

**MAYOR AND COMMISSIONERS MEETING
CITY OF REHOBOTH BEACH**

February 19, 2016

The Regular Meeting of the Mayor and Commissioners of the City of Rehoboth Beach was called to order at 7:02 p.m. by Mayor Samuel R. Cooper on Friday, February 19, 2016 on the second floor of the Rehoboth Beach Volunteer Fire Company, 219 Rehoboth Avenue, Rehoboth Beach, DE.

City Solicitor Glenn Mandalas gave the invocation followed by the Pledge of Allegiance.

ROLL CALL

Present: Commissioner Toni Sharp
 Commissioner Patrick Gossett
 Mayor Samuel R. Cooper
 Commissioner Stan Mills
 Commissioner Kathy McGuiness

Absent: Commissioner Paul Kuhns
 Commissioner Lorraine Zellers

Also in attendance: City Manager Sharon Lynn
 City Solicitor Glenn Mandalas

APPROVAL OF AGENDA

Commissioner Stan Mills made a motion, seconded by Commissioner Kathy McGuiness, to approve the Agenda with the deletion of the May 29, 2015 Special Workshop Meeting, October 5, 2015 Workshop Meeting, November 9, 2015 Workshop Meeting, December 7, 2015 Workshop Meeting, January 4, 2016 Workshop Meeting and February 8, 2016 Workshop Meeting Minutes. Motion carried unanimously.

CORRESPONDENCE

There was none.

APPROVAL OF MINUTES

Minutes of the February 6, 2015 Budget Workshop Meeting, February 27, 2015 Budget Workshop Meeting, April 13, 2015 Special Workshop Meeting, May 4, 2015 Workshop Meeting, May 15, 2015 Special Workshop Meeting, September 9, 2014 Workshop Meeting, January 4, 2016 Special Meeting, January 15, 2016 Regular Meeting, January 27, 2016 Special Workshop Meeting, January 27, 2016 Special Meeting and February 10, 2016 Special Workshop Meeting were distributed prior to the meeting. Minutes of the May 29, 2015 Special Workshop Meeting, October 5, 2015 Workshop Meeting, November 9, 2015 Workshop Meeting, December 7, 2015 Workshop Meeting, January 4, 2016 Workshop Meeting and February 8, 2016 Workshop Meeting were not available for approval.

Commissioner Mills made a motion, seconded by Commissioner Toni Sharp, to approve the February 6, 2015 Mayor and Commissioners Budget Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner Sharp, to approve the February 27, 2015 Mayor and Commissioners Budget Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner Sharp, to approve the April 13, 2015 Mayor and Commissioners Special Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuiness, to approve the May 4, 2015 Mayor and Commissioners Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuiness, to approve the May 15, 2015 Mayor and Commissioners Special Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuiness, to approve the September 9, 2015 Mayor and Commissioners Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuiness, to approve the January 4,

2016 Mayor and Commissioners Special Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuinness, to approve the January 15, 2016 Mayor and Commissioners Regular Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner Sharp, to approve the January 27, 2016 Mayor and Commissioners Special Workshop Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuinness, to approve the January 27, 2016 Mayor and Commissioners Special Meeting minutes as written. Motion carried unanimously.

Commissioner Mills made a motion, seconded by Commissioner McGuinness, to approve the February 10, 2016 Mayor and Commissioners Special Workshop Meeting minutes as written. Motion carried unanimously.

REPORT OF POLICE DEPARTMENT

(See attached report.)

Police Chief Keith Banks presented the report of the Police Department for the month of January 2016.

REPORT OF REHOBOTH BEACH VOLUNTEER FIRE COMPANY

Mr. John Meng of the Fire Company reported that there were 47 crew calls and 13 alarms for the month of January 2016.

REPORT OF BUILDING AND LICENSING DEPARTMENT

(See attached report.)

Chief Building Inspector Damalier Molina presented the report of the Building & Licensing Department for the month of January 2016.

REPORT OF PLANNING COMMISSION

There was no report.

OLD BUSINESS

Discuss refuse, recycling and yard waste issues and potential code changes.

Two support documents were distributed to the Commissioners prior to the meeting with regard to refuse, recycling and yard waste issues and structures and fences.

Currently the Commissioners are looking at concepts and a vision with regard to this matter. There has been no legal review of the potential code changes. The focus of this meeting is to finish the general view of the balance of the code and take all the comments from this meeting and create a new version for the March Workshop Meeting. The adequacy, applicability and need for some of the definitions will be addressed at the next workshop meeting. There was discussion that the City Manager and the property owners will discuss remedies before going immediately to violation notices. A review will be done as to the handling and disposal of waste material and whether it needs to be in a container or if a plastic bag can be used. The public will be provided with education regarding the type of waste containers that can be used. Yard waste issues will be addressed at the March Workshop Meeting. There was discussion of a new article being proposed regarding discharges that will be prohibited. The screening of waste to be applied in the residential areas is being proposed. The proposal would be that if there is trash between the main façade of the house and the street, then it should be screened. Discussion ensued as to how to treat screened storage areas and whether or not they should be counted against lot coverage. Information will be supplied at the March Workshop Meeting about the trial valet service being proposed for 50 people in the City for the collection of refuse and recyclables. The time constraint regarding yard waste will be eliminated from the proposed code changes in order to better address that issue. An evaluation will be done regarding the weekly collection of yard waste, and new language may be proposed at the March Workshop Meeting.

NEW BUSINESS

Consider authorizing the execution of a new five-year agreement between the City and Sussex County whereby the city will continue supplying drinking water to the county for the Dewey Beach Water District.

The City supplies water to the County to be supplied to the Dewey Beach Water District which includes the

town limits of Dewey Beach, and other areas. Since the inception of the Water District in the mid to late 1970s, it has been typical for the City and the County to enter into a five-year agreement. The previous contract had a \$0.06 escalation which started at \$1.80 for the base rate. The propose agreement will continue the \$0.06 escalation with the base rate starting at \$2.10 per thousand. One dollar will be added to the second and third quarters of the year for the peak timeframe, so the base rate will start at \$3.10 per thousand and will increase \$0.06 in years two through five of the agreement. The County has approved the agreement.

Commissioner Mills made a motion, seconded by Commissioner McGuiness, to approve the contract before the Commissioners in relation to selling water to the County on behalf of the Dewey Water District. (Sharp – aye, Gossett – aye, Cooper – aye, Mills – aye, McGuiness – aye.) Motion carried unanimously.

CITY MANAGER'S REPORT

Regarding the damage to the Boardwalk that was done by the Nor'easter on January 23, 2016, FEMA was onsite on February 16, 2016 to assess the damage. The City is hoping for a determination from FEMA in the near future. City crews from the Streets and Water Departments made temporary repairs to the Boardwalk on February 17, 2016. As a temporary repair recommended by the City Engineer, a section of the Boardwalk was repositioned to make it flush with the undamaged part south of Grenoble Place. The Boardwalk is open to the public. Construction of the Parking Department building continued on February 17, 2016 through today. It is expected that the building will be completely under roof next week. The plumbing and electrical contractors are scheduled to be onsite February 24, 2016. Mayor Cooper and City Manager Sharon Lynn met with the project manager and superintendent from Whiting-Turner which is the contracting company doing the construction for City Hall and the Police Department. It is anticipated that work will start on March 7, 2016. The site work will be completed by that date. The next budget meeting is scheduled for February 26, 2016 at 10:00 a.m.

There were no Street Air expenditures for the month of January 2016.

COMMITTEE REPORTS

There were no reports.

CITY SOLICITOR'S REPORT

There was nothing to report.

COMMISSIONER ANNOUNCEMENTS/COMMENTS

There was none.

DISCUSS ITEMS TO INCLUDE ON FUTURE AGENDAS.

An item to include on the agenda for the March Workshop Meeting is to discuss refuse, recycling and yard waste issues and potential code changes.

CITIZEN COMMENT

Mr. Walter Brittingham, 123 Henlopen Avenue, commented that with regard to a public information officer, this is something that should come up for public discussion and a vote rather than just being approved as part of the budget. He also noted that there are holes in the City's alcoholic beverage regulations. There should be discussions about tastings for money and sale of alcohol at farmers' markets. This is a matter that should be considered for discussion.

The next Budget session will be held on February 26, 2016 at 10:00 a.m.

The next Workshop Meeting will be held on March 7, 2016 at 9:00 a.m.

There being no further business, Mayor Cooper adjourned the meeting at 8:25 pm.

Respectfully submitted,

(Ann M. Womack, Assistant Secretary)