

Town of Henlopen Acres

104 Tidewaters
Henlopen Acres, DE 19971

302-227-6411
fax: 302-227-3978

MINUTES: The Board of Commissioners of the Town of Henlopen Acres held their **Virtual** Quarterly Meeting at **10:00am on Friday, January 8, 2021** at Town Hall, 104 Tidewaters, Henlopen Acres, Delaware.

PRESENT:

Joni Reich	Mayor
Tim Hidell	Commissioner
Andrew Brittingham	Commissioner
John Staffier	Commissioner
Jeffrey Jacobs	Commissioner
Beatrix Richards	Commissioner
Richard Thompson	Commissioner
Thomas Roth	Town Manager
Lisa Michaels	Town Clerk
Glenn Mandalas, Esq.	Town Solicitor

EXCUSED:

[Minutes are Not Verbatim]

1. Call to Order, Pledge of Allegiance

The meeting was called to order by Mayor Joni Reich at 10:10 am.

2. Approval of Minutes

a. Board of Commissioner's Quarterly Meeting- October 9, 2020

Mayor Reich had two corrections to the minutes. Both on page three, under section D, Discussion on rental rules and enforcement. The first change is replacing the word "proving" with the word "providing". The second is to replace "He" in reference to Commissioner Jeffrey Jacobs with his name. A **motion** to approve the October 9, 2020 Quarterly minutes as corrected was made by Commissioner Richard Thompson and seconded by Commissioner Jeffrey Jacobs. **Motion** passed unanimously.

b. Board of Commissioner's Board Meeting- December 11, 2020

A **motion** to approve the December 11, 2020 Board Meeting minutes was made by Commissioner Andrew Brittingham and seconded by Mr. Jacobs. **Motion** passed unanimously.

3. Treasurer's Report

A copy of the current financials for the second quarter of the fiscal year were included in the meeting packet. Mr. Jacobs discussed that the Town's budget is on track and he expects that the budget will stay as originally forecasted. Mr. Jacobs commented on the good job Town Manager Thomas Roth is doing managing the budget.

4. **Town Manager’s Report**

A copy of the Town Managers report for December is included in the packet. Mr. Roth noted that he has been pricing paving repairs done in areas throughout Town. The estimate received by the Town was much higher than the amount budgeted for the project. Mr. Roth plans to patch the most needed areas instead, within budget. Mr. Roth also mentioned that the Transfer Tax income is currently twice the budgeted amount with five months left in the fiscal year. Mr. Roth is continuing to work with the city of Lewes to coordinate our dredging with theirs and is hopeful that dredging will start in February with completion by early April. The inter-connect with the city of Rehoboth is moving forward. The Town’s security sub-committee has met several times and is working to address the changing needs of the Security department for both Henlopen Acres and North Shores.

5. **Unfinished Business**

a. Discussion on rental rules and enforcement

1. Discussion and possible action on an amendment to Chapter 55, Civil Offenses

This amendment proposes changing the fines for civil offenses from \$25 to \$50 unless specified elsewhere in the Code. A **motion** to approve the Amendment to Chapter 55, Civil Offenses was made by Mr. Brittingham and seconded Commissioner John Staffier.

2. Discussion and possible action on an amendment to Chapter 60, Disorderly Conduct

The proposed amendment establishes a new term “disorderly house” and changes the fine minimum and maximum already listed in the Code. A motion to approve the Amendment to Chapter 60, Disorderly Conduct was made by Mr. Thompson and seconded by Commissioner Tim Hidell. **Motion** passed unanimously.

3. Discussion and possible action on an amendment to Chapter 67, Firearms and Weapons

The proposed amendment adds language addressing fireworks within the Town and was designed to match the ban currently in place at both the Beach Club and Block W beach. It also increases both the minimum and maximum fines for violations. It was pointed out that the proposed amendment is stricter than the current Delaware Law which allows ground based fireworks to be purchased and set off on July 4, December 31 and January 1. Mr. Thompson suggests tabling this item to allow Mr. Mandalas to rewrite the amendment to conform with State law. A **motion** to table the proposed amendment to allow for the revision was made by Mr. Thompson and seconded by Mr. Jacobs. **Motion** passed unanimously.

4. Discussion and possible action on an amendment to Chapter 95, Rental Property

The proposed amendment adds a definition of “group rentals” and “local authorized agent”. It also increases the fees for violations and defines “in-season” rental as including the period from May 15 through September 15. Mr. Staffier feels that the “in-season” period is not clear enough and would like the language changed to state any rental period that includes May 15 or

September 15 is considered “in-season”. Mr. Mandalas will revise the language as per Mr. Staffier’s request. A **motion** to approve the amendment to Chapter 59, Rental Property, as revised, was made by Commissioner Paddy Richards and seconded by Mr. Hidell. **Motion** passed unanimously.

5. Discussion and possible action on an amendment to Chapter 116, Vehicles and Traffic

The proposed amendment addresses hazardous driving and speeding and adds a \$100 fine for violations. The Commissioners also updated the list of intersections requiring vehicles to stop. Mr. Mandalas will make the revisions. A **motion** to approve the amendment to Chapter 116, Vehicles and Traffic with revisions was made by Mr. Thompson and seconded by Mrs. Richards. **Motion** passed unanimously.

6. New Business

None

7. Any other business that may come before the Commissioners

None

8. Adjournment

A **motion** to adjourn was made at 11:11 am by Mr. Hidell and seconded by Mr. Staffier.

Also in Attendance Virtually:

David Kaplan
Henry DeWitt
Richard Born
Chris Flood

11 Rolling Rd
55 Fields End
10 Rolling Rd
Cape Gazette

Approved 04/09/2021