

MINUTES of the REGULAR
TOWN COUNCIL MEETING
32 WEST AVENUE
YOUTUBE BROADCAST
September 14, 2021 @ 7:00PM

1. CALL TO ORDER

Mayor Reddington called the meeting to order at 7:00 p.m. with the **Pledge of Allegiance**.

Present: Council Members Tom Maly, Frank Twardzik, Don Walsh, and Bruce White. Town Manager Carol Houck, Finance Director Dawn Parks, Police Chief Ken McLaughlin, Planning, Zoning & Development Director Ken Cimino, Town Solicitor Dennis Schrader, and Town Clerk Donna Schwartz were also present. Russ Carter was present to video the Meeting.

2. PUBLIC HEARING

- A. First Reading of an Ordinance to amend Condition #7 set out in Ordinance 214 entitled “An Ordinance Annexing into the Town of Ocean View, 85.43 acres, more or less, being the Lands of Talivadis Berzins and the Trustees of the Protestant Episcopal Church of Delaware” as amended by Ordinance #334.**

Mr. Schrader explained the need for the Ordinance change and said that the builder is fifteen homes away from meeting this quota.

3. ADOPTION of Agenda

A motion was made by Council Member Maly, seconded by Council Member Walsh, to adopt the agenda as presented. The motion carried unanimously 5/0.

4. APPROVAL of the Town Council Minutes

A motion was made by Council Member Twardzik, seconded by Council Member White, to approve the minutes of the Regular Meeting held on July 13, 2021. The motion carried unanimously 5/0.

5. COMMUNICATIONS AND PRESENTATIONS –

Ashley Stern and Alyssa Ruble of PKS were present to report the audit results to Town Council. Ms. Stern stated that their opinion was unmodified, which is an excellent result. She stated that the internal controls were very good, and they found no material weaknesses or issues of non-compliance. Ms. Stern continued to speak on some key points of the report and answer questions from Council. In all, the audit report was very favorable.

6. REPORTS

- A. Financial (Dawn Parks)**
Report received and filed.
- B. Public Safety (Chief McLaughlin)**
Report received and filed.
- C. Planning, Zoning and Development (Ken Cimino)**
Report received and filed.
- D. Town Manager (Carol Houck)**

Report received and filed.

E. MVFC

Report received and filed.

7. CITIZEN'S PRIVILEGE ON AGENDA ITEMS - None

8. NEW BUSINESS

A. Introduction of Ordinance(s)

Council Member Maly introduced an Ordinance Repealing Chapter 40, Procurement of Material and Award of Contract, and Adopting a New Chapter 40, Procurement of Material and Award of Contract.

Council Member Maly also introduced an Ordinance to Amend the Ocean View Code, Chapter 169, Property Maintenance, Article 1, Grasses, Weeds and Other Vegetative Growth, Regarding Trees, Shrubs and Other vegetative Growth within the Town's Easements or Rights of Way.

B. Discussion, Consideration, and Possible Voting on a Recommendation to Appoint Walter Curran to the Planning and Zoning Commission for a five-year term.

A motion was made by Council Member Maly, seconded by Council Member Twardzik, to approve Walter Curran to the Planning and Zoning Commission. The motion carried unanimously 5/0.

C. Discussion, Consideration, and Possible Voting on Dunes Pink Classic Resolution 21-3.

A motion was made by Council Member Twardzik, seconded by Council Member White, to approve Resolution 21-3 Dunes Pink Classic. The motion carried unanimously 5/0.

D. Discussion, Consideration, and Possible Voting on the Name Change Recommendation for 32 West Building.

Mrs. Houck explained the need for changing the name to Town Council. She suggested a change to Town of Ocean View Community Center and Town Council Chamber at John West Park. Mayor Reddington agreed that there is some confusion about the name and said he prefers the name Town Council Chamber and Community Center. Council Member White suggested using John West's name and suggested calling the building John West Community Center. Most seemed agreed with Town of Ocean View Community Center.

E. Discussion, Consideration, and Possible Voting on Tree Trimming Ordinance.

Mrs. Houck offered some background on the need for amending this ordinance and suggested two options. This matter will go to First Reading in October. She said the Town needs to continue our efforts to improve visibility and ensure safety in our right of ways.

F. Discussion, Consideration, and Possible Voting on Contract Award for Street Paving and Patching Project Number OVPZ&D 22-05.

Mr. Cimino read his report to Town Council and recommended the bid award go to George & Lynch Co.

A motion was made by Council Member Maly, seconded by Council Member Walsh, to award George & Lynch Co the contract. The motion carried unanimously 5/0.

G. Discussion, Consideration, and Possible Voting on a Recommendation to Authorize the Town Solicitor to hire a Real Estate Appraiser to begin the Process of Obtaining Drainage Easements in the Country Village Subdivision.

Mr. Cimino explained the details to Town Council for why we need to hire a real estate appraiser.

A motion was made by Council Member Twardzik, seconded Council Member Maly, to authorize the Town Solicitor to hire a real estate appraiser. The motion carried unanimously 5/0.

H. Discussion, Consideration, and Possible Voting on a Recommendation to extend the Engineering Services Contract of the Kercher Group, a Mott MacDonald Company.

Mr. Cimino explained the need for extending the contract.

A motion was made by Council Member Walsh, seconded by Council Member Twardzik, to extend the contract with the Kercher Group. The motion carried unanimously 5/0.

I. Discussion, Consideration, and Possible Voting on the Charter Review Report.

Mr. Schrader stated there was no urgency on this report and suggested we hold a workshop to discuss.

9. CITIZEN'S PRIVILEGE – none

10. ADJOURNMENT

A motion was made by Council Member Maly, seconded by Council Member Twardzik, to adjourn the meeting at 8:48pm. The motion carried unanimously 5/0.

Respectfully submitted,
Donna M. Schwartz, CMC
Town Clerk