 MT. CUBA RD	RD 262 RT 82
1-00273	CENTERVILLE RD	1.55	RT 100	RD 264 HILLSIDE RD
1-00274	BRACKENVILLE RD	2.41	RD 288 BRACKENVILLE RD	RD 258 BARLEY MILL RD
1-00276	MCKENNANS CHURCH RD/LOVEVILLE RD	3.37	MCKENNANS CHURCH RD / RD 280A	RD 275 OLD WILMINGTON RD
1-00285	EVANSON RD	0.48	RD 294 VALLEY RD	RD 290 DOE RUN RD
1-00286	SOUTHWOOD ROAD	1.08	PA LINE	VALLEY RD
1-00287	ASHLAN SCHOOL RD	1.52	RD 1/00261 (MOUNT CUBA ROAD)	RD 1/00243 (OLD KENNETT RD)
1-00288	LITTLE BALTIMORE RD	0.80	RD 290 DOE RUN RD	RD 294 VALLEY RD
1-00294	VALLEY RD	1.29	RT 7	RD 300 OLD LANCASTER PIKE
1-00300	OLD LANCASTER PIKE	0.88	RD 1/00237 (LANCASTER PIKE)	ERICKSON AVENUE
1-00304	OLD KIRKWOOD RD	0.6	RD 1/00035 (RED LION ROAD)	RD 35 RED LION RD
1-00311	N.COLLEGE AVE	0.25	MAIN STREET	PROSPECT AVE
1-00312	WEDGEWOOD RD	2.43	MD LINE	RD 311 / TWEEDS MILL RD
1-00316	OLD COACH RD	0.89	RD 328 POLLY DRUMMOND RD	RD 322 UPPER PIKE CRK RD
1-00318B	WOLLASTON RD/OLD MILLTOWN RD	0.48	RD 11 KIRKWOOD HWY	RD 318 MILLTOWN RD
1-00324	CORNER KETCH RD/POLLY DRUMMOND	1.54	SR 72	RD 1/00305 (CORNER KETCH RD)
1-00329	CHAMBERS ROCK RD	0.61	PA LINE	RD 53 THOMPSON STATION RD
1-00336B	TWIN C. RD.	0.43	Cul-de-Sac/Dead End Dead End	Cul-de-Sac/Dead End Cul-de-Sac [CUL-DE-SAC]
1-00337	ST.JAMES CHURCH RD	0.37	RD 338 TELEGRAPH RD	RD 20 OLD CAPITOL TRAIL
1-00338	TELEGRAPH RD	0.88	RT 7	OLD CAPITOL TRAIL
1-00367	WELSH TRACT RD	1.9	RD 397 OTTS CHAPEL RD	RT 896
1-00389	WHITAKER RD	0.92	RD 26 OLD BALTIMORE PIKE	RD 367 WELSH TRACT RD
1-00391	FRAZIER RD	1.12	RD 399 CHESAPEAKE CITY RD	RD 396 DENNY RD
1-00391	FRAZIER RD	1.37	RD 394 MCDANIEL LANE	US 40
1-00401	DEL LAWS RD	0.98	RD 400 PORTER RD	RD 356 WRANGLE HILL RD

Appendix C  
F. Y. 2012 Microsurfacing Candidate Locations

ROADNO	ROADNAME	LENGTH	BEGINDESC	ENDDISC
1-00428	SHALLCROSS LAKE RD	3.04	RD 429	BOYDS CORNER RD (RD15)
1-00432	CHURCHTOWN RD	1.68	MD LINE	CHOPTANK RD
1-00456	UNION CHURCH RD	0.94	RD 455 BLACKBIRD LANDING RD	RT 9
1-00459	GREARS CORNER RD	2.17	RD 25 / CALDWELL CORNER RD	RD 463 / BLACKBIRD STATION RD
1-00469	BLACK DIAMOND RD	2.17	US 13	RD 30 PADDOCK RD
1-00495	ANCHOR INN RD	0.47	US 13	US 13
1-00504	W.18TH STREET	0.15	STADIUM DRIVE	RD 49 AUGUSTINE CUT OFF
2-00012	DENNY ST/SMYRNA LEIPSIC RD	1.68	RD 14-A, FRONT ST	RD 11 HAY POINT LANDING RD
2-00015	BAYSIDE DR	6.46	RD 16, DE 8, NORTH LITTLE CREEK RD	RD 14-A, FRONT ST
2-00017	BAYSIDE DR	4.01	RD 17 S.B. (2 LANES)	BRIDGE - CONCRETE WITH HEADWALLS
2-00027	CLAPHAM RD/SOUTH MAIN ST	1.85	RD 8 S.B., U.S. 113	WALNUT ST
2-00042	BRENFORD RD	4.03	RD 91, DE 15	RD 2 S.B., US 13
2-00045	EAST COMMERCE ST/SEVEN HICKORIES RD	5.12	RD 41, DE 300, MAIN ST	RD 2 S.B., US 13
2-00048	EVERETTS CORNER RD	2.89	RD 41, DE 300	RD 46, DE 11
2-00049	MAIN ST/HARTLY RD	3.78	DE 11	RD 50 / HALLTOWN RD
2-00067	SOUTH LITTLE CREEK RD	1.22	RD 348 HORSEPOND RD	RD 15/ RTE 9 BAYSIDE DR
2-00100	WEST DENNEYS RD	0.74	RD 101 / PEARSONS CORNER RD	RD 163 / VICTORY CHAPEL RD
2-00103	BRYANTS CORNER RD	2.89	RD 73 /HAZLETTVILLE RD	RD 219 / BRYANTS CORNER RD
2-00171	LOCKWOOD CHAPEL RD	1.77	RD 46, DE 11	RD 170 /JUDITH RD
2-00208	MAHAN CORNER RD	5.87	RD 53, DE 10	END OF FORWARD DIRECTION
2-00219	BRYANTS CORNER RD	1.18	RD 220 /TUXWARD RD	RD 103 / HOURGLASS RD
2-00228	HONEYSUCKLE RD	3.01	RD 228A / WILLOW TREE CIRCLE	RD 52 / WESTVILLE RD
2-00320	HAY POINT LANDING RD	2.68	DENREC ENTRANCE	BRIDGE
2-00345	SIMMS WOODS RD	1.61	RD 2 N.B., U.S. 13	RD 330, EAST DENNYS RD
2-00378	MCGINNIS POND RD/LEXINGTON MILL RD	2.18	RD 380 / ANDREWS LAKE RD	RD 31 / IRISH HILL RD
2-00379	MCGINNIS POND RD	0.93	RD 378 / LEXINGTON MILL RD	RD 31 / IRISH HILL RD
2-00384	DEEP GRASS LA/KILLENS POND RD	7.96	SUSSEX LINE	RD 426, PARADISE ALLEY RD
2-00405	RAUGHLEY HILL RD	1.57	RD 81, DELAWARE AV	RD 289, HOPKINS CEMETARY RD
3-00016	Milton Ellendae Hwy	17.85	S113 (Dupont BLVD)	S14/RT1 (Coastal Hwy)
3-00018	Savannah Rd	1.36	Joint @ School	End @ Bayview Ave
3-00036	Cedar Beach Rd	1.06	BR HM Joint	S14/RT1 (Coastal Hwy)
3-00038	Clendainel Pond Rd	6.07	S213 (N. Old State Rd)	S212/Rt30 (Cedar Creek Rd)
3-00046	Old Furnance Rd	2.33	S484 (Rum Bridge Rd)	Rt9/S28 (County Seat Hwy)
3-00047	Johnson Rd	3.72	S248 (Gravel Hill Rd)	S22 (Indian Mission Rd)
3-00074	Shiloh Church Rd	4.22	S24 (Laurel Rd)	S62 (East Trap Pond Rd)
3-00087	Arrow Safety Rd	0.49	S113 (Dupont BLVD)	S431 (Shortly Rd)
3-00088	Cave Neck Rd	4.32	S257 (Diamond Farm Rd)	S14 (Coastal Hwy)
3-00114	Bedford St	0.79	S18 (Bedford St)	S113 (Dupont BLVD)
3-00267	Gills Neck Rd	0.99	Joint @ Hawks	Begin of City Maintenance
3-00285	Beaver Dam Rd	6.76	S22 (INDIAN MISSION)	S261 (Dairy Farm Rd)
3-00360	Fred Hudson Rd	1.29	S357 (Central Ave)	S50/RT 1(Coastal Hwy)
3-00482	Boyce Rd	0.38	S470 (Camp Rd)	S2 (Sussex Hwy SB)

**Appendix D**  
**F. Y. 2012 Tar and Chip to Hot-Mix Conversion Candidate Locations**

<b>ROAD NO</b>	<b>ROAD NAME</b>	<b>LENGTH</b>	<b>FROM DESCRIPTION</b>	<b>TO DESCRIPTION</b>
3-00038	WELLS RD	2.37	1000' SOUTH OF S199 (FOWLERS BEACH RD)	S224 (SLAUGHTER BEACH RD)
3-00038	CODS RD	1.53	S39 (PRIME HOOK RD)	1000' SOUTH OF S199 (FOWLERS BEACH RD)
3-00043	WEBBS RD	0.72	S16 (BEACH HWY)	S42 (N UNION CHURCH RD)
3-00224	STAYTONVILLE RD	1.30	S42 (N UNION CHURCH RD)	S113 (DUPONT BLVD)
3-00245	RUDD RD	0.65	S246 (SAVANNAH RD)	S319 (SAND HILL RD)
3-00280	STOCKLEY RD	0.92	RD 292 ANDERSON CORNER RD	RD 290 COOL SPRING RD
3-00292	ANDERSON CORNER RD	2.88	RD 47 SPRINGFIELD/JOHNSON RD	RD 280 STOCKLEY RD
3-00302	PHILLIPS BRANCH RD	1.02	S301 (HOLLY LAKE RD)	S48 (HOLLYMOUNT RD)
3-00317	PETERKINS RD	3.28	S48 (ZOAR RD)	S47 (SPRINGFIELD RD)
3-00412	LAKEVIEW RD	0.77	S433 (COUNTRY LIVING RD)	S432 (CROSS KEYS RD)
3-00432	CROSS KEY RD	0.17	S412 (LAKEVIEW RD)	S20 (HARDSCRABBLE RD)
3-00433	COUNTRY LIVING RD	1.64	S432 (CROSS KEYS RD)	S410 (GODWIN SCHOOL RD)
3-00446	ASBURY RD	2.23	S28 (COUNTY SEAT HWY)	S46 (OLD FURNACE RD)
3-00485A	EASTER LN	0.49	S13 (SEAFORD RD)	S2 / US 13 (SUSSEX HWY)
3-00488	JOHNSON RD	1.07	S487 (GUM BRANCH RD)	RAILROAD TRACKS SOUTH OF S13
3-00542	BUTLER BRANCH RD	1.28	S536 (WOODLAND RD)	S80 (WOODPECKER RD)
3-00621	CALHOUN RD	1.80	S207 (FITZGERALDS RD)	S36 (SHAWNEE RD)
3-00633	GRIFFITH LAKE DR	1.92	S620 (ABBOTTS POND RD)	K443 (WILLIAMSVILLE RD)
3-00224	STAYTONVILLE RD	4.37	629 STAYTONVILLE RD	42 N. UNION CHURCH RD
3-00235	ZION CHURCH RD	0.87	233 REYNOLDS RD	16 BEACH HWY
3-00265A	OLD MILL RD	0.51	SR1/S14 COASTAL HWY	END OF ROADWAY
3-00306A	FRIENDSHIP RD	1.13	307 CANNON RD	22 INDIAN MISSION RD
3-00512	WEST LINE RD	2.24	504 PROV. CHURCH RD	WALLER RD
3-00520	VAUGHN RD	1.25	S446 (ASBURY RD)	S519 (ENNIS RD)
3-00531	ESKRIDGE RD	2.12	S46 (OLD FURNACE RD)	S532 (CAMP RD)
3-00533	SANFILIPO RD	1.84	18 SEASHORE HWY	531 ESKRIDGE RD
3-00545	RIFLE RANGE RD	0.12	5 N. MAIN ST. BRIDGEVILLE RD	4 SUSSEX HWY
3-00550	LINE RD	1.98	80 WOODPECKER RD	21 STEIN HWY
3-00590	MILE STRETCH RD	1.21	S583 (ADAMS RD)	S32 (SCOTTS STORE RD)



Appendix E  
F. Y. 2012 Tar and Chip Candidate Locations

Road Name	From	To
GUM BUSH RD	ANCHOR INN RD / RD 495	WALKER SCHOOL RD / RD 45
DUTCH NECK RD	PORT PENN RD/RD 2	SOUTH REEDY POINT RD / RD 417
SOUTH REEDY POINT RD	DUTCH NECK RD/ RD417	RT 9
CEDAR SWAMP RD	TAYLORS BRIDGE RD / RD 449	END OF RD
OAK HILL SCHOOL RD	HARVEY STRAUGHN RD / RD 7	BLACKBIRD FORREST RD/RD 471
BLACK STALLION RD	CLAYTON DELANEY RD/ RD 40	OAK HILL SCHOOL RD/ RD 479
THOROUGHFARE NECK RD	PADDOCK RD / RD 30	COLLINS BEACH RD/ RD 493
BIG WOODS RD	RD 448 / BIG WOODS RD	RD 11, DE 9
TUB MILL POND RD	RD 392 / BLUEJAY RD	RD 8 S.B. / BAY RD
WALNUT TREE RD	STATE LINE - MARYLAND	RD 126 / HOLLETS CORNER RD
DAISEY RD	RD 39, DE 6	RD 126 / HOLLETS CORNER RD
RABBIT CHASE LA	RD 42 / BRENFORD RD	RD 90 / SUNNYSIDE RD
CRYSTAL RD	RD 50, DE 8	RD 49, DE 44
SANDY BEND RD	RD 215 / LUCKS DR	RD 50, DE 8
JOHN HURD RD	RD 110 / SPECTRUM FARMS RD	RD 56 / SANDTOWN RD
SPIDER WEB RD	RD 57, RTE 12	RD 110 SPECTRUM FARMS RD
SUGAR STICK RD	RD 59 / WHITELEYSBURG RD	RD 58 / HILLS MARKET RD
RED BIRD LA	RD 111 / BROWNSVILLE RD	RD 59 / WHITELEYSBURG RD
PEAR TREE LA	RD 296 / LAYTON CORNERS RD	RD 111 / BROWNSVILLE RD
LAYTON CORNERS RD	RD 291 / INGRAM BRANCH RD	RD 298 / DRAPERS CORNER RD
WELCH RD	RD 60, DE 14	RD 296 / LAYTON CORNERS RD
DRAPERS CORNERS RD	RD 60, DE 14	RD 111 / BROWNSVILLE RD
CORNISH RD	RD 60, DE 14	RD 111/ BROWNSVILLE RD
PARKER RD	STATE LINE - MARYLAND STATE LINE	RD 60, DE 14
ANDREWVILLE RD	RD 114 /PROSPECT CHURCH RD	RD 60, DE 14
GREENVILLE RD	RD 60, DE 14	RD 304 /ANDREWVILLE RD
LOBO RD	RD 305 / GREENVILLE RD	RD 455 / FOX HUNTERS RD
HURD RD	COMMENT - END OF PRIVATE DRIVE	RD 83 / DUTCH NECK RD
BERGOLD LA	RD 68 / KITTS HUMMOCK RD	RD 17, DE 9
INDIAN POINT RD	RD 33, DE 15	RD 380 / ANDREWS LAKE RD
SPRING HILL DR	RD 8 N.B., US 113	RD 423 / REYNOLDS RD
WINKLER RD	RD 5 N.B., US 13	RD 35 / CARPENTER BRIDGE RD
THISTLEWOOD RD	RD 429 / HUNTING QUARTER RD	RD 384 / DEEP GRASS LANE
MESSIBOV RD	SUSSEX COUNTY LINE	HUNTING QUARTER RD
MARSH BRANCH RD	RD 6 N.B., U.S. 13	RD 440 / WOODYARD RD
FRONT ST	RD 384 / DEEP GRASS LANE	RD 447 / HOLLY HILL RD
BLACKSMITH SHOP RD	RD 3/00016 (BEACH HWY)	RD 3/00036 (SHAWNEE RD)
PINEWATER RD	RD 3/303790 (MULTIFLORA DRIVE)	RD 3/00024 (JOHN J. WILLIAMS HWY)
SMITHFIELD ACRES RD	RD 3/00052 (ROXANA RD)	RD 3/00052 (ROXANA RD)
MATTS RD	MD STATE LINE	RD 3/00538 (ELLIS MILL RD)
OLD SAILOR RD	RD 3/00028A (E. POPLAR ST)	RD 3/302960 (PENN STREET)
OLD SAILOR RD	RD 3/302960 (PENN STREET)	RD 3/00078 (WOODLAND FERRY RD)
SHOCKLEY RD	RD 3/00036 (CEDAR BEACH RD)	RD 3/00201 (MCCOLLEY RD)
LITTLE NECK RD	Exit/Entrance Park/Recreation [PICNIC AREA IS BEHIND]	RD 3/00038 (PRIME HOOK RD)
ORCHARD RD	RD 3/00016 (BEACH HWY)	RD 3/00224 (FLEATOWN RD)
SMITH RD	RD 3/00227 (WARREN FARM RD)	RD 3/00038 (JEFFERSON RD)
GOOSE RD	RD 3/00216 (BENSON RD)	RD 3/00229 (SMITH RD)
CHURCH BRANCH RD	RD 3/00038 (JEFFERSON RD)	RD 3/00232 (PONDER RD)

Appendix E  
F. Y. 2012 Tar and Chip Candidate Locations

Road Name	From	To
REYNOLDS RD	RD 3/00016 (BROADKILL RD)	RD 3/00234B (DRAPER RD)
REYNOLDS RD	RD 3/00016 (BEACH HWY)	RD 3/00235A (WILLIAMS FARM RD)
DEEP BRANCH RD	RD 3/00014 (COASTAL HWY)	RD 3/00233 (REYNOLDS RD)
DRAPER RD	RD 3/00022 (UNION ST EXT)	RD 3/00233 (REYNOLDS RD)
JEFFERSON RD	RD 3/00016 (BEACH HWY)	Dead End Cul-de-Sac
TURKLE POND RD	RD 16 BROADKILL RD	END PRIME HOOK WILDLIFE REFUGE
SAW MILL RD	RD 3/00579 (EAST ROBBINS RD)	RD 3/00016 (BEACH HWY)
JOSEPHS RD	RD 3/00262 (FISHER RD)	RD 3/00018 (LEWES-GEORGETOWN HWY)
WARD RD	Intersection Left side [PRIVATE RD]	RD 3/00283 (CEDAR GROVE RD)
AVALON RD	RD 3/00048 (ZOAR RD)	RD 3/00047 (SPRINGFIELD RD)
STEVENSON RD	RD 3/00303 (TOWNSEND RD)	3/00302 HARMONS HILL RD
ROSEDALE RD	RD 3/00310A (WARWICK RD)	RD 3/00024 (JOHN J. WILLIAMS HWY)
DEEP BRANCH RD	RD 3/00048 (ZOAR RD)	RD 3/00317 (PETERKINS RD)
BUNTING ROAD	RD 3/00431 (SHORTLY RD)	RD 3/00321 (WOODBANCH RD)
BUNTING ROAD	RD 3/00321 (WOODBANCH RD)	RD 3/00432 (GOV. STOCKLEY RD)
DOGWOOD ACRES RD	RD 3/00026 (VINES CREEK RD)	End of Roadways End of Forward Direction
TOWNSENDS RD	RD 3/00382 (ARMORY RD)	RD 3/00026 (VINES CREEK RD)
BALLAST POINT RD	RD 3/00342 (SANDY LANDING RD)	RD 3/00341 (FALLING POINT RD)
GRAY RD	RD 3/00054 (OMAR ROAD)	RD 3/00026 (VINES CREEK RD)
GRAY RD	RD 3/00026 (VINES CREEK RD)	RD 3/00341 (FALLING POINT RD)
BREASURE RD	RD 3/00026 (VINES CREEK RD)	End of Roadways End of Forward Direction
MURRAY RD	RD 3/00348 (IRONS LA)	RD 3/00348 (IRONS LA)
OLD CHURCH CEMETERY RD	RD 3/00084 (CENTRAL AVE)	RD 3/00363 (DOUBLE BRIDGES RD)
BENNETT RD	RD 3/00370 (DAISEY ROAD)	RD 3/00052 (ROXANA RD)
SHOCKLEY TOWN RD	RD 3/00376 (PEPPER RD)	RD 3/00382 (PYLE CENTER RD)
MCCARY RD	RD 3/00052 (ROXANA RD)	RD 3/00092 (FRANKFORD SCHOOL RD)
POLLY BRANCH RD	Other [RD 386A]	200' BEFORE SELBYVILLE TOWN LIMITS
POLLY BRANCH RD	200' BEFORE SELBYVILLE TOWN LIMITS	RD 3/00376 (MAIN ST)
LYNCH RD	RD 3/00387 (HUDSON RD)	RD 3/00058 (FENWICK RD)
BUNTING RD	RD 3/00396 (WEST LINE RD)	RD 3/00058 (FENWICK RD)
BEARHOLE RD	RD 3/00390 (BUNTING RD)	RD 3/00388 (DEER RUN RD)
MCCABE RD	RD 3/00113 (DUPONT BLVD)	RD 3/00113 (DUPONT BLVD)
MCCABE RD	RD 3/00113 (DUPONT BLVD)	RD 3/00376 (PEPPER RD)
BERRY RD	RD 3/00402 (BLUEBERRY LN)	RD 3/20008 (DOVER STREET)
GODWIN SCHOOL RD	RD 3/00328A (GODWIN SCHOOL RD)	RD 3/00020 (HARDSCRABBLE RD)
WILEY BRANCH RD	RD 3/00411A (DELBERT'S STRIP RD)	RD 407 (HUDSON RD)
PARKER RD	RD 3/00413 (FIREMANS RD)	RD 3/00419 (BETHEL RD)
HUDSON RD	RD 3/00419 (BETHEL RD)	RD 3/00060 (CYPRESS RD)
CAREYS CAMP RD	RD3/00062 (WHALEYS RD)	RD 3/00024 (LAUREL RD)
SCOTT LAND RD	RD 3/00472 (PHILLIPS HILL RD)	RD 3/00074 (SHILOH CHURCH ROAD)
JOHNSON RD	RD 3/00436 (CURLEY DR)	RD 3/00472 (PHILLIPS HILL RD)
PUSEYS RD	RD 3/00472 (PHILLIPS HILL RD)	End of Roadways End of Forward Direction
SAMUEL HILL RD	RD 3/00062 (WHALEYS RD)	RD 3/00024 (LAUREL RD)
ASKETUM BRANCH ROAD	RD 3/00020 (HARDSCRABBLE RD)	RD 3/00020 (HARDSCRABBLE RD)
LONG DRAIN RD	RD 3/00432 (CROSS KEYS RD)	RD 3/00020 (HARDSCRABBLE RD)
JOHNSON RD	RD 3/00062 (E. TRAP POND RD)	RD 3/00074 (SHILOH CHURCH ROAD)
ROBIN HOOD DR	RD 3/00419 (LINE RD)	RD 3/00064 (WHITESVILLE RD)
COACHMAN LA	RD 3/00068 (OLD STAGE RD)	RD 3/00453 (ROBIN HOOD DR)

Appendix E  
F. Y. 2012 Tar and Chip Candidate Locations

Road Name	From	To
HUDSON RD	RD 3/00451 (ARVEY RD)	RD 3/00072 (WOOTEN RD)
E. ELLIOTS DAM RD	RD 3/00446 (BEAVER DAM BRANCH RD)	RD 3/00447 (JOHNSON RD)
E. ELLIOTS DAM RD	RD 3/00447 (JOHNSON RD)	RD 3/00466 (SYCAMORE RD)
CAMP RD	RD 2 (SUSSEX HWY)	RD 3/00468 (DISCOUNT LAND RD)
PEPPER RD	RD 3/00431 (SHORTLY RD)	RD 3/00432 (GOV. STOCKLEY RD)
LAYTON RD	RD 3/00476 (SYCAMORE RD)	RD 3/00446 (BEAVER DAM BRANCH RD)
PEPPER RD	RD 3/00483 (BAKER MILL RD)	RD 3/00020 (CONCORD RD)
RUM BRIDGE RD	RD 3/00046 (OLD FURNACE RD)	RD 3/00018 (SEASHORE HWY)
AIRPORT RD	RD 2 (SUSSEX HWY)	RD 3/00481 (BRICKYARD RD)
AIRPORT RD	RD 3/00485 (O'NEALS RD)	RD 3/00479 (FIRETOWER RD)
MILLCREEK RD	RD 3/00493 (MT. PLEASANT RD)	End of Roadways End of Forward Direction
DUKES RD	RD 3/00024 (WEST ST)	RD 3/00013 (BISTATE BLVD)
PINE BRANCH RD	RD 3/00504 (PROVIDANCE CHURCH RD)	RD 3/00510 (HORSEY CHURCH RD)
WAYCROSS RD	Cul-de-Sac/Dead End	RD 3/00505 (RALPHS RD)
SHOCKLEY RD	RD 3/00505 (RIDER RD)	RD 3/00498 (ELLIS GROVE RD)
MAY TWILLEY RD	Beginning of the Road Yes	RD 76 (COLUMBIA RD)
WHITE DEER RD	RD 507 (MAY TWILLEY RD)	RD 3/00504 (PROVIDANCE CHURCH RD)
CHANDLER RD	RD 3/00510 (HORSEY CHURCH RD)	RD 3/00024 (SHARPTOWN RD)
WILLOW HILL RD	RD 3/00018 (SEASHORE HWY)	RD 3/00579 (STATE FOREST RD)
NANTICOKE ST	Intersection Left side [PRIVATE DRIVE]	End of Roadways End of Forward Direction
ELLIS MILL RD	Beginning of the Road Yes	RD 3/00541 (LONESOME RD)
HORSESHOE RD	RD 3/00549 (NORTH OAK GROVE RD)	RD 3/00552 (SHUFELT RD)
OAK GROVE RD	Beginning of the Road Yes	RD 3/00549 (NORTH OAK GROVE RD)
BLOXOM SCHOOL RD	RD 3/00557 (BRIAR HOOK RD)	RD 3/00553 (NEALS SCHOOL RD)
BRIAR HOOK RD	RD 3/00554 (HILL RD)	RD 3/00553A (BLOXOM SCHOOL RD)
O'BIER RD	RD 3/00554 (HILL RD)	RD 3/00553 (NEALS SCHOOL RD)
PROGRESS SCHOOL RD	RD 3/00017 (FEDERALSBURG RD)	RD 31 (DUBLIN HILL RD)
RAY RD	RD 3/00564 (BARNES RD)	RD 3/00404 (SEASHORE HIGHWAY)
DEEP FOREST RD	RD 3/00600 (FAWN ROAD)	RD 3/00579 (WEST ROBBINS RD)
CRAFT RD	RD 3/00567A (HANDY RD)	RD 3/00030 (ATLANTA RD)
SAND HILL RD	Beginning of the Road Yes	RD 3/00034 (ATLANTA RD)
SAND HILL RD	RD 3/00404 (SEASHORE HIGHWAY)	RD 3/00578 (SHIRLEY'S RD)
ADAMSVILLE RD	Beginning of the Road Yes	RD 3/00404 (SEASHORE HIGHWAY)
ATLANTA RD	RD 3/00031 (DUBLIN HILL RD)	End of Roadways End of Forward Direction
TRINITY CHURCH RD	RD 3/00031 (DUBLIN HILL RD)	RD 3/00575 (SMITH RD)
BUCK FEVER RD	RD 3/00573 (TRINITY CHURCH RD)	RD 3/00574 (WHITNEY SWAMP RD)
EAST ROBBINS RD	RD 3/00040 (REDDEN RD)	RD 3/00593 (MAPLE BRANCH RD)
DEER MEADOWS RD	RD 3/00585 (SALVAGE RD)	RD 3/00034 (BLANCHARD RD)
RUSSEL RD	RD 3/00042 (CHAPLINS CHAPEL RD)	RD 3/00565 (DEEP FOREST RD)
MAPLE BRANCH RD	RD 3/00040 (REDDEN RD)	RD 3/00579 (WEST ROBBINS RD)
TUCKERS RD	RD 3/00600 (ST. JOHNSTOWN ROAD)	RD 3/00594 (WEBB FARM LANE)
SAW MILL RD	RD 3/00016 (BEACH HWY)	RD 3/00597 (TUCKERS RD)
WOLF RD	RD 3/00594 (WEBB FARM LANE)	RD 3/00611 (OWENS RD)
VFW RD	RD 3/00606 (MARSH RD)	RD 3/00113 (DUPONT BLVD)
PRONG RD	RD 3/00042 (SOUTH UNION CHURCH RD)	RD 3/00595 (BEAVER DAM RD)
OAKLEY RD	RD 3/00016 (BEACH HWY)	End of Roadways End of Forward Direction
JUDY RD	RD 3/00565 (SUNNYSIDE RD)	RD 16 (BEACH HWY)
CEDAR CORNERS RD	RD 3/00565 (REDDEN RD)	RD 3/00042 (SOUTH UNION CHURCH RD)