



# The Town of Fenwick Island

800 Coastal Highway, Fenwick Island, DE 19944-4409  
302-539-3011 ~ 302-539-1305 fax  
www.fenwickisland.delaware.gov

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## REGULAR MEETING OF THE TOWN COUNCIL JULY 26, 2019

### MINUTES

#### **In Attendance**

##### Town Council Members:

Mayor Langan, Vice Mayor Mais, Treasurer Bunting, Secretary Merritt, Council Member Carmean, Council Member Lee, Council Member Williams

##### Staff in Attendance:

Town Manager Tieman, Building Official Schuchman, Lieutenant Devlin, Public Works Manager Locke, Beach Patrol Captain Rykaczewski, Finance Manager Gary, Town Clerk Martin

Mayor Langan began the meeting at 3:30 PM.

#### **President's Report**

At the ACT (Association of Coastal Towns) Meeting on July 19<sup>th</sup>, ACT began establishing goals for next year. Back bay flooding is one of the priorities discussed.

Mayor Langan warned about the dangers of the heat and urged everyone to be careful.

He appreciates residents taking down their trees that are affected with the pine wilt disease.

#### **For Discussion and Possible Action**

##### Town Hall Phone System

Town Manager Tieman noted that the current phone system is from 1995. The person who maintained the system recently retired. She added that after review she believes that the Comcast Business Edge system is best suitable due to low maintenance. The monthly cost for the system is \$274.28.

A MOTION was made by Council Member Carmean, seconded by Secretary Merritt, to approve the new phone system for Town Hall. The MOTION passed unanimously.

##### Sale and Purchase of Assets

Town Manager Tieman reported that the current dump truck is oversized. The current Bobcat has wheels while tracks are preferred to go onto the beach.

A MOTION was made by Council Member Carmean, seconded by Secretary Merritt, for the Town to proceed with the sale of the dump truck and Bobcat. The MOTION passed unanimously.

For the purchase of replacements, Council Member Williams is concerned about the money to be spent. Town Manager Tieman commented that no more than \$14,000 will be transferred from RTT.

Council Member Carmean commented that she is concerned about taking money from RTT since it is a tight budget year. She has no problems in selling the truck and Bobcat, but she does have a problem with purchasing a Bobcat since the Town has never complained about the wheels instead of tracks on the current Bobcat. She feels that we should buy the dump truck but hold off on purchasing the Bobcat and instead just rent when needed. Town Manager Tieman replied that the Bobcat is used frequently for other projects and is critical to go over the dunes. Town Manager Tieman added that the \$14,000 can be taken out of the Municipal Street Aid (MSA) instead of the RTT.

A MOTION was made by Council Member Carmean, seconded by Secretary Merritt, to approve the purchase of a new dump truck and Bobcat using \$14,000 from MSA. The MOTION passed unanimously.

#### **Approval of Minutes**

A MOTION was made by Treasurer Bunting, seconded by Council Member Carmean, to accept the minutes from the June 17, 2019 Special Council Meeting. The MOTION passed unanimously.

A MOTION was made by Council Member Carmean, seconded by Vice Mayor Mais, to accept the minutes from the June 19, 2019 Special Council Meeting. The MOTION passed unanimously.

A MOTION was made by Vice Mayor Mais, seconded by Council Member Carmean, to accept the minutes from the June 28, 2019 Special Council Meeting.

Council Member Carmean noted a change to paragraph 2 of the 713 Bunting Avenue discussion.

The MOTION to accept the minutes as revised passed unanimously.

A MOTION was made by Vice Mayor Mais, seconded by Treasurer Bunting, to accept the minutes from the June 28, 2019 Regular Council Meeting. The MOTION passed unanimously.

#### **Treasurer's Report**

Treasurer Bunting presented the report for period ending June 30, 2019. The Town received an additional \$43,000 in RTT funds. Also, all outstanding taxes have now been collected.

A MOTION was made by Council Member Carmean, seconded by Vice Mayor Mais, to accept the Treasurer's Report. The MOTION passed unanimously.

#### **Town Manager's Report**

Town Manager Tieman submitted her report.

## **Department Reports**

### **Building**

Building Official Schuchman submitted her report. In addition to her report, 12 business licenses were issued in June.

### **Public Works**

Public Works Manager Locke submitted his report.

Vice Mayor Mais questioned about the damage to the streets due to the microsurfacing. Town Manager Tieman replied that she met with Kercher Engineering who have contacted Asphalt Paving Systems. If Kercher Engineering receives no response, she will send out a formal letter to Asphalt Paving Systems next week. The T2 Center (from the University of Delaware) also walked the Town and gave their opinion on the microsurfacing. Mayor Langan added that the Town has a 100% security bond on the project.

### **Beach Patrol**

Beach Patrol Captain Rykaczewski submitted his report.

Mayor Langan commented that he is glad to read in the report about the medical training that was provided to the lifeguards.

Council Member Carmean asked how many junior lifeguard participants there have been this year. Beach Patrol Captain Rykaczewski responded around 10-15 per session.

Council Member Lee wanted to confirm the phone number for transports. Beach Patrol Captain Rykaczewski responded that there is only one phone number available for transports now (302-462-6942). A message has been put on the other phone (302-462-6949) to contact the other number for transports.

Council Member Lee questioned on who can be contacted for the State Beach area so that our beach rules apply to them as well. Beach Patrol Captain Rykaczewski replied that the beach rules are being enforced throughout the guarded areas.

Council Member Williams asked if the beach patrol transports to the State Beach area and if it is just for individuals or the entire family, including any beach supplies. Beach Patrol Captain Rykaczewski responded that transports include the State Beach area and as a courtesy, the transports include all family members along with any supplies that the family has.

### **Police Department**

Lieutenant Devlin submitted the Police Department Report.

Council Member Lee asked if the same yield signs that Bethany Beach has installed at their crosswalks can be purchased for the Town. Town Manager Tieman replied that she has already spoken to Chief Boyden and he is pursuing purchasing the signs.

## **Committee Reports**

### Beach

Nancy Merritt reported that \$6,014 was collected from the Town Bonfire. She thanked Public Works and the Beach Patrol for their assistance during the Bonfire.

### Business Development

No report.

### Dredging

Secretary Merritt commented that Town Manager Tieman is drafting a memo of understanding to the Freeman Foundation. The proposals are being reviewed and should be ready for Council approval in the next few months. The goal is to begin dredging in January 2020.

Council Member Williams asked how long it will take to dredge the bay. Secretary Merritt replied 10-12 days.

### Environmental

Mary Ellen Langan reported that the next meeting will be held on August 1<sup>st</sup>.

### Finance

Council Member Carmean questioned when the next meeting will be held since at the last Budget Committee Meeting it was discussed to have the Finance Committee meet on increasing the yields in the Town's savings accounts and CD's.

The Council agreed to have an upcoming Finance Committee Meeting to discuss the savings accounts and CD's.

### Pedestrian Safety

Council Member Carmean reported that the Town has acquired \$250,000 for the sidewalk project. The Town will be working with Kercher Engineering to come up with plans for the project. The Committee will be meeting sometime in August.

Council Member Carmean also urged everyone to be careful when walking along the highway, especially since there was another pedestrian hit last week.

### Planning

Vice Mayor Mais reported that the Comprehensive Plan Annual Report has been submitted.

### Technology

Mayor Langan highlighted that the Town has 867 Twitter followers, 4,832 Facebook page likes, and 490 Instagram followers.

The website had 34,882 unique visitors over the last year. For June alone, there were 3,736 users to the website, with 76.82% being new visitors.

A total of 492 transactions have been processed through ParkMobile since it's go live date on May 24<sup>th</sup>.

#### Charter & Ordinance

No report.

#### Ad Hoc Commercial District Planning

Richard Mais reported that the Committee has met several times. Jeff Schoellkopf has provided a lot of good ideas, but the Committee is nowhere near on making any decisions at this time.

#### **Old Business**

Council Member Lee questioned if DNREC has gotten back to the Town about the Lighthouse Cove Marina project. Town Manager Tieman replied that she has heard nothing from DNREC.

Council Member Lee questioned if the Town Solicitor has returned her opinion in regards to Chapter 24-6 of the Town Code that states that after a 1<sup>st</sup> reading the ordinance must be referred back to the Charter & Ordinance Committee prior to the final approval. Town Manager Tieman responded that the Town Solicitor reviewed and found a few but for the most part all are okay.

#### **New Business**

Council Member Lee commented about several electrical wires that are close to or being obstructed by trees. She would like Delmarva Power to remove the trees from around the wires or have the Charter & Ordinance Committee draft an ordinance to have residents trim trees that are close to the wires. Town Manager Tieman replied that she will contact Delmarva Power to check the Town again but added the some of the lower lines belong to Verizon.

Council Member Williams questioned when the concrete pours will begin at The Sands. Town Manager Tieman responded that the Town has not received any notification from the contractor on their schedule.

#### **Upcoming Events and Meetings**

Mayor Langan confirmed the upcoming events and meetings as stated on the agenda.

#### **Public Participation**

Mike Quinn, 5 W. Houston Street

Mr. Quinn commented that the lifeguard chairs seem further apart this year. Beach Patrol Captain Rykaczewski replied that they are the same distance apart and the same amount of chairs as last year (12 chairs).

Mr. Quinn asked if at the new hotel will there be enough room for a sidewalk. Council Member Carmean replied yes, that the hotel is required to put the sidewalk in, and it will have to meet all ADA and DelDOT requirements.

Jackie Napolitano, 2 E. James Street

Ms. Napolitano asked why speeding was allowed in Town during the hot rod week in June. Lieutenant Devlin responded that no speeding occurred in Town limits, but they cannot enforce any noise or speeding north of Town.

Bill Mould, 1 E. Indian Street

Mr. Mould read in the Dispatch about the Town Council granting The Sands extended working hours. Mayor Langan replied that the Council did approve their hours to begin at 7:00 AM for 3 concrete pours over 9 days.

Buzz Henifin, 48 Windward Way

Mr. Henifin questioned what is being done about POD's, since two POD's were just removed across the street from him that were there since November. Building Official Schuchman stated that POD's now require a temporary permit that allows them to be placed for no more than 6 months. The permit cost is \$50.

Faye Horner, 708 Bunting Avenue

Ms. Horner questioned why everyone needs to know about the concrete pours at The Sands. Council Member Carmean replied since the start time has been granted to begin at 7:00 AM and the contractor stated he would notify neighboring properties.

**Adjournment**

A MOTION was made by Treasurer Bunting, seconded by Secretary Merritt, to adjourn the meeting. The MOTION passed unanimously and the meeting adjourned at 4:31 PM.