

MINUTES of the REGULAR
TOWN COUNCIL MEETING
32 WEST AVENUE
YOUTUBE BROADCAST
October 12, 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. Second 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. He stated this is the second amendment to this ordinance. Mr. Cimino noted that 230 C/O's have been issued as well as all building permits. No

A motion was made by Council Member Maly, seconded by Council Member Twardzik, to amend Condition #7 in Ordinance 214. The motion carried unanimously 5/0.

- B. First Reading of 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.**

Mr. Schrader explained the need for the ordinance change. Mr. White stated that the procedure remains essentially the same. Mr. Schrader agreed it is pretty much equal. No public comment.

- C. First Reading of 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 Right of Way.**

Mr. Schrader explained this ordinance change and how it stemmed from an incident in August while the Town was working on trees in the right of way. He noted that the Town received two negative comments regarding the ordinance change. Mr. Jennison and Ms. Cziraky, both of Ogre Drive, sent emails to Mr. Cimino in opposition.

3. ADOPTION of Agenda

A motion was made by Council Member Maly, seconded by Council Member Twardzik, 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 Maly, seconded by Council Member Twardzik, to approve the minutes of the Regular Meeting held on September 14, 2021. The motion carried unanimously 5/0.

A motion was made by Council Member Twardzik, seconded by Council Member Walsh, to approve the minutes of the emergency meeting of September 24, 2021. The motion carried unanimously 5/0.

A motion was made by Council Member Walsh, seconded by Council Member Twardzik, to approve the minutes of the special meeting of October 2, 2021. The motion carried unanimously 5/0.

5. **COMMUNICATIONS AND PRESENTATIONS**

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)** - None
- B. **Discussion, Consideration, and Possible Voting on a Recommendation to Appoint Bob Lawless to the Board of Adjustment to complete the term of Larry Klimovitz to 5/22. (Cimino)**
A motion was made by Council Member Twardzik, seconded by Council Member Walsh, to approve Bob Lawless to the Board of Adjustment. The motion carried unanimously 5/0.
- C. **Discussion, Consideration, and Possible Voting on Contract OVPZ&D 22-08 FY22 Concrete Improvements. (Cimino)**
A motion was made by Council Member Maly, seconded by Council Member White, to award the contract to George and Lynch Inc for \$112,424.76. The motion carried unanimously 5/0.

D. Discussion, Consideration, and Possible Voting on Increasing the Dollar Amount on Contract OVPZ&D 22-08 FY22 Concrete Improvements. (Cimino)
A motion was made by Council Member Maly, seconded by Council Member White, to approve additional work under 22-08. The motion carried unanimously 5/0.

E. Discussion Consideration, and Possible Voting on Increasing the Dollar Amount on Contract OVPZ&D 22-05 FY22 Street Patching and Paving. (Cimino)
A motion was made by Council Member Walsh, seconded by Council Member Maly, to approve additional work under 22-05. The motion carried unanimously 5/0.

9. CITIZEN'S PRIVILEGE – none

10. ADJOURNMENT

A motion was made by Council Member Twardzik, seconded by Council Member Walsh, to adjourn the meeting at 8:16pm. The motion carried unanimously 5/0.

Respectfully submitted,
Donna M. Schwartz, CMC
Town Clerk