

MINUTES of the REGULAR
TOWN COUNCIL MEETING
32 WEST AVENUE
September 12, 2023 @ 3:00PM

1. CALL TO ORDER

Mayor Reddington called the meeting to order at 3:00 p.m. with the **Pledge of Allegiance**.

Present: Council Members Colleen Twardzik, Don Walsh, Jay Tyminski, and Steve Cobb, Police Chief Ken McLaughlin, Finance Director Dawn Parks, Planning, Zoning & Development Director Ken Cimino, Town Manager Carol Houck, Town Solicitor Veronica Faust, and Town Clerk Donna Schwartz were also present.

2. COMMUNICATIONS AND PRESENTATIONS

The Audit Report for FY24 was presented by Ashley Stern and Alyssa Rebel of PKS. Ms. Stern thanked the staff for their help and cooperation during the recent audit. She noted that they have given the town a rating of an unmodified opinion, the highest level of opinion you can get. Ms. Stern continued to explain other aspects of the audit, citing no internal weaknesses or no non-compliance issues. She stated that the town's internal controls are good, and she sees no significant problems.

3. PUBLIC HEARING

Mayor Reddington read a statement regarding the following ordinances, explaining the need to restate the previous budget year FY23. There were no comments from Council or the public.

A. Discussion, Consideration and Possible Voting on an Ordinance amending the Town of Ocean View Code relating to use Regulations as set out in Chapter 140, Land Use and Development.

Public Comments:

Alexandra Miller, West Avenue, commented that marijuana is safer than alcohol. She noted the Ocean View Brewery in town sells alcohol and that the Salted Vines Winery was selling wine in the park just the other night. She said not all with medical marijuana cards are able to drive. She offered to discuss further with Council if interested.

Brian Warnock, the Estuary, stated he was legal in Delaware dispensary, many people look like him. He said Medical Marijuana will not wreck the town. It is just a little store. He is forced to go to Maryland to buy his products. Mr. Warnock asked Council to please reconsider.

B. Discussion, Consideration and Possible Voting on an Ordinance amending the Town of Ocean View Code relating to Licenses as set out in Chapter 93.

No Comment from Council or the Public.

C. Discussion, Consideration, and Possible Voting on an Ordinance amending the Town of Ocean View Code relating to Property Maintenance as set out in Chapter 169.

No Comment from Council or the Public.

4. **ADOPTION** of Agenda

A motion was made by Council Member Cobb, seconded by Council Member Tyminski, to adopt the agenda by amending Communication and Presentations ahead of the Public Hearing as requested by Mayor Reddington. The motion was carried unanimously 5/0.

5. **APPROVAL** of the Town Council Minutes

A motion was made by Council Member Tyminski, seconded by Council Member Walsh, to approve the minutes of the Regular Meeting held on July 11, 2023. The motion was carried unanimously 5/0.

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. **Public Works (Carol Houck)**
Report received and filed.
- F. **MVFC Report (Mayor Reddington)**
Report received and filed.

7. **CITIZEN'S PRIVILEGE ON AGENDA ITEMS** - None

8. **NEW BUSINESS**

- A. **Introduction of Ordinance(s)**
- B. **Discussion, Consideration, and Possible Voting on a Recommended Approval of a contract award for drainage improvements in the Cottages. (Cimino)**
Mr. Cimino presented the facts of the award and recommended Mumford and Miller.
A motion was made by Council Member Twardzik, seconded by Council Member Tyminski, to award Mumford and Miller the contract for \$812,861.40. The motion was carried unanimously 5/0.
- C. **Discussion, Consideration, and Possible Voting on Street Acceptance for Tidalwalk (Cimino)**
A motion was made by Council Member Cobb, seconded by Council Member Walsh, to accept the streets in Tidalwalk. The motion was carried unanimously 5/0.
- D. **Discussion, Consideration, and Possible Voting on a Recommended Approval for Real Property Assessment/Appraisal Service, 5-year extension, effective 10/1/2023 to 12/31/2028. (Houck)**
Ms. Houck explained the 2018 pricing extension to the Council.

A motion was made by Council Member Walsh, seconded by Council Member Twardzik, to approve the contract extension to 12/31/2028. The motion was carried unanimously 5/0.

9. CITIZEN'S PRIVILEGE

Jean Sullivan, Brighton Court, stated she was the HOA President and asked a question about the property maintenance ordinance. She said she felt the ordinance and the HOA rules are similar.

Sharon Dinoto, Middleton Court, questioned whether it was a police violation or code violation and described a parked car issue.

10. ADJOURNMENT

A motion was made by Council Member Walsh, seconded by Council Member Cobb, to adjourn the meeting at 3:52pm. The motion was carried unanimously 5/0.

Respectfully submitted,
Donna M. Schwartz, MMC,
Town Clerk