Convene Town Commissioners' Meeting

Convene Executive Session pursuant to the following:

29 Del. C. §10004(b)(4) strategy sessions, including those involving legal advice or opinion from an attorney-at-law, with respect to pending or potential litigation, when an open meeting would have an adverse effect.

29 Del. C. §10004(6) to discuss the content of documents excluded from definition of public record where such discussion may disclose the content of such document.

29 Del C. §10004(b)(9) personnel matters in which the names competencies and abilities of individual employees are discussed.

Adjourn Executive Session

Re-convene Town Commissioners' Meeting Meeting re-convened

Opening Ceremonies/Pledge/Moment of Silence/ Roll Call Present: Commissioner Riordan, Commissioner Persinger, Commissioner Dunmyer, Mayor Cooke, Town Solicitor Fred Townsend, Solicitor William Pepper

Adoption of Agenda Motion by Commissioner Riordan to adopt the agenda with amendment to delete agenda item number one, and adding public comment after what is currently agenda item number three. Seconded by Commissioner Persinger. The vote carried unanimously.

Regular Agenda:

1. Discuss recommendation(s) of independent investigator September 14, 2017 document¹, with respect to the Town Manager.² This agenda item was removed during the adoption of the agenda.

2. Discuss and possibly vote to indemnify the Town Manager pursuant to Dewey Beach Code Section 22-1, Indemnification of Officials. Motion by Commissioner Riordan to indemnify the Town Manager pursuant to Dewey Beach Code Section 22-1, Indemnification of Officials. Seconded by Commissioner Dunmyer. The vote carried unanimously.

3. Discuss and possibly vote to indemnify Commissioner Dunmyer pursuant to Dewey Beach Code Section 22-1, Indemnification of Officials. Commissioner Dunmyer recused himself during this agenda item and stepped outside of the building during the discussion and vote of this agenda item. Motion by Commissioner Persinger to indemnify Commissioner Dunmyer pursuant to Dewey Beach Code Section 22-1, Indemnification of Officials. Seconded by Commissioner Riordan. The vote carried 3-0.

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

\[1\]see ‘Town Manager Investigation- Summary of Preliminary Findings’ document, attached.

\[2\]consideration of this item is contingent upon completion of investigators report.