Convene Town Commissioners’ Meeting VRM: 01:46

Roll Call/Opening Ceremonies/Pledge/moment of Silence VRM: 02:14 Present: Commissioner Moskowitz, Commissioner Persinger, Commissioner Cooke, Commissioner Bauer, Town Manager Scott Koenig, Town Solicitor Fred Townsend. Absent: Mayor Redefer

Adoption of Agenda VRM: 03:15 Motion by Commissioner Bauer to adopt the agenda with the removal of agenda item numbers 3, 6, and 8, and to allow public comment. Seconded by Commissioner Persinger. The vote carried unanimously.

Approval of Minutes VRM: 06:57
- November 9, 2019 Monthly Town Commissioner’s Meeting Minutes Motion by Commissioner Persinger to approve the November 9, 2019 Town Commissioner’s Meeting Minutes with the following amendments: agenda item #5 strike “if funds are allocated to” and add “discussion followed”, double check the language of the motion in agenda item number 9, and change “and” to “an” in agenda item number 11. Motion by Commissioner Bauer to table this agenda item to the next Town Meeting. Seconded by Commissioner Persinger. Seconded by Commissioner Moskowitz. The vote carried unanimously.
- November 9, 2019 Executive Session Minutes Motion by Commissioner Persinger to approve the November 9, 2019 Executive Session Minutes. Seconded by Commissioner Bauer. The vote carried 3-1 with Commissioner Bauer opposed.

Announcements and Updates VRM:
- Adopt A Family Update Update by Town Manager Scott Koenig
- Upcoming Events Update by Town Manager Scott Koenig
- Winter Gala Announcement Update by Town Manager Scott Koenig

Public Comment* VRM: 15:19 David Thomas

Action and/or Discussion Items:

1. Discuss and vote to authorize the Town Manager to participate in mediation proceedings of pending litigation matter in accordance with Council instructions. VRM: 22:53 Motion by Commissioner Persinger to authorize the Town Manager to participate in mediation proceedings of pending litigation matter in accordance with Council instructions. Seconded by Commissioner Bauer. The vote carried unanimously.

2. Review and discuss the November 2019 Financial Reports. VRM: 24:05 Overview by Town Manager Scott Koenig followed by discussion.

3. Discuss and possibly vote on recommendations from the Investment Committee.

4. Discuss and possibly vote to approve the: VRM: 54:04
   - Town of Dewey Beach residential rental license application and discuss any changes to consider for the 2020 application. Motion by Commissioner Moskowitz to approve the Town of Dewey Beach
residential rental license application. Seconded by Commissioner Persinger. The vote carried 3-1 with Commissioner Cooke opposed.

b. Town of Dewey Beach residential rental license safety certification affidavit and discuss any changes to consider for the 2020 application. Motion by Commissioner Bauer to approve the Town of Dewey Beach residential rental license safety certification affidavit. Seconded by Commissioner Moskowitz. The vote carried unanimously.

c. Town of Dewey Beach commercial rental license application and discuss any changes to consider for the 2020 application. Motion by Commissioner Bauer to approve the Town of Dewey Beach commercial rental license application. Seconded by Commissioner Persinger. The vote carried unanimously.

5. Discuss proposed reorganization/reallocation of set aside account, and possibly vote to refer the topic to the Budget and Finance Committee for discussion and recommendations. VRM: 01:04:14 Motion by Commissioner Bauer to refer the topic and document with changes as discussed to the Budget and Finance Committee for discussion and recommendations. Seconded by Commissioner Persinger. The vote carried unanimously.

6 a. Review Beach Patrol recommendation for the 2020 season, to include what our Beach Patrol will need to protect our ocean and bay beaches.

b. Discuss and possibly vote to limit marine hard craft usage (i.e.—skim boards and surf boards) to designated areas which will rotate on a regular basis.

7. Discuss recommendations from the Infrastructure Committee and review updates on the Center for the Inland Bays project(s), storm drain video project, beach replenishment, and Coastal Highway construction. VRM: 01:56:12 Update by Town Manager Scott Koenig

8. Review Code Enforcement report and recommendations for the 2020 season, to include parking rates and other Code Enforcement issues.

9. Discuss and possibly vote to amend the Town of Dewey Beach Whistleblower Protection Policy regarding comments derived from the Audit. VRM: 2:08:45 Discussion began. Public Comment by Bill Lower, David Thomas. VRM: 2:38:46 Motion by Commissioner Moskowitz to table this agenda item, and discuss it further with additional information provided by the Town Manager at the January meeting. Seconded by Commissioner Persinger. The vote carried unanimously.

10. Discuss and possibly vote to send the following items to the Planning and Zoning Committee:

a. Review reducing the FAR and discuss some of the pros and cons

VRM: 2:41:07 Discussion began. VRM: 2:43:22 Motion by Commissioner Bauer to ask the Planning and Zoning Commission to review possibly reducing the FAR and discuss some of the pros and cons. Seconded by Commissioner Moskowitz. Motion by Commissioner Persinger to amend the motion to state: Planning and Zoning Commission should consider the need to amend bulk zoning standards in all districts as necessary to 1) consider the need for modification to the maximum building size in all districts from what is permitted by the current code and simplify the way max building size is defined and regulated, and recommend using Chris Fazio as needed. Commissioner Bauer does not accept the amendment to the motion. The vote failed as follows Commissioner Moskowitz- no, Commissioner Persinger- no, Commissioner Cooke- yes, Commissioner Bauer- yes.

Motion by Commissioner Persinger to amend the motion to state: Planning and Zoning Commission should consider the need to amend bulk zoning standards in all districts as necessary to 1) consider the need for modification to the maximum building size in all districts including a review of the FAR and associated pros and cons, and also to simplify the way max building size is defined and regulated. Seconded by Commissioner Moskowitz. No vote was taken.
Motion by Commissioner Persinger to amend the motion to state: the Planning and Zoning Commission should review the possibility of reducing the FAR and the pros and cons associated with it in the context of its consideration of the need to amend the bulk zoning standards as necessary as called for on page 81 of the Comp Plan. Seconded by Commissioner Moskowitz. The vote carried unanimously.

b. Driveway compliance and proper signage throughout town VRM: 3:00:32 Motion by Commissioner Bauer to send driveway compliance and proper signage throughout town to the Planning and Zoning Commission. Seconded by Commissioner Persinger. Motion by Commissioner Persinger to amend the motion to send the following to the Planning and Zoning Commission: discuss the status of driveway compliance and proper signage throughout the town and develop recommendations as appropriate. Commissioner Bauer accepted the amendment. The vote carried 3-0 with the votes as follows: Commissioner Moskowitz- abstain, Commissioner Persinger- yes, Commissioner Cooke- yes, Commissioner Bauer- yes.

c. Storm water runoff, individual responsibility, and consider what needs to be part of our Town Code VRM:3:16:16 Motion by Commissioner Bauer to send Storm water runoff, individual responsibility, and consider what needs to be part of our Town Code to the Planning and Zoning Commission. Seconded by Commissioner Persinger. Motion by Commissioner Persinger to amend the motion to send the following to the Planning and Zoning Commission: review the best practices presented by the resilient community partnership project regarding individual responsibility for storm water runoff and consider what, if anything, needs to be part of town code. Commissioner Bauer accepted the amendment. The vote carried unanimously.

d. Review our Town Code regarding neglected and or abandon homes and property VRM: 3:18:12 Motion by Commissioner Bauer to send the following to Planning and Zoning: review our Town Code regarding neglected and or abandon homes and property. Seconded by Commissioner Persinger. Motion by Commissioner Persinger to amend the motion to send the following to the Planning and Zoning Commission: review town staff recommendations for possible changes to the town code, including staff recommendations, regarding neglected and or abandoned homes and properties. Commissioner Bauer accepted the amendment. The vote carried unanimously.

e. Discuss and possibly vote to refer a discussion regarding outdoor patio music at commercial establishments to Planning and Zoning VRM: 3:21:52 Commissioner Moskowitz recused himself during this agenda item. Motion by Commissioner Bauer to refer a discussion regarding outdoor patio music at commercial establishments to Planning and Zoning. No second. The vote did not pass, and the item was not referred to Planning and Zoning.

11. Committee Reports VRM: 3:24:46

12. Town Manager Comments VRM: 3:34:06 Comments

   a. Commissioner Paul Bauer Comments
   b. Commissioner Dale H. Cooke Comments
   c. Commissioner David Moskowitz Comments
   d. Commissioner Gary Persinger Comments
   e. Mayor TJ Redefer Not present

Adjourn Town Commissioners’ Meeting VRM: Motion by Commissioner Bauer to adjourn the Town Commissioners’ Meeting. Seconded by Commissioner Persinger. The vote carried unanimously.