

**TOWN OF SOUTH BETHANY  
TOWN COUNCIL REGULAR MEETING MINUTES  
MAY 11, 2018**

**MEETING CALLED TO ORDER**

Mayor Voveris called the May 11, 2018, Town Council Regular Meeting to order at 2:00 p.m., followed by the Pledge of Allegiance to the Flag.

**ATTENDANCE**

PRESENT: Councilmembers Don Boteler, Sue Callaway, Tim Saxton, Tim Shaw, Carol Stevenson, Frank Weisgerber, and Mayor Pat Voveris; Town Manager Maureen Hartman; Chief Troy Crowson; and Administrative Assistant Pam Smith

**MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS THE CONTENTS OF THE DR. WARREN REPORT PERTAINING TO PENDING OR POTENTIAL LITIGATION AND THE CONTENTS OF THE CENTER FOR PUBLIC SAFETY MANAGEMENT (CPSM) REPORT, WHICH PERTAIN TO PENDING OR POTENTIAL LITIGATION AND ARE PART OF AN ATTORNEY-CLIENT/WORK PRODUCT PRIVILEGED COMMUNICATION, INCLUDING THE POTENTIAL RELEASE OF INFORMATION CONTAINED IN THOSE DOCUMENTS TO THE PUBLIC. 29 DEL. C. § 10002(L)(6), (9) & 10004(B)(6)**

A motion was made by Councilmember Boteler, seconded by Councilmember Callaway, to go into executive session to discuss the contents of the Dr. Warren report pertaining to pending or potential litigation and the contents of the Center for Public Safety Management (CPSM) report, which pertain to pending or potential litigation and are part of an attorney-client/work product privileged communication, including the potential release of information contained in those documents to the public. The motion was unanimously carried.

**EXECUTIVE SESSION TO DISCUSS THE CONTENTS OF THE DR. WARREN REPORT PERTAINING TO PENDING OR POTENTIAL LITIGATION AND THE CONTENTS OF THE CENTER FOR PUBLIC SAFETY MANAGEMENT (CPSM) REPORT, WHICH PERTAIN TO PENDING OR POTENTIAL LITIGATION AND ARE PART OF AN ATTORNEY-CLIENT/WORK PRODUCT PRIVILEGED COMMUNICATION, INCLUDING THE POTENTIAL RELEASE OF INFORMATION CONTAINED IN THOSE DOCUMENTS TO THE PUBLIC. 29 DEL. C. § 10002(L)(6), (9) & 10004(B)(6) ATTORNEY FRATARELLI WILL PARTICIPATE AT NO CHARGE TO THE TOWN OF SOUTH BETHANY**

Council went into Executive Session at 2:02 p.m. to discuss the contents of the Dr. Warren report pertaining to pending or potential litigation and the contents of the Center for Public Safety Management (CPSM) report, which pertain to pending or potential litigation and are part of an attorney-client/work product privileged communication, including the potential release of information contained in those documents to the public. 29 DEL. C. § 10002(L)(6), (9) & 10004(B)(6)

**MOTION TO RECONVENE THE TOWN COUNCIL REGULAR MEETING**

At 3:20 p.m. a motion was made by Councilmember Callaway, seconded by Councilmember Boteler, to reconvene the Town Council Regular Meeting. The motion was unanimously carried.

**DISCUSSION AND POSSIBLE ACTION TO RELEASE TO THE PUBLIC INFORMATION CONTAINED IN THE DR. WARREN REPORT AND/OR THE CPSM REPORT**

A motion was made by Councilmember Shaw, seconded by Councilmember Callaway, to have the attorney prepare a redacted version of the Warren Report and a non-redacted version of the CPSM Report for the Town Manager and Chief of Police. The motion was unanimously carried.

A motion was made by Councilmember Shaw, seconded by Councilmember Boteler, to have the attorney prepare a redacted document of the CPSM Report for distribution pursuant to a FOIA request. The motion was unanimously carried.

**COMMENTS BY COUNCIL MEMBER CANDIDATES (3 MINUTES EACH) (FRANK WEISGERBER)**

The following Council Member candidates had three minutes to make their presentation:

- Donald J. Boteler
- Susan Callaway
- William T. Shaw
- Wayne A. Schrader (Not in attendance – Councilmember Weisgerber read aloud Wayne Schrader's bio)

**COMMENTS BY MAYORAL CANDIDATES (3 MINUTES EACH) (FRANK WEISGERBER)**

The following Mayoral candidates had three minutes to make their presentation followed by a question and answer period:

- Patricia Ann Voveris
- Timothy Saxton

**CANDIDATES QUESTION AND ANSWER PERIOD**

Attendees had an opportunity to ask the candidates questions.

**LEADERSHIP REPORTS**

- **Mayor's Report**—Submitted by Mayor Voveris:

Here is an update since my last report early April.

**April 25** Attended an evening function sponsored by the Inland Bays Foundation (IBF) to honor Chris Bason of the Center for Inland Bays (CIB). Chris has worked tirelessly with diligence on environmental issues, and it was an honor for me and Mayor Pro Tem Tim Shaw to be included in this acknowledgement of Chris. Our Town has benefitted from the advice and partnering with Chris and the CIB to improve water quality with projects to reduce nutrients coming into our canals such as retrofits and Floating wetland/oyster islands.

**April 27** Met with fellow Mayors from Lewes, Rehoboth and Bethany Beach, the Town Manager from Henlopen Acres, and retired DNREC Administrator Tony Pratt to discuss retaining Tony to help the Association of Coastal Towns (ACT) in pursuit of initiatives for coastal towns from Lewes to Fenwick Island. Currently dredging our coastal recreational waterways is at the forefront of discussion.

Met with Town Manager Maureen Hartman and Verizon representative Bonnie Metz to better understand the proposed small cell installation to enhance reception in our Town and on our beach. There is much misinformation floating around regarding this equipment and from pictures I have seen the installation appears to not be visibly intrusive.

**April 30** Attended a meeting on Beach Replenishment at the DNREC center in Lewes with Town Manager Maureen Hartman and Mayor Pro Tem Tim Shaw to stay informed on the upcoming schedule and planned activity. Weekly meetings will be held until the Beach Replenishment reaches completion. South Bethany is scheduled for mid-June through early July. Beach grass is scheduled to be planted between October 2018 and March 2019.

**May 03** A celebration for the National Day of Prayer was held at Town Hall. This year marked the 67th observance of National Day of Prayer, and the theme was “unity,” which we certainly need to achieve the best in any endeavor and working together. Our own Carolyn Marcello has organized this annual event for the last 6 years. She is an inspiration to all with her dedication to faith and devotion to Town. Thank you, Carolyn for your steadfast prayers for our Town, our staff, our Council to focus on unity and betterment of South Bethany.

**May 7** The bid opening for the repurposing project for our Police Department building was held at Town Hall at 2:00 pm. The opening was attended by Town Manager Hartman, Chief Crowson, and Administrative Assistant Pam Smith. One bid was received for \$63,500 with three different alternates at additional costs. Alternate 1, \$3,464 for all new kitchen cabinets; Alternate 2, \$2,510 for new carpet in various areas; and Alternate 3, \$4,783 for new vinyl flooring in various areas. Chief Crowson and Town Manager Hartman will provide the recommendation from the architect at the May 11 Council Meeting.

**May 11** This Council meeting is an important one. There will be an Executive Session with Attorney Pete Fratarelli to determine release of reports by consultants CPSM and Dr. Warren that evaluated our Police Department operation, structure, and policies. There also will be an opportunity for candidates running in our May 26 Election to introduce themselves. In addition, there will be an opportunity to hear retired DNREC Administrator Tony Pratt who is seeking to help the towns from Lewes to Fenwick Island in efforts through ACT (Association of Coastal Towns) to pursue initiatives for coastal town betterment. The critical topic now is dredging of our recreational waterways. Tony believes that he can help South Bethany in our pursuit of canal dredging.

**May 18** The next meeting of ACT is scheduled for 10:00 am.

I am sorry to report the sudden passing of fellow Mayor Dave Lyons from Henlopen Acres. Dave was dedicated to betterment of Henlopen Acres and a staunch supporter of ACT. He will be missed by many.

Thank you.

During Leadership reporting Mayor Voveris announced our Chief Crowson recently received an award from the FBI-LEEDA (Law Enforcement Executive Association) for completing a program of 3 leadership courses: supervisory class, command class, and executive class. Chief Crowson is the first Chief in the history of South Bethany to do so. All applauded the Chief and the Mayor congratulated him.

- **Town Manager’s Report**—Submitted by Maureen Hartman:
  - April 6, I attended an ACT meeting with Mayor Voveris and Councilman Shaw.
  - Attended a BBVFC meeting with Mayor Voveris at Town Hall.
  - Participated in the contractors pre-bid meeting on April 10 for the renovations to the police building.
  - Job interviews for the part-time admin position in the police department with Mayor Voveris and Chief Crowson on April 10 and April 12.

- Attended a DFIT board of trustees meeting for workers comp on April 11.
- Attended a Women in Local Government (WLG) meeting on April 11.
- Along with Mayor Voveris and Councilman Shaw, I attended the SCAT Legislative meeting at the Cheer Center on April 13.
- Met with Councilwoman Callaway and Don Chrobot on April 16 to discuss the new exercise station area adjacent to Town Hall.
- Councilwoman Stevenson and I met with Dave Daharsh and Jim Costello, partners with Jay Vending. Jay Vending is the new concessionaire for South Bethany this year. They are looking forward to their relationship with the Town.
- On April 19, I spent the day with other managers and elected officials at Legislative Hall. We had a personal meeting with the Lieutenant Governor and a brief meeting with the Governor. We then went to session with the Senate and Representatives.
- Met with the maintenance department for a pre-season meeting on April 24.
- On April 24, Renee McDorman and I met with the Town's liability insurance representative to go over the renewal of insurance. A memo was provided to the mayor and council regarding our meeting.
- Staff meeting on April 26 to discuss election procedures and miscellaneous pre-season preparations. Janet and I continue to prepare for election day.

#### **MAY REMINDER**

Town Council Regular Meeting	May 11, 2018
Town Council Workshop	May 24, 2018
Election Day, 9 am to 3 pm	May 26, 2018
Town Hall Offices Closed	May 28, 2018

- **Treasurer's Report**—Submitted by Councilmember Boteler:

Due to the end of the fiscal year (April 30), the Treasurer's report will be given at the May 24 Town Council Workshop Meeting.

- **Police Department Report**—Submitted by Chief Troy Crowson:

#### **New Administrative Assistant**

The South Bethany Police Department welcomed Mrs. Coleen Meyer on April 29, 2018. She came to Delaware last summer from New Jersey. She was previously employed at Rutgers University for 20 years. Mrs. Meyer will be in the office Monday, Tuesday, Thursday, and Friday from 9 am to 3 pm and Wednesday from 8 am to 2 pm. If you see her be sure to say hello and give her a warm welcome!

#### **Seasonal Officer**

The department also hired our Seasonal Parking Officer, Taylor Bare. He will be joining us on May 15, 2018.

#### **Farewell**

The department is sorry to see Cpl. Mark Burton leave. Cpl. Burton accepted a position with the Ocean View Police Department. His last official day with us was April 26, 2018. Cpl. Burton exceeded the expectations of the South Bethany Police Department during his 6 years with us. He was dedicated to helping those not only in the community but his colleagues as well. Cpl. Burton will be sorely missed.

### **Office of Highway Safety Click It or Ticket Enforcement**

Office of Highway Safety, the South Bethany Police Department will be participating in the “Click It or Ticket Enforcement Mobilization” from May 14th through May 28th. The 2018 performance target regarding occupant protection as stated in the Office of Highway Safety’s Highway Safety Plan includes: decreasing calendar year unrestrained crashes so that the unrestrained passenger vehicle occupant fatalities has a five year (2014-2018) average of 28, increase five year seat belt use rate from 90% to 91%.

### **Office of Highway Safety Pedestrian/Enforcement**

Office of Highway Safety, the South Bethany Police Department will be participating in the “Pedestrian Outreach Enforcement” from June 5th through June 19th. Delaware has had the highest pedestrian fatality rate in the country 4 out of the last 5 years, totaling 150. Pedestrian fatal crashes tend to occur at night, on high speed multi-lane roadways. Pedestrians are often under the influence and determined to be at fault of the crash. The most common ages hit are 10-24 years old.

## **COMMITTEE REPORTS**

- **Budget and Finance Committee** – Submitted by Councilmember Boteler:

The Budget and Finance Committee plans to bring together the committee and volunteers from the Planning Commission to start figuring out how to safeguard some of the reserves and how to grow them.

- **Canal Water Quality Committee** – Submitted by Councilmember Weisgerber:

Still working towards the June 18, 19, and 20 deployment and installation of the floating wetlands.

The Town was approved for the DNREC Surface Water Matching Planning Grant. The grant is a 1:1 cash match of \$25,000 and will be used to offset the costs for the approved SB Canal Sediment analysis.

- **Charter and Code Committee** – Submitted by John Fields, Chair:

The Charter and Code Committee has drafted two ordinances, 191-18 and 192-18. These ordinances amend Chapter 104 and Chapter 114 to remove the requirement that annual notices sent to property owners are sent only by first class mail and to modify notification procedures.

These ordinances had a first reading on April 13, 2018. No changes were made at the first reading. A second reading was made at a workshop on April 26, 2018. There were no changes at this reading. A third and final reading is scheduled on May 11, 2018, at a regular Council meeting.

- **Communications and Public Relations Committee** – Submitted by Councilmember Stevenson:

The Committee will meet next on Friday, May 11 at 2pm to discuss final plans for summer activities. The Subcommittee for the Independence Day Float met on Tuesday May 8th at 10am in the Town Hall. Plans for the float were made and duties assigned. The next float meeting will be held on May 22 at 10 am. All are welcome to attend.

Margaret Oliver and Linda Whitney attended the SCAOR (Sussex County Association of Realtors) kick off meeting in Lewes on May 8th. They will report to the Committee on Friday, May 11th. They will present the group with our current Materials for Real Estate Outreach to both Realtors and the Community.

Summer activities have been added to a South Bethany Summer Fun Calendar. The SBPOA will host a Decorated Boat Parade on Sunday, July 2nd. The Annual Band Concert at Town Hall on July 3rd. Our Town Beach Vendor will set up a stand for refreshments at the performance. Two movies will be held, one on July 11 (Sing), and the last one on Saturday August 11<sup>th</sup> (Coco). The August 11th event will feature a hot dog picnic and games prior to the movie. An entry in the Bethany Beach Independence Day Parade will also be part of the summer activities. All activities will be posted on the Town Bulletin Boards, on the Website and Facebook page as well as a Summer Fun Calendar which Residents may pick up at Town Hall.

The Committee will continue our very popular summer boot camp program and yoga offerings on the beach. Yoga will be held Monday, Tuesday, Thursday and Saturday at 8am and Wednesday at 6pm. Boot Camp will continue on Tuesday and Saturday mornings at 7:30am. Both volunteers who teach these classes are South Bethany Residents. Sites of all activities on the beach will be adjusted to accommodate the upcoming beach replenishment project. Signage directing participants to alternate sites has been developed. Email updates advertising the Summer Programs will begin on May 15th.

Tom Ladbush (101 Boone Rd.) – Suggested increasing recyclables pickups and reducing trash pickups.

- **Community Enhancement Committee** – Submitted by Councilmember Callaway:

#### **Earth Day Clean-Up Project**

The 2018 CEC's annual Earth Day recognition project focused on cleaning up the area surrounding the forthcoming South Bethany Fitness Area. Members present included: Sue Callaway, Chair; Donna Farrow; Bobbe Stephan; Kent Stephan; Carol Stevenson; Garnet Timbario; Pat Weisgerber; and Don Chrobot and Jon Stiffler, Public Works. The group worked for nearly 2 hours on clearing out the wooded area and its efforts successfully led to a remarkable change. Carol Stevenson organized a lunch for the group prior to beginning the CEC meeting. Thanks to all for making it such a great team effort.



**Update from Department of Public Works**

Public Works is busy landscaping throughout town including planting new plants, trimming and laying mulch. Lantana and other plants have been planted in the Welcome Areas. In preparation for the summer season, Public Works is working on Ocean Drive, York Beach Mall, the median and walkway beds. The CEC continues to focus on encouraging positive property maintenance via Community Enhancement flyers such as the new *Power Wash* flyer and understanding and discussing, in collaboration with Code Enforcement, how to best address property maintenance.

**Update on the Proposed South Bethany Fitness Area**

The ground has been prepped and appropriate environmental mulch has been ordered as planned; the 5 pieces of equipment and corresponding signs and frames have been ordered; the Welcome Sign is being developed by Signarama that includes language used per the town's insurance company; as noted before the town has received a "Certificate of Investment" from the DE Parks Department that will allow us to use FY18 and FY19 Fitness expenses as a match for a future grant; Sue Callaway and Maureen Hartman are preparing a Letter of Intent to apply for a future grant for additional fitness equipment by May 18; a "SB Fitness Area Coming Soon" article appears in the May *Zephyr*; and Mel and Kim Royster, our resident boot camp instructors, have agreed to attend the Grand Opening of the Fitness Area to encourage proper use of the equipment (*DATE TBD*).

**Discussion of Photography Exhibit Details and Logistics**

The congratulations letter has been sent to selected photographers and 20 will appear in the Exhibit. Participants have expressed enthusiasm about exhibiting. The Exhibit flyer is in the *Zephyr* and a weekly Email News Update will be sent out during May and June. The Indoor and Outdoor Exhibit signs that will be hung during the Exhibit are prepared. Reminder: Opening Night is Saturday, June 9, 2018 from 7:00 pm to 9:00 pm.

**Update on Adopt-A-Canal Program**

Our 35<sup>th</sup> adopted canal end is the New Castle Road End and the CEC met with the new adopters in April to discuss a potential design plan. The dates have been set for the Adopt Contest beginning Friday, June 29 to Friday, July 20<sup>th</sup>. An announcement about the forthcoming Adopt Contest is in the *Zephyr*.

**Next Meeting**

The CEC will be involved with activities and logistics for the Photography Exhibit and the opening of the Fitness area in May and June.

**RETIRED DNREC ADMINISTRATOR TONY PRATT PRESENTS HIS INTEREST TO REPRESENT COASTAL TOWNS FROM LEWES TO FENWICK WITH ACT (ASSOCIATION OF COASTAL TOWNS)**

Tony Pratt was unable to attend this meeting. Councilmember Shaw read a statement from Tony Pratt (attached).

**ADOPTION OF MINUTES – APRIL 26, 2018, TOWN COUNCIL WORKSHOP MEETING**

A motion was made by Councilmember Boteler, seconded by Councilmember Stevenson, to accept the April 26, 2018, Town Council Workshop Meeting Minutes. The motion was unanimously carried.

**DISCUSSION & POSSIBLE VOTE TO AWARD BID NO. 18-03, RENOVATIONS AT THE SOUTH BETHANY POLICE STATION AND DETAIL FUNDING FOR SUCH**

The Town Manager reviewed the following from her memo to Council:

*There was a single bid from Delmarva Veteran Builders, LLC, of Salisbury, MD.*

<i>Base Bid</i>	<i>\$63,500.00</i>	
<i>Alternate 1</i>	<i>3,464.00</i>	<i>All new kitchen cabinets in their entirety</i>
<i>Alternate 2</i>	<i>2,510.00</i>	<i>New carpeting in Conference &amp; Chief's office</i>
<i>Alternate 3</i>	<i>4,783.00</i>	<i>New vinyl in toilet, locker room &amp; processing</i>
<i>Contingency</i>	<i>10,000.00</i>	<i>Recommended by Architect Ryan</i>
<i>Advantech</i>	<i>3,950.00</i>	<i>Security/IT</i>
<b><i>TOTAL</i></b>	<b><i>\$88,207.00</i></b>	<b><i>(includes all three Alternate bids)</i></b>

The Town Manager stated that in the bid documents Delmarva Veteran Builders did not name an electrical subcontractor because Delmarva Veteran Builders did not receive any bids for that item. Delmarva Veteran Builders included an allowance of \$6,500 for the electrical subcontractor work. Per her discussion with the Town Attorney, the Town Manager said the Town could award the bid contingent upon Delmarva Veteran Builders providing the Town with the name of an electrical contractor and an actual cost. The Town Manager said she has contacted the President of Delmarva Veteran Builders and he said he was trying to get the name of a subcontractor and actual cost to put in the bid document.

Chief Crowson reviewed the following from his email to Council:

*The Police Department will cover the cost of base bid at \$63,500.00 and the Security/IT (Advantech) at \$3,950. Town contribution would cover the contingency costs of \$10,000 which may or may not be required. Alternate 1, Alternate 2 and Alternate 3 are open for discussion regarding inclusion or exclusion. These Alternates are more aesthetic and might make sense to do while building is being renovated, but the Alternates don't affect safety or efficiency of design. These Alternates can be done on a different funding cycle. Alternate 1 could possibly require inclusion if for some reason the donated cabinets can't be made to work and require the inclusion of Alternate 1 to function. This brings Police contribution utilizing donated and grant funds towards Building to a total of \$108,288.*

<i>Building plans and soil boring tests</i>	<i>\$25,000</i>
<i>Phase one Evidence and Processing room</i>	<i>\$15,838</i>
<i>Panco Donation</i>	<i>\$50,000</i>
<i>Sussex County</i>	<i><u>\$17,450</u></i>
<i>Total</i>	<i><u>\$108,288</u></i>

Councilmember Saxton stated that the total cost from when this project began is at about \$125,000.

Regarding the IT work at a cost of \$3,950, Councilmember Saxton believes there is money in the ARM account in the IT area from grants and the Chief should work with the Finance Director to see how much of the IT funding can be taken from the ARM account. Chief Crowson stated that if the ARM account covers the IT work, then the Police Department can cover Alternate 1 or Alternate 2.



Joe Mormando (311 W. 3<sup>rd</sup> St.) – Asked what the cash outlay is that the Town is expected to cover. Mayor Voveris stated that including the \$10,000 contingency and all three alternates the amount would be about \$21,000.

Councilmember Callaway asked Chief Crowson if the donated secondhand kitchen cabinets could be used. Chief Crowson said the donated secondhand kitchen cabinets can be used, but Chief Crowson expressed concern if for some reason the donated secondhand kitchen cabinets do not fit or if they fall apart. Chief Crowson said the dimensions were sent out to the contractors and no contractors contacted the Town with any issues. Chief Crowson believes the donated secondhand kitchen cabinets will work.

In response to a question from Councilmember Callaway, Chief Crowson confirmed that once the renovations included in this bid are complete the department will have met all of the requirements from Dr. Warren and the liability issues. Chief Crowson added that the next phase would be the target hardening that was recommended. Chief Crowson stated that the target hardening phase will be done through grant funding.

**Motion on funding:** A motion was made by Councilmember Shaw, seconded by Councilmember Callaway, to authorize the Chief to spend up to \$21,000 of Town contribution for the completion of this project.

**Discussion:** Noting that the Town does not know if an electrician can do the job within \$6,500, Councilmember Weisgerber said he would like to move this vote to the May 24, 2018, Town Council Workshop Meeting in order to look more at the breakdown and the details. The Town Manager noted that the bid can be awarded with the condition that the contractor provide the Town with the name of an electrical contractor and a price. Councilmember Weisgerber expressed his concerns about signing a contract without exact costs and without the name of a subcontractor for the electrical work. Chief Crowson said the Town would not sign the contract without Delmarva Veteran Builders providing that information. Councilmember Callaway asked if the motion could be amended to include "contingent upon the electrical". Councilmember Callaway suggested that the Town make a commitment that if the cost of the electrical work is over \$6,500 the overage would come out of the contingency of \$10,000. After further discussion the motion on funding was not amended.

**Vote on motion on funding:** The voting was as follows:

FOR THE MOTION: Mayor Voveris and Councilmembers Shaw, Boteler, Saxton, Callaway, and Stevenson

AGAINST THE MOTION: Councilmember Weisgerber

The motion carried with a 6-1 vote.

Regarding Alternate 1 (all new kitchen cabinets in their entirety), Councilmember Callaway clarified that the intent is to attempt to use the donated secondhand kitchen cabinets but the money is there if the donated secondhand kitchen cabinets do not work.

**Motion and vote to award bid:** A motion was made by Councilmember Shaw, seconded by Councilmember Boteler to award Bid No. 18-03 to Delmarva Veteran Builders, LLC to include the contingency that the Town has to receive an electrical contractor bid from Delmarva Veteran Builders, LLC and the Base Bid can't go over \$63,500. The voting was as follows:

FOR THE MOTION: Mayor Voveris and Councilmembers Shaw, Boteler, Saxton, Callaway, and Stevenson

AGAINST THE MOTION: Councilmember Weisgerber

The motion carried with a 6-1 vote.

## **ORDINANCES**

- **Third Reading of Ordinance 191-18, to amend the Code of the Town of South Bethany Chapter 104, Property Maintenance, Article II, Grass and Weeds, § 104-8, Notice; enforcement; appeals; penalties for offenses, to remove the requirement that annual notices sent to property owners are sent only by first class mail. (Tim Saxton)**

Charter and Code Committee Chair John Fields reviewed Ordinance 191-18 and asked for questions or discussion. There were no questions or discussion.

- **Discussion and possible vote to adopt Ordinance 191-18**

A motion was made by Councilmember Saxton, seconded by Councilmember Shaw, to adopt Ordinance 191-18. The voting was as follows:

FOR THE MOTION: Mayor Voveris and Councilmembers Shaw, Boteler, Saxton, Callaway, Stevenson, and Weisgerber

AGAINST THE MOTION: None

The motion was unanimously carried.

- **Third Reading of Ordinance 192-18, to amend the Code of the Town of South Bethany Chapter 114, Solid Waste, Article III, Solid Waste Management, § 114-7, Annual notification; violation; penalties; notice; enforcement; and appeal, to remove the requirement that annual notices sent to property owners are sent only by first class mail. (Tim Saxton)**

Charter and Code Committee Chair John Fields reviewed Ordinance 192-18 and asked for questions or discussion. There were no questions or discussion.

- **Discussion and possible vote to adopt Ordinance 192-18**

A motion was made by Councilmember Saxton, seconded by Councilmember Shaw, to adopt Ordinance 192-18. The voting was as follows:

FOR THE MOTION: Mayor Voveris and Councilmembers Shaw, Boteler, Saxton, Callaway, Stevenson, and Weisgerber

AGAINST THE MOTION: None

The motion was unanimously carried.

## **PROPERTY OWNERS' PARTICIPATION**

- Joe Mormando (311 W. 3<sup>rd</sup> St.) – Stated that he is happy the Police Department building is finally put to bed. Mr. Mormando said this has been divisive and time consuming and an unproductive issue that the Council has dealt with in the last year. Mr. Mormando said he does not agree that the Town spend a dime more on this project. Mr. Mormando ended by saying he appreciates what the Council did today.

## **ADJOURNMENT**

A motion was made by Councilmember Shaw, seconded by Councilmember Boteler, to adjourn the May 11, 2018, Town Council Regular Meeting at 5:05 p.m. The motion was unanimously carried.