

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

January 20, 2012

The Regular Meeting of the Mayor and Commissioners of the City of Rehoboth Beach, was called to order at 7:00 p.m. by Mayor Samuel R. Cooper on Friday, January 20, 2012 in the Commissioners Room in City Hall, 229 Rehoboth Avenue, Rehoboth Beach, DE.

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

ROLL CALL

Present: Commissioner Bill Sargent
 Commissioner Pat Coluzzi
 Mayor Samuel R. Cooper
 Commissioner Stan Mills
 Commissioner Lorraine Zellers
 Commissioner Mark Hunker

Absent: Commissioner Kathy McGuiness (resigned)

Also in attendance were: City Manager Gregory Ferrese
 City Solicitor Glenn Mandalas

APPROVAL OF AGENDA

Commissioner Stan Mills made a motion, seconded by Commissioner Bill Sargent, to approve the Agenda as presented. Motion carried unanimously.

CONSIDER filling the vacant office of Commissioner created by the resignation of Kathy McGuiness.

Mayor Cooper recommended Mr. Patrick Gossett to fill the unexpired term created by the resignation of Commissioner McGuiness. The term will be held until the administering of the Oath of Office in September 2012.

Commissioner Sargent made a motion, seconded by Commissioner Lorraine Zellers, to appoint Mr. Patrick Gossett to the remaining term on the Board of Commissioners which was due to the resignation of Ms. Kathy McGuiness. (Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

Alderman Judith Catterton administered the Oath of Office to Mr. J. Patrick Gossett (Commissioner). (Copy attached.)

Commissioner Mills welcomed (2) Boy Scouts from Troop #254 who were in attendance at the meeting to observe government in action.

CORRESPONDENCE

There was none.

APPROVAL OF MINUTES

Minutes of the December 16, 2011 Regular Meeting and January 9, 2012 Workshop Meeting were distributed prior to the meeting.

Commissioner Mills made a motion, seconded by Commissioner Sargent, to approve the December 16, 2011 Mayor and Commissioners Regular Meeting minutes as written. (Gossett – abstained, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried.

Commissioner Mills made a motion, seconded by Commissioner Sargent, to approve the January 9, 2012 Mayor and Commissioners Workshop Meeting minutes as written. (Gossett – abstained, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried.

REPORT OF THE POLICE DEPARTMENT

(See attached report.)

Police Chief Keith Banks presented the report of the Police Department for the month of December 2011. There were 14 criminal, 176 traffic and one civil charges made during the month. Six traffic crashes were investigated. The hiring and testing process will start on January 21, 2012 for seasonal officers. Approximately eight of the 24 officers will be returning for the new season. In regard to the end of the year statistics, there were 568 criminal, 2,491 traffic and 207 civil charges made during 2011. The Dispatch Center handled 246 police incidents, 178 ambulance incidents, 38 fire incidents, 191 traffic stops, assisted other agencies three times during the month, and 9-1-1 calls totaling 288 were received.

REPORT OF REHOBOTH BEACH VOLUNTEER FIRE COMPANY

Mr. Walter Brittingham, member of the Fire Company, reported that property owners are being requested to ensure house numbers can be seen from the street; and lights should be turned on if there is an emergency at night in order to see the house numbers.

REPORT OF THE BUILDING AND LICENSING DEPARTMENT

(See attached report.)

Chief Building Inspector Terri Sullivan presented the report of the Building & Licensing Department for December 2011. During the month, 79 permits were issued for a value of work totaling \$4,042,366.85. Fees collected totaled \$81,831.30 for the month. Seventy permit processing fees were received in the amount of \$1,400.00. No restaurant applications were received in December. Six stop work orders were issued for contractors working without licenses. Three stop work orders were issued for contractors working without permits. One notice of violation was issued for a sign on City property. Three notices of violation were issued for dumpsters without barriers. One notice of violation was issued for accumulation of trash. One notice of violation was issued for an obstruction on a sidewalk. Four notices of violation were issued for putting trash out too early. One notice of violation was issued for a freestanding sign. One notice of violation was issued for a flag too low over a sidewalk. One notice of violation was issued for patio speakers. The Board of Adjustment heard no cases in December. In addition, 172 letters regarding missing 9-1-1 addresses from structures were sent out. Currently, 113 of those residents and businesses have installed their addresses to comply with the City Code.

REPORT OF THE PLANNING COMMISSION

There was nothing to report.

PUBLIC HEARING and consideration of a proposed Ordinance that would amend the City Code by deleting Section 270-19(A)(1)(f) which section limits the hours a restaurant patio may be used.

Commissioner Mills recused himself from this Public Hearing.

City Solicitor Mandalas noted that the Public Hearing was noticed properly in the Delaware State News, Cape Gazette and Coast Press for at least 15 days in advance of this hearing. This Public Hearing relates to Sub-section 270-19(A)(1)(f) which deals with alcohol service and consumption on restaurant patios. He read Sub-section 270-19(A)(1)(f) of the existing Code. In the proposed Ordinance, this sub-section would be stricken entirely so that the alcohol consumption and patio service would be consistent with the restaurant hours of operation. Under Section 270-19, there are a series of requirements for patios; and all other requirements would remain in place. Only Sub-section 270-19(A)(1)(f) would be removed from the Code. City Solicitor Mandalas read the proposed Ordinance in its entirety.

Mayor Cooper noted the procedures for this Public Hearing.

Public Comment:

1. Ms. Sheila Savaliski, co-owner of Seafood Shack, 42½ Baltimore Avenue, asked how many citations from any violation have been issued since the Ordinance was changed to serve food and alcohol on patios, and if there were any citations issued from all the other elements of the Ordinance which were not suspended.

Commissioner Pat Coluzzi said that there have been five complaints for noise. Commissioner Mark Hunker noted that the 10:00 p.m. rule was suspended for the remainder of the year to see how it would work. Police Chief Banks acknowledged that there were no citations issued in regard to the other elements of the Ordinance which were still in effect. Mayor Cooper did not know if there were any violations. City Solicitor Mandalas reminded everyone that the Public Hearing relates strictly to Sub-section 270-19(A)(1)(f).

2. Ms. Gloria Walls, 34 Lake Avenue, asked what the laws are for the patios. She also asked that if the Commissioners allow the restaurant owners to serve food and alcohol on the patios until the restaurants close, if there is a noise ordinance which exists and is enforced. Currently, there seems to be no consequences regarding noise issues. More consequences are needed for constantly disturbing people. Ms. Walls hoped that the Noise Ordinance could be resolved before the Commissioners change the regulation for patios staying open until 1:00 a.m.

City Solicitor Mandalas read the use restrictions from Section 270-19(A) of the Code. Currently, there is a Noise Ordinance on the books. Mayor Cooper noted that the Noise Ordinance has been discussed at a prior Workshop Meeting, and he intends to keep working on it. Mayor Cooper would like to get the Noise Ordinance to the point where the residents have the peace and quiet they expect to have. Commissioner Hunker noted that there has been an enforcement officer for the entire season for noise, lights, patios, speakers, etc. A report was given at a prior meeting that in July and August 2011 there were five complaints for noise. Two of them came from other than bar/restaurants. The Commissioners need to fix the Noise Ordinance. The enforcement officer has been enforcing the Noise Ordinance. Citations and warnings have been given out, and letters have been sent out. Because of these actions, the situations have gotten better.

3. Ms. Bitsy Cochran, 27 Baltimore Avenue, said that the combination of allowing the restaurant owners to have the patios open until the restaurants close is showing good faith forward and having Mr. Bobby Edmonds, Code Enforcement Officer, is the key. She supported the change to the Patio Ordinance, but she voiced concern as to how to keep the noise in check if there is not a code enforcement officer.

Commissioner Coluzzi noted that Mr. Edmonds will become a full-time employee.

4. Ms. Carol Everhart, Rehoboth Beach/Dewey Beach Chamber of Commerce, commented that some of the noise problems emulated from non-patio establishments. The Chamber supports allowing the restaurants with patios to continue to operate in conjunction with the current ordinance.
5. Ms. Susan Wood, owner of Cultured Pearl, thanked the Commissioners for allowing the restaurants have the trial period. Overall, 99% of the restaurants really made a concerted effort. Noise is a completely separate issue. She supported the proposed ordinance. She hoped that once approved, the separation of patios and noise will prove that it was not the patios making noise, it was the noise itself.
6. Mr. Bill Frankis, The Greene Turtle, said the stage that the Commissioners set last spring put everyone on a level playing field and changed the privileged few which were grandfathered in to not have to adhere to the Patio Ordinance. Everyone was mindful and respectful, especially Mr. Edmonds who is a nice person to interact with.

Mayor Cooper closed the public portion of the hearing and called for discussion among the Commissioners.

Commissioner Sargent did not think there is any question that equity calls for the patios to be open the same hours as the restaurants. He was sorry that the noise problem is not being solved at the same time. The noise problem has been under control this year, but it is one step away from somebody who will take advantage of the current laws. The Commissioners need to solve the noise problem in the near future. The proposed Ordinance is fair, and he would hate to revert back and have the unfairness if the law is not changed.

Commissioner Zellers said that enforcement is the key. It is not the patios, but the noise that everyone has issues with.

Commissioner Patrick Gossett said the last time this Ordinance was amended was in 1992. The guests and visitors to the City and the food and beverage establishments in the City have changed, and the needs have changed. This proposed Ordinance is reflective of some of those needs. This is a separate issue from the noise which was proven by enforcement this past summer. He hoped that the Commissioners will move forward on the noise issue expeditiously. Additional information needs to be collected about the Noise Ordinance and how to enforce it from both sides, and in the residential section vs. the commercial section.

Commissioner Coluzzi made a motion, seconded by Commissioner Sargent, to adopt the Ordinance before the Commissioners after having held a Public Hearing.

Mayor Cooper believed that there is a connection between patios and noise, but he is willing to move forward in good faith with this Ordinance. He expected a good faith effort to work on the noise issues.

A year ago, it was stated that the Noise Ordinance was not enforceable. There has been excellent cooperation from the establishments this past summer, but this may not always be the case. Tools are needed to deal with the noise issue if and when it happens. Mayor Cooper fully expects the City staff to enforce the other parameters in the Patio Ordinance.

(Gossett – aye. This is a consistency issue with hours of operation and enforcement. With the addition of the enforcement officer this past summer, there has been great improvement. This will continue by having an enforcement officer on the street, and “if you are being watched, you are going to behave”. This certainly has a lot to do with it. Sargent – aye. Assuming that the Commissioners solve the noise problem and the approval of this Ordinance does not cause a problem of noise, then it is right that patios are parts of restaurants, and they should be treated like the rest of the restaurant with respect to their hours. The fact there are some inequities that certain people were grandfathered and other was unfortunate. This change is makes abundant sense. Coluzzi – aye. She is glad to see that this is finally going to happen and is very pleased. Commissioner Coluzzi agreed with comments made by Commissioners Hunker and Zellers. Items in Section 270-19 need to be enforced. She hoped people take notice that the City will enforce speakers on the patio, etc. Cooper – aye. This is a great opportunity. There are a lot of good businesses in the City. For them to be able to do more business is a great thing. There can be issues, and 99% of them have proved this past summer that they need not be a problem. He called on those who think this is good and will benefit from it to work with the Commissioners and call out those businesses that are a problem; and put an end to it if that point is reached because it could spoil it all for a lot of people. This is a good thing for the businesses. Mills – recused. Zellers – aye. It is not the hours that are the issue, the noise is the problem. Enforcement is key, and she wants to move forward with that. Commissioner Zellers agreed with Mayor Cooper that the other items on the list of use restrictions should be enforced. This will help to keep the noise down, if they are enforced. She is comfortable with this change. It is a good balance and levels the playing field. It will allow the restaurant owners to make the best use of their whole establishment and gives patrons a great dining experience outdoors. It is good for the City. Hunker – aye. The two issues are separate. He has watched the debate and has a business in the City. Taking the patio piece away will allow the Commissioners to have the conversations they are having and need to have about the noise, and he is committed to do so.) Motion carried.

OLD BUSINESS

There was none.

NEW BUSINESS

Mayor Cooper called for the presentation and possible adoption of the Force Main Alignment Study for the routing of the force main from the City’s wastewater treatment plant to the proposed location of a new ocean outfall, which study was performed by GHD. Rip Copithorn and Lee Maiers Project Manager

Mayor Cooper noted that the Commissioners had received an email today from Mr. Greg Pope of DNREC notifying them of the Public Notice and the parameters for the Public Hearing for the Environmental Impact Statement (EIS). The Force Main Alignment will be part of the EIS in the sense that it is part of the environmental statement.

Mr. Rip Copithorn and Mr. Lee Maiers, Project Manager of GHD, were in attendance at the meeting. Mr. Maiers is the Project Manager who was responsible for the study. This project is required if the City is to build an ocean outfall. The treated effluent would be pumped from the existing wastewater treatment plant to the point of exit for the ocean outfall. Several items were looked at in regard to a preferred alignment.

Mr. Lee Maiers presented what had to done for the Environmental Impact Study. Alternatives were looked at. There are two different methodologies used when installing pipelines. One for of installation is called open cut construction. A trench is dug, a pipe is dropped in the bottom of it, and the trench is covered up and repaved over the top of it. A 24” Force Main would be put in on the left-hand side of the road, away from existing water and sewer lines. The depths would vary, depending on other utilities. It is anticipated that open cut construction would be done on Henlopen Avenue. Typical production is approximately 100 feet per day. No trenches would be left open overnight. The contractor would cut the pavement, dig out 100 feet, install the pipeline, backfill everything and put steel plates over the top of it so everything will be safe for the evening. Cones would be placed in and around the area. Construction on Henlopen Avenue would take place for approximately one to two months. The second form of installation is called horizontal directional drilling. This is typically used to get underneath sensitive areas such as where trees are not to be disturbed, etc.; and in this case, to get under Rehoboth Avenue so there is no interference with traffic flow coming in and going out of the City. Basically what is done in horizontal directional drilling is that a pilot hole is drilled which goes from one

point and comes out at another point. At the second point, the assembled pipeline would be pulled back through to where the initial point of drilling would be. There is usually a lot less disturbance with this form of construction, but it costs more. The rate of production is approximately 1,000 feet per 10 days. Minimum depth is typically 10 feet. Most directional drillers like to be in the 10 to 15 feet range. One of the benefits of directional drilling is that there are no trenches to fill. Installation would take approximately one to two months for the largest portion of the anticipated project from Park Place on the Canal Condominiums going down Canal Street, underneath Rehoboth Avenue and coming up on the northeast side of Grove Park. Typically when putting a directional drill in, the hole is approximately 1.5 times the diameter of the pipe. A photograph was shown of an installation done on Route 24 near Angola. Maps were shown of the preferred overall alignment, wastewater treatment plant alignment and Park Place on the Canal alignment. Photographs were shown of the entry and exit points along the alignment for directional drilling and where the open cuts would be located along Henlopen Avenue to Deauville Beach. A map was shown of the alternative alignment which was evaluated. The alignment would run from State Road to the intersection at Fifth Street and Rehoboth Avenue. Directional drilling would occur underneath Rehoboth Avenue. The alignment would continue northeast and go down Columbia Avenue. Columbia Avenue is a concrete roadway that has historic nature to it. The State of Delaware archaeologists and Cultural Heritage representatives came to look at Columbia Avenue, they felt that this roadway is very sensitive and encouraged GHD to not disturb anything along Columbia Avenue that could cause additional cuts to the road. Columbia Avenue is also a State highway. Most of the traffic which comes from the north is directed down Columbia Avenue. It also has a narrower right-of-way than Henlopen Avenue. Mr. Maiers acknowledged that they were also concerned about the fact that there may be antiquities underneath Columbia Avenue. It could stop construction if Indian remains would be found. Henlopen Avenue had been dug up before, but Columbia Avenue has never been dug up. If the alternative alignment would be chosen, all along Columbia Avenue would need to be done with directional drilling. Photographs were shown of the entry and exit points along the alternative alignment for directional drilling. The disadvantages of the alternative alignment are: 1. Numerous additional existing underground utilities to avoid. 2. Historic concrete in Columbia Avenue is not to be impacted. 3. Columbia Avenue has a narrow right-of-way. 4. Construction impact on a commercial zone, possibly creating a negative economic impact. The advantages of the preferred alignment along Henlopen Avenue are: 1. Less existing utilities to avoid. 2. No historic preservation issues. 3. Henlopen Avenue has a wider right-of-way allowing better traffic flow. 4. No commercial zone impact.

Ms. Carol Ellison, 107 Henlopen Avenue, asked which side of the street on Henlopen Avenue construction would occur and what the cost difference would be if underground drilling would be used to go from Grove Park to Deauville Beach. Mr. Maiers responded that the construction would be approximately 10 to 15 feet to the north of the centerline of Henlopen Avenue. There would be an additional \$150.00 per foot for directional drilling over the 5,400 feet cost for open cut construction which would be approximately \$850,000.00.

Mr. David Brady, 135 Henlopen Avenue, asked if Henlopen Acres is served by the outfall, if any thought has been given to construction in the space north of the Henlopen Avenue properties.. Mr. Maiers acknowledged that Henlopen Acres will be served by the outfall. The area north of the Henlopen Avenue properties was looked at, but it was cost prohibited due to the additional construction costs from directional drilling and was not within the right-of-way within the City; and consideration would need to be taken into account for getting permission for a property which is not owned by the City.

Mr. Maiers noted that the roadway will be finished with an asphalt patch over the affected areas. Compaction levels will be built into the specifications. The asphalt patching is including in the \$150.00 per foot cost. Mayor Cooper said that depending on where the pipe goes, at least half of the road would be paved which is the north side of Henlopen Avenue. The paving would be included in the price.

Ms. Joyce Lussier, 99 Henlopen Avenue, asked how long Henlopen Avenue would be under construction and what time of the year it is planned for. Mr. Maiers said it is anticipated that the construction for the entire length of Henlopen Avenue would be approximately one to two months. All construction would be scheduled to take place in the off-season. If the construction would be started in October, Henlopen Avenue could be paved by December.

Commissioner Mills made a motion, seconded by Commissioner Sargent, to adopt the report presented this evening and accept the recommended Force Main Alignment. (Gossett – aye, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

The Public Hearing on the Environmental Impact Statement will be scheduled for early to mid-March 2012.

Mayor Cooper called to consider granting additional funding in the amount of \$5,180.00 to the Rehoboth Beach Historical Society from the current year's budget.

Mayor Cooper noted that Mr. Paul Kuhns, President of the Rehoboth Beach Historical Society was in attendance at a prior Workshop Meeting and made a plea for funding to help with expenses such as insurance, fixed expenses, etc. totaling \$5,180.00.

Commissioner Hunker made a motion, seconded by Commissioner Zellers, to approve the additional \$5,180.00 out of the current year's budget to go to the Rehoboth Beach Historical Society for the expenses as outlined in its letter to the Commissioners.

City Manager Gregory Ferrese confirmed that the money is in the budget.

(Gossett – aye, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

Mayor Cooper called to consider approval of a two-year contract with Parkmobile USA, Inc. to provide the City with a system for the payment of parking by mobile telephone.

Mayor Cooper noted that Parkmobile seems to be the premiere company to provide this system. It is a solution where the City can have an alternative payment method for every parking meter in the City for the summer of 2012 with a near zero capital cost to the City. Parkmobile has the technology for people to call on the telephone or download the app, sign up for an account and pay parking through them. The contract would be a \$.50 per transaction convenience fee added to the transaction. At the end of each month, Parkmobile would bill the City \$.35 per transaction. Twice daily, Parkmobile would credit the City's account with all the credit card amounts which would be collected. The City would pay the merchant fees which would be approximately 8% of the revenue collected. The \$.15 would not cover the credit card fees, but it would help to offset them. The contract is for two years which would renew automatically one year at a time.

Commissioner Hunker said that the local community and the visitors will love the convenience with this system.

Commissioner Sargent made a motion, seconded by Commissioner Mills, to approve execution of the contract with Parkmobile for two years of their services.

Commissioner Coluzzi noted that the current credit card system which is in effect in the first two blocks of Rehoboth Avenue will be taken out and will be replaced with the Parkmobile system. This system will be widespread throughout the metered areas in the City.

Commissioner Gossett said that this system is user-friendly. A communication plan is needed to advise visitors and guests about how this system will be used. Both Ms. Carol Everhart of Rehoboth Beach/Dewey Beach Chamber of Commerce and Ms. Annmarie Westerfield of Rehoboth Beach Main Street are working on this along with City staff to get it out to the realtors, etc.

(Gossett – aye, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

Mayor Cooper called to consider adoption of a resolution authorizing the City Manager to act on behalf of the City in regard to the City's application for financial assistance from the State for the Schoolvue Sanitary Sewer Replacement Project.

Mayor Cooper said that in September 2011, the Commissioners authorized making application for a State revolving loan and/or grant to reroute some of the sewer line which was placed under some homes in Schoolvue. The proposed Resolution authorizes the City Manager to sign all funding documents, reimbursement documents, etc. on behalf of the City.

Commissioner Mills made a motion, seconded by Commissioner Zellers, to adopt the Resolution regarding the sewer project. (Gossett – aye, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

Mayor Cooper called to consider award of the contract for the Renovations to the Delaware Avenue Comfort Station Project for which bids were received and opened on January 12, 2012..

Mr. Ferrese reported that the City received a \$80,000.00 grant from the State towards the renovations of the Delaware Avenue restroom. Sealed bids were opened on January 12, 2012. Mr. Scott Rogers, City architect on

this project, recommended that the low bid from Shade Construction in the amount of \$152,000.00 be awarded. The low bid is lower than the engineer's estimate of \$184,000.00. Monies in the amount of \$166,000.00 are allocated in the 2012/2013 Budget for this project. A pre-construction meeting will be held once the contract is awarded, and a notice will be issued to proceed. It is anticipated that this project will start the beginning of February 2012 and will be completed by mid-May 2012.

Commissioner Mills made a motion, seconded by Commissioner Sargent, to award the contract for the renovations of the Delaware Avenue Comfort Station in the amount of \$152,000.00. (Gossett – aye, Sargent – aye, Coluzzi – aye, Cooper – aye, Mills – aye, Zellers – aye, Hunker – aye.) Motion carried unanimously.

CITY MANAGER'S REPORT

(See attached report.)

Mr. Ferrese summarized the projects which have been accomplished during 2011. 1. Installation of the stormceptor in Country Club Estates. 2. Renovations to Baltimore Avenue restrooms and Beach Patrol Headquarters. 3. Installation of new boiler in Municipal Building. 4. Installation of new air conditioning unit in the Convention Center. 5. Installation of a new roof on the Convention Center and Municipal Building Complex. 6. Installation of new windows in the Municipal Building Complex. 7. Installation of new lighting in the Municipal Building Complex. 8. Installation of new decking around Delaware Avenue restrooms. 9. Completion of Phase II Amenities at the Museum. 10. Drainage improvements were made next to the Chamber Office to eliminate flooding of the office. 11. Installation of additional street lighting on Scarborough Avenue. 12. Purchase of a Mobi Mat and placement on the access area to the beach at Laurel Street. 13. Placement of new crosswalks on Surf Avenue. 14. Planting of approximately 166 new trees throughout the City. 15. Award of Greenhouse Grant to the City for the Pedestrian/Bicycle Master Plan. 16. Underground Storage Tank Project and new generators at Lake Gerar, Newbold Square and North Shores. 17. Implementation of the Tobacco Prevention Grant. 18. Increased City's Recycling Program from 1,180 to 1,600 customers. 19. Implementation of the State's mandated Yard Waste Program. 20. Continuation of Wastewater Ocean Outfall Permitting and Engineering Phase. The Budget Session was held today, and a balanced budget was presented. The only proposed increase would be the wastewater surcharge rate of 15% which would go to the outfall permitting and engineering project. The next Budget Session will be included in the next Workshop Meeting.

Mr. Ferrese recommended the approval of the Street Aid expenditures:

01/11/12	512	Delmarva Power	\$ 8,234.78 (Street Lights)
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Commissioner Mills made a motion, seconded by Commissioner Zellers, to approve the Street Aid expenditures as presented. Motion carried unanimously.

COMMITTEE REPORT

There were no reports.

CITY SOLICITOR'S REPORT

There was nothing to report.

COMMISSIONER ANNOUNCEMENTS/COMMENTS

Commissioner Gossett announced that he is honored and excited to be on the Board. He appreciated the confidence and support of the Mayor and Commissioners for approving his appointment this evening, and he looks forward with a lot of anticipation to working with the Board.

Discuss items to include on future agendas.

Items to be included on the agenda for the February 6, 2012 Workshop Meeting are a presentation by Delaware Greenways on the current status of the Bicycle/Pedestrian Master Plan and a presentation of the Lewes-Rehoboth Canal Improvement Project to include a water taxi.

CITIZEN COMMENT

Mr. Walter Brittingham, 123 Henlopen Avenue, asked the Commissioners to consider addressing the Army Corps of Engineers and dredge contractors for an outstanding job with regard to the beach replenishment.

Discuss the potential acquisition of land.

Mayor Cooper noted that this item will only be discussed, and no action will be taken by the Commissioners.

Commissioner Mills made a motion, seconded by Commissioner Coluzzi, to move into Executive Session at 8:36 p.m. to discuss potential land acquisition as afforded by Freedom of Information Act (FOIA) for allowance of site acquisitions. Motion carried unanimously.

Commissioner Mills made a motion, seconded to Commissioner Coluzzi to return to the public forum at 9:15 p.m. Motion carried unanimously.

The Workshop Meeting will be held on February 6, 2012 at 9:00 a.m.

There being no further business, Mayor Cooper declared the meeting adjourned at 9:16 p.m.

Respectfully submitted,

(Patricia Coluzzi, Secretary)