

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

May 9, 2016

The Workshop Meeting of the Mayor and Commissioners of the City of Rehoboth Beach, was called to order at 9:06 a.m. by Mayor Samuel R. Cooper on Monday, May 9, 2016 on the second floor of the Rehoboth Beach Voluntary Fire Company, 219 Rehoboth Avenue, Rehoboth Beach, DE.

There was a moment of silence for Mr. Chuck Donohoe, member of the Board of Adjustment and Mr. Kimber Vought, former mayor.

Mr. Bill Sargent gave the invocation followed by the Pledge of Allegiance.

ROLL CALL

Present:	Commissioner	Paul Kuhns
	Commissioner	Toni Sharp
	Commissioner	Patrick Gossett
	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 (arrived at 9:11 a.m.)

CORRESPONDENCE

Correspondence was received relative to Item No. 4 on the agenda.

PRESENTATION by and discussion with a representative of the Delaware Department of Natural Resources and Environmental Control on plans to deepen portions of Silver Lake within the City limits.

Mr. Chuck Williams, Planner IV and representative of DNREC and Mr. Bob Palmer, Acting Director for Division of Watershed Stewardship were in attendance at the meeting.

Mr. Williams gave his presentation. (Copy attached.) DNREC, Division of Watershed Stewardship is proposing to conduct an aquatic habitat enhancement project in Silver Lake. The project will involve the creation of two wetland benches in the upper western portion of the lake. Approximately 1,500 cubic yards of material, a combination of sand, silt and clay, will be excavated within the lake using a pontoon excavator and redistributed in two areas along the eastern bank adjacent to the City's Tot Lot. The material will be contained using coir fiber logs that will be secured in place prior to the initiation of excavation activities. The area proposed for excavation is approximately 37,010 square feet in size. The two areas proposed for fill encompass a total of approximately 23,700 square feet in size. The fill areas will be vegetated with various wetland plants and shrubs once the excavated material has settled and compacted within each area. The storm drains outfalls will be extended; the spillway structure will be treated and the property lines will be delineated. The primary purpose of the project is to enhance the aesthetics in the upper portion of Silver Lake by creating beneficial habitat for the flora and fauna of the lake. The vegetative buffer is not to be walked on. A request is being made to provide DNREC with consent documentation that the City has no objections with the proposed project moving forward. DNREC is currently in the process of obtaining the necessary federal and state permit approvals to conduct the work. A construction easement will need to be executed with the City prior to beginning the project because DNREC will need to access the lake with equipment at the north end of the City park area. Work will be scheduled for the fall and winter months to minimize impacts to the City's tourism industry. This project will be funded in-house by DNREC. The lake bed is the property of the state, and DNREC will be responsible for it.

Ms. Sallie Furman, SOLA, suggested that the lake should be dredged deeper to last longer. Devices should be placed on the storm drains to keep out solid materials.

Mr. Tom Zellers, 308 Stockley Street, noted that the Board of Directors of Country Club Estates Property Owners Association are requesting that the project be approved. Silt fence should be a requirement when houses are being built.

Mr. Harvey Waltersdorf, 503 School Lane noted that he will give approval to dredge out the 100 foot portion of

the finger of the Silver Lake that he owns.

Correspondence:

1. Letter dated May 4, 2016 from Mr. Stephen Simmons, 314 Stockley Street, – in support of.
2. Email from Mr. Marilyn West-Nulty, address unknown – in support of.
3. Letter from Mr. Thomas Tedrick, 310 Stockley Street – in support of.

There were no objections from the Commissioners to move forward with this project and have Mayor Cooper and/or City Manager Sharon Lynn sign off on the easements that are needed for DNREC.

DISCUSS with a Comcast representative a draft 10-year renewal of Comcast's franchise agreement with the City.

Mr. Chris Comer, Director of Government Regulatory Affairs, was in attendance at the meeting and represented Comcast.

The current agreement with Comcast expires on May 20, 2016. The proposed agreement is a renewal for 10 years. City Manager Sharon Lynn, City Solicitor Glenn Mandalas and Mr. Comer have been working together on this agreement. The franchise fee has increased and has a cap on it at 5% of the gross revenue. Service to all the City facilities has been incorporated in the agreement. A performance bond is being required, and insurance limits have been increased to \$3,000,000.00 vs. \$1,000,000.00. This is a franchise agreement for Comcast to occupy the public rights-of-way to provide its services to the residents of the City. It is not a franchise in the sense of negotiating rates and terms, etc. After review by the Commissioners, it was determined that this item will be placed on the agenda for the Regular Meeting on May 20, 2016.

Mr. Walter Brittingham, 123 Henlopen Avenue, thought that the contract should be renewed at five years instead of ten years.

OLD BUSINESS

Discuss possible revisions to Chapters 215, Restaurants and 270, Zoning as they relate to the regulation and permitting of restaurants that serve alcohol including brewery-pubs.

This item was deferred to a future meeting.

NEW BUSINESS

Discuss a draft ordinance related to the types of parking meters used by the City and the various means of paying at parking meters.

The proposed ordinance provides for alternative forms of payment for parking meters, provides for a fifty cent surcharge for alternative forms of payment and simplifies addressing the different types of parking meters in use. The proposed changes to the ordinance are related to the time limits and rates of meters and spaces, and the types of meters referred to in Section 92-69(C) of the Code.

This item will be placed on the agenda for the Regular Meeting on May 20, 2016.

CITY MANAGER'S REPORT

There was no report.

COMMITTEE REPORT

The Streets & Transportation Committee's primary goal is to provide safety for pedestrians, bicyclists and mopeds. It has developed a bicycle master plan, bicycle friendly street guide, additional crosswalks at Surf Avenue and silent policemen in designated crosswalks. In February 2016, the Committee held a meeting to review the revisions to the bike map and suggestions by the Commissioners and freestanding signage. At that meeting, it approved the enhancements suggested by the Commissioners. A copy of the proposed map had been distributed to the Commissioners prior to the meeting. Cost estimates for production of the map have been provided to the City Manager. There was discussion with regard to the City gateways, kiosks and proposed trail posts, signage and locations. The gateways are Henlopen Avenue at Surf Avenue, Rehoboth Avenue at the Canal Bridge, Silver Lake coming from Dewey Beach and State Road from Dewey Beach. The kiosks and proposed trail posts, signage and locations are in collaboration with DNREC. The City has offered to install the posts while DNREC will supply the posts and signage. A prototype of the trail posts and signage was provided for the Commissioners to view. A suggestion was made that the trail posts would look more aesthetically pleasing if they were not white. Options for

the color of the trail posts will be provided to the Commissioners for their review. It is anticipated that the trail posts and signage will be installed prior to Memorial Day Weekend 2016. Bike maps will be distributed to the Chamber of Commerce information kiosk, bike rental shops and Police Department. There was consensus from the Commissioners to move forward with the bike map and signage.

CITY SOLICITOR'S REPORT

There was nothing to report.

COMMISSIONER ANNOUNCEMENTS/COMMENTS

There were none.

DISCUSS ITEMS TO INCLUDE ON FUTURE AGENDAS.

There were none.

CITIZEN COMMENT

There was none.

The next Regular Meeting will be held on May 20, 2016 at 7:00 p.m.

There being no further business, Mayor Cooper adjourned the meeting at 10:45 a.m.

Respectfully submitted,

(Lorraine Zellers, Secretary)