

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

November 17, 2014

The Special Meeting of the Mayor and Commissioners of the City of Rehoboth Beach was called to order at 9:03 a.m. by Mayor Samuel R. Cooper on Monday, November 17, 2014 in the Commissioners Room in City Hall, 229 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
	Commissioner	Bill Sargent
	Mayor	Samuel R. Cooper
	Commissioner	Stan Mills
	Commissioner	Lorraine Zellers
	Commissioner	Kathy McGuiness

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

The purpose of this Special Meeting was for the Mayor and Commissioners to:

- A. Conduct a strategy session to include receiving legal advice and opinion from the City Solicitor in regard to potential litigation relating to the Moratorium Ordinance (Ord. No. 1014-01) adopted on October 17, 2014.

Mayor Cooper noted that this item may include an executive session because it involves the Commissioners receiving legal advice and opinion from an attorney regarding potential litigation as permitted by *29 Del.C. Section 1004(b)(4)*.

City Solicitor Mandalas said that concerns have been brought to the Commissioners, and at least one of them involved the threat of litigation. He thought the Commissioners should be aware of it.

Commissioner Bill Sargent made a motion, seconded by Commissioner Stan Mills, to move to Executive Session at 9:05 a.m. as permitted by Delaware Code. Motion carried unanimously.

Commissioner Sargent made a motion, seconded by Commissioner Mills to reconvene to the public forum at 11:16 a.m. Motion carried unanimously.

- B. Consider any appropriate action concerning potential litigation relating to the Moratorium Ordinance (Ord. No. 1014-01) on October 17, 2014.

City Solicitor Mandalas provided a brief statement. On October 17, 2014, the Board of Commissioners enacted a moratorium on the application for building permits for the construction of unenclosed swimming pools in the residential zoned districts. Through several items of correspondence, the Commissioners convened to consider the contents of the correspondence and the legal implications raised within them. After weighing the many factors involved, the Commissioners are not taking any additional action relating to the moratorium at this time.

There being no further business, Mayor Cooper adjourned the Special Meeting at 11:27 a.m.

Respectfully submitted,

(Lorraine Zellers, Secretary)