

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, DECEMBER 13, 2022

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, December 13, 2022, at 10:00 a.m., in Council Chambers, with the following present:

Michael H. Vincent	President
Douglas B. Hudson	Vice President
Cynthia C. Green	Councilwoman
John L. Rieley	Councilman
Mark G. Schaeffer	Councilman
Todd F. Lawson	County Administrator
Gina Jennings	Finance Director
J. Everett Moore, Jr.	County Attorney
Vince Robertson	Assistant County Attorney

The Invocation and Pledge of Allegiance were led by Mr. Vincent.

**Call to
Order**

Mr. Vincent called the meeting to order.

**M 569 22
Approve
Agenda**

A Motion was made by Mr. Hudson, seconded by Mr. Schaeffer, to approve the Agenda as presented.

Motion Adopted: 5 Yeas

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea**

Minutes

The minutes of the December 6, 2022, meeting were approved by consensus.

**Correspon-
dence**

Mr. Moore reported that letters were received from Barbara K. Brooks Transition House, Delaware Lions Foundation and Delaware Hospice thanking Council for grants that were received.

**Public
Comments**

There were no public comments.

**M 570 22
Approve
Consent
Agenda**

A Motion was made by Mr. Schaeffer, seconded by Mr. Hudson to approve the following items under the consent agenda:

**Use of Existing Wastewater Infrastructure Agreement, IUA 1034-2
Inland Bays Community, Cedar Neck Area**

**Use of Existing Wastewater Infrastructure Agreement, IUA 1148
Atlantic East, Angola Neck Area**

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

Proclamation A Proclamation was presented to members of the Delmar High School Field Hockey team for winning the 2022 DIAA Division II Championship.

Code of Conduct of Mr. Lawson and Mrs. Jennings discussed the Code of Conduct Rules.

Rules Discussion Mr. Lawson reviewed terminology that included Ethics Laws or Code of Conduct, Public Integrity Commission (PIC), Rules of Procedure and Conflict of Interest. He added that these terms are typically referenced when discussing the Code of Conduct.

Mr. Lawson then reviewed the State Code that is established in Title 29, Chapter 58, Subchapter I of the Delaware State Code. This Code of Conduct applies to all local government officers and employees unless the local government adopts a Code at least as stringent as the State's Code. Sussex County "falls under" the State's Code of Conduct. Mr. Lawson reported that Kent County adopted a Code of Conduct in 1989 and they do not have their own Ethics Commission. New Castle County adopted a Code of Conduct in 1990. In addition, they have an Ethics Commission (7 members) who review complaints and issues opinions; they issued two opinions in 2021. They also hold Ethics Code training for County officials and employees. For FY2022, the budget line item consisted of \$344,366 for the Commission.

Mr. Lawson discussed advantages of following the State Code. The advantages discussed were as follows:

1. Code of Conduct and corresponding rules, procedures, and precedent already established.
2. Ethics Commission, aka, Public Integrity Commission (PIC) already appointed.
3. Deputy Attorney General already hired and assigned to the PIC to oversee the process.
4. Receiving PIC decision, attorney opinions, general guidance in a timely fashion.
5. History of cases and attorney opinions readily available for review.
6. Established process that makes rulings transparent and public.
7. Avoids any conflict by requiring the County Council to appoint a new Commission.
 - i. Many times, the Sussex representative on the PIC will recuse themselves because of connections.

Mr. Moore pointed out that the Deputy Attorney General attends every meeting when the PIC Commission meets.

Mr. Lawson then discussed the disadvantages of establishing a County

Code of Conduct:

Code of Conduct Rules Discussion (continued)

1. Requires a new Ordinance.
2. Create duplicative government functions.
 - i. Requires Code to be as stringent or more stringent than State Code – what would we make more stringent?
3. County Council may consider appointing an Ethics Commission.
 - i. Requires establishing membership qualifications.
 - ii. Potentially results in hiring another legal firm to be appointed to the Commission.
 - iii. Future investigations and hearings are without precedent.
 - iv. Conflicts will occur with Council appointments.

Mrs. Jennings reviewed the County practices that are currently in place at this time. In 2014, the County hosted the PIC Attorney Deputy Attorney General Deborah Moreau for a County-wide ethics training. In 2015, all County employees were required to attend a purchasing policy and conflict of interest training. All employees were required to sign a conflict-of-interest form. In 2015, the County created a reporting tool on the County's Intranet to allow employees to submit instances of harassment, fraud, waste, and abuse anonymously. In 2019, the Finance Director along with the County's independent auditor and County Attorney created a financial disclosure form for County Council members. Since 2020, County Council Members have signed the forms.

Mr. Lawson discussed staff recommendations. First, schedule an ethics training in 2023 (Q1) provided by the Public Integrity Commission attorney. In addition, require annual financial disclosure forms to be submitted by all Council Members, PZ Commissioners, and Board of Adjustment Members. Require all new elected and appointed officials to review the PIC training. Develop brochures similar to NCC that are easy for County staff/board members to understand. Lastly, place a fraud and abuse form on the County's website to allow external people to report instances of fraud and abuse (similar to what we have internally).

Mr. Moore suggested placing a link on the County's website that would link to the Public Integrity Commission.

Mr. Vincent stated that he does not see a reason to appoint our own Commission. He added that the State already has it in place and they do a good job with it. Mr. Vincent commented that appointing a new Commission would come at a cost and he does not see a reason to do something separate than what the PIC Commission currently does to hear complaints.

Mr. Moore pointed out that if the County were to have their own Commission, the County is small. Therefore, many people know each other which cause conflicts since these matters should be kept confidential. He added that in a small community such as ours, he would have a concern of

leaks of information.

**Adminis-
trator's
Report**

Mr. Lawson read the following information in his Administrator's Report:

1. Christmas and New Year's Holidays

Please note, County offices will be closed on December 23rd and December 26th, to celebrate the Christmas holiday and January 2nd for the New Year's holiday. The next regularly scheduled County Council meeting will be held on Tuesday, January 3, 2023, at 10:00 a.m.

[Attachments to the Administrator's Report are not attached to the minutes.]

**2022 Hazard
Mitigation
Plan**

Joe Thomas, Director of Emergency Services presented the 2022 Sussex County Hazard Mitigation Plan for consideration. Mr. Thomas noted that the lengthy document was included in Council packets for this meeting. The County is required by FEMA to review and update the Plan every five years. Mr. Thomas explained that the Plan provides guidance for hazard mitigation in Sussex County and identifies hazard mitigation goals, objectives, and recommended actions and initiatives for county and jurisdictional governments to reduce injury and damage from hazards. Mr. Thomas explained that, without this document adopted by County Council, funding eligibility from federal grants become obsolete; an approved plan has to be in place in order to be eligible for disaster mitigation funds as well as other disaster recovery programs.

Mr. Thomas reported that a Consultant assisted with the preparation of the plan; additionally, all of the towns except for two participated in the Plan this year.

Mr. Thomas explained how the list of hazards that occur within the County were identified. Based on the risks and hazards, a strategy was developed to include goals, objectives, and actions. The Hazard Mitigation Steering Committee supported updating the goals, objectives and mitigation actions.

Mr. Thomas shared the goals for the next five years as follows:

- Goal 1: Sussex County and participating jurisdictions will continue to adopt enhanced stormwater management practices.**
- Goal 2: Sussex County and participating jurisdictions will continue to adopt and enforce codes and regulations designed to reduce the impact of natural hazards.**

2022 Hazard Mitigation Plan (continued)

- **Goal 3: Sussex County and participating jurisdictions will continue to retrofit and protect critical facilities and infrastructure from natural hazards.**
- **Goal 4: Sussex County and participating jurisdictions will continue to enhance education and outreach strategies to improve the dissemination of information to the public regarding hazards, including the steps that can be take not reduce their impact.**
- **Goal 5: Sussex County and participating jurisdictions will continue to improve pre-event planning and preparedness activities.**
- **Goal 6: Sussex County and participating jurisdictions will continue identifying and implementing sound hazard mitigation projects.**

Mr. Thomas discussed the evacuation plan; he added that DelDOT has a detailed traffic management for evacuation. In addition, there is a map that shows the routes as well as when it will be recommended to the Governor's office for an evacuation. He further explained that a recommendation has to go up to the Governor's office for an evacuation.

Mr. Thomas explained that each individual town has to adopt the plan; if it is not adopted, they will not be eligible for any type of federal grant funding for any mitigation projects.

M 571 22 Adopt 2022 Hazard Mitigation Plan

A Motion was made by Mr. Schaeffer, seconded by Mr. Hudson, that the Sussex County Council adopted the FEMA-approved Sussex County Multi-Jurisdictional All Hazard Mitigation Plan Update in order to allow eligibility for future federal grants and disaster recovery programs.

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea; Mr. Hudson, Yea; Mr. Rieley, Yea; Mr. Vincent, Yea

Permission to Prepare & Post Notices/ Salt Air

John Ashman, Director of Utility Planning presented a request to prepare and post notices for the proposed Salt Air Expansion of the Sussex County Unified Sanitary Sewer District (Millville Area). The Engineering Department received a request from Salt Air Properties, LLC, the owners/developers of parcels 134-11.00-102.00 & 103.00 along Omar Road. The parcel has preliminary subdivision approval, and the parcels are located in the Tier 2 Area for sewer service however, they are not contiguous to the existing boundary. The owner/developer has entered into agreements with the intervening property owners and the department has received the letters from those parcels requesting their parcels be annexed, based on the agreed upon conditions with the developer and the individual parcel owners. A request letter was not received from parcel 104.00, therefore, it is being proposed to only include the front section

Salt Air (continued) encompassing the driveway at this time to maintain a contiguous path to the existing sewer district boundary. The project will be responsible for System Connection Charges of \$6,600 per EDU based on current rates.

M 572 22 A Motion was made by Mr. Hudson, seconded by Mr. Rieley, be it moved by the Sussex County Council that the Sussex County Engineering Department is authorized to prepare and post notices for the Salt Air Expansion of the Sussex County Unified Sanitary Sewer District to include parcels 134-11.00-102.00 & 103.00 as presented.

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

Master Plan Ordinance Update Vince Robertson, Assistant County Attorney and Jamie Whitehouse, Planning and Zoning Director presented an update on the Master Plan Ordinance.

Mr. Whitehouse explained a Master Planned Ordinance which is a document that is supported by the Comprehensive Plan. It operates like a residential planned community but with more diverse development types along with more design flexibility. It is intended to promote unified, integrated large-scale (200 acres +) development where appropriate, rather than multiple, unrelated subdivisions and commercial developments and the separate approval processes associated with each of these. It is intended to incorporate the following areas as part of a single unified development plan:

- Residential Areas
- Neighborhood Commercial Areas
- Professional, Medical and Financial Office Areas
- Civic Areas

It is also intended to promote interconnectivity throughout the development and with existing DelDOT roadways, with primary interconnecting roads dedicated to DelDOT.

Mr. Robertson added that this is a voluntary process as well as another tool for land use in Sussex County.

Mr. Whitehouse reviewed the 4-step process as follows: pre-app meetings, public hearings (P&Z & CC), administrative review of plans and site plan review by staff. Mr. Whitehouse added that once the plan has gone through all of the steps, the plan is valid for a period of 5 years if approved.

Mr. Whitehouse then showed a sketch of a Spatial Distribution Plan and how it would operate.

Master Plan Ordinance Update (continued) Mr. Whitehouse reviewed the next steps for the Ordinance. First, continue working on the draft, then consult with DelDOT on road coordination within Master Planned Community. Next, submit draft of the Ordinance to State for PLUS review and finally, public hearings on Code Revision in Chapter 115.

Mr. Whitehouse discussed the Eden Hill Farm project which was initiated as a Traditional Neighborhood Design residential district in the City of Dover in 2005.

EMS Public Safety Building/CO No. 19 Hans Medlarz, County Engineer presented Change Order No. 19 for the EMS Public Safety building for Council's consideration. Mr. Medlarz explained that the change order reflects the site design changes at the Rudder Lane intersection for drainage improvements. To accomplish this task, a portion of the intersection will be milled, regraded, and repaved.

M 573 22 Approve CO No. 19/ Public Safety Bldg. A Motion was made by Mr. Rieley, seconded by Mr. Hudson, be it moved upon the recommendation of the Sussex County Engineering Department that Change Order No. 19 for contract C19-04, Sussex County Public Safety Building be approved, for an increase of \$31,724.89.

Motion Adopted: 5 Yeas,

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

Herring Creek, Phase 1, CO No. 3 Hans Medlarz, County Engineer presented Change Order No. 3 for Herring Creek Phase I for Council's consideration. Mr. Medlarz explained that this is a close out balancing change order. Mr. Medlarz further explained the construction administration and inspection for project S20-09 that was awarded to George & Lynch that was never covered under a standalone professional services amendment. To date, WRA provided the services under Amendment No. 3. Therefore, it is being requested to cover the related expenses.

M 574 22 Approve CO No. 3/ Herring Creek Phase 1 A Motion was made by Mr. Rieley, seconded by Mr. Schaeffer, be it moved based upon the recommendation of the Sussex County Engineering Department, that Change Order No. 3 for contract S20-06, Herring Creek Sanitary Sewer District with associated pump stations, Phase 1 be approved, with pump stations Oak Crest Farms and Chapel Green be approved decreasing the contract by \$101,454.74, contingent upon USDA concurrence.

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

**M 575 22
Approve
WRA
Amendment
No. 5**

A Motion was made by Mr. Rieley, seconded by Mr. Schaeffer, be it moved, based upon the recommendation of the Sussex County Engineering Department, that amendment no. 5 to the EDCDC base engineering contract for the Herring Creek Sanitary Sewer District with Whiteman, Requardt and Associates be approved in the amount not to exceed \$359,704.00, for additional construction administration and inspection services for Herring Creek Gravity Sewer construction contract S20-09, contingent upon USDA concurrence.

Motion Adopted: 5 Yeas

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea**

**Old
Business/
CU2324**

Under Old Business, Jamie Whitehouse, Planning and Zoning Director presented a Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AUTOMOTIVE AND BOAT REPAIR BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.00 ACRES, MORE OR LESS” (property lying on the west side of Central Avenue [S.C.R. 84], approximately 350 feet south of Substation Road [S.C.R. 366]) (911 Address: 34282 Central Avenue, Frankford, DE 19945) (Tax Parcel: 134-16.00-700.02) filed on behalf of Zachary Bedell

Mr. Whitehouse reminded Council that a Public Hearing was held before them on November 15, 2022. At that meeting, Council deferred action leaving the record open to allow the applicant an opportunity to submit written comments on the conditions recommended by the Planning and Zoning Commission with today being the deadline to submit those comments. Mr. Whitehouse reported that he has spoken to the applicant by phone, and he does not wish to submit any written comments.

**M 576 22
Amend
Condition
7E/CU2324**

A Motion was made by Mr. Hudson, seconded by Mr. Rieley to amend Condition 7E to read as follows: The area of conditional use shall be limited to a one-half acre area on the site. This area shall be fenced with a 6-foot-tall solid fence to be constructed within 6 months of approval to screen the view from neighboring properties and roadways. The “CONEX”-style metal freight containers must be located within this one-half acre fenced area. This fenced-in area shall be completely outside of all setbacks on the property.

Motion Adopted: 5 Yeas

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;**

Mr. Vincent, Yea

**M 577 22
Adopt
Ordinance
No.2897/
CU2324**

A Motion was made by Mr. Hudson, seconded by Mr. Rieley to Adopt Ordinance No. 2897 entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN AUTOMOTIVE AND BOAT REPAIR BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.00 ACRES, MORE OR LESS” for the reasons and conditions provided by the Planning and Zoning as follows and as amended by this Council:

- 1. The Applicant is seeking approval of a small automobile and boat repair business on property owned by his family. It is a small business started by the Applicant and it has grown to the point where it must have a conditional use approval to continue.**
- 2. There were many neighbors who appeared and testified with concerns about the Applicant’s current operations on the property and the condition of the property in general. The Conditional Use, with the requirements imposed by it, will clean up the property and set limitations on what the Applicant can and cannot do on the property.**
- 3. The use as a small automobile and boat repair business, if conducted properly, can be a benefit to property owners and businesses in the area by providing a convenient location for the service.**
- 4. If operated correctly and in compliance with the conditions of approval, this use is consistent with other conditional uses in the area including a boat and RV storage facility.**
- 5. This small use, with the conditions placed upon it, will not generate a significant amount of traffic on area roadways.**
- 6. This property is in the Coastal Area according to the Sussex County Comprehensive Plan. A small business use like this can be an appropriate use within this Area according to the Plan.**
- 7. This recommendation is subject to the following conditions:**
 - A. The use shall be limited to the repair and maintenance of vehicles, boats and equipment.**
 - B. There was concern stated during the hearing about burning that has occurred on the site. No outdoor fires or burning shall be permitted on the site.**
 - C. No junked, inoperable, untitled, or unregistered vehicles, boats or trailers shall be stored on the site.**
 - D. No sales of vehicles, trailers, boats, or equipment shall be permitted from the site.**
 - E. The area of conditional use shall be limited to a one-half acre area on the site. This area shall be fenced with a 6-foot-tall solid fence to be constructed within 6 months of approval to screen the view from neighboring properties and roadways. The “CONEX”-style metal freight containers must be located within this one-half acre fenced area. This fenced-in area shall be completely outside**

M 577 22
Adopt
Ordinance
No.2897/
CU2324
(continued)

- of all setbacks on the property.
- F. All repairs, maintenance and other work must occur within the one-half acre fenced area. All vehicles, boats, trailers, equipment or other items associated with the Conditional Use must be located within this fenced area at all times.**
 - G. All existing vehicles, boats, trailers, equipment, tractors, machinery, junk and scrap metal or materials of any kind shall be relocated inside of the one-half acre fenced area. None of these items or anything else not used for residential purposes shall be stored outside of the one-half acre fenced area.**
 - H. Although a Final Site Plan is required as part of this conditional use, the fence around the one-half acre area shall be permitted and installed within six months of the approval of this Conditional Use by Sussex County Council. Failure to construct this fence within this timeframe shall be grounds for the termination of this Conditional Use.**
 - I. The property shall be cleaned up within six months of the approval of this conditional use by Sussex County Council, with all of the existing vehicles, boats, trailers, equipment, tractors machinery, junk and scrap materials of any kind either removed from the property or relocated into the one-half acre fenced area. Failure to abide by this requirement shall be grounds for the termination of this conditional use.**
 - J. There shall be no more than 10 vehicles and boats (including trailers) in total on the property at any one time.**

Motion Adopted: 4 Yeas, 1 Nay

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Nay;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

Grant
Requests

Mrs. Jennings presented grant requests for Council's consideration.

M 578 22
Town of
Blades

A Motion was made by Mr. Hudson, seconded by Mr. Rieley to give \$750 (\$750 from Mr. Vincent's Councilmanic Grant Account) to the Town of Blades for their Annual Christmas celebration.

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

M 579 22
Indian River
High School

A Motion was made by Mr. Hudson, seconded by Mr. Schaeffer to give \$1,000 (\$1,000 from Mr. Hudson's Councilmanic Grant Account) to Indian River High School for Baseball Bullpens.

Motion Adopted: 5 Yeas

Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea

Introduction of Proposed Zoning Ordinances Mr. Schaeffer introduced a Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CONVENIENCE STORE AND GAS STATION TO BE LOCATED ON CERTAIN PARCELS OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 3.35 ACRES, MORE OR LESS” filed on behalf of Royal Farms

Mr. Vincent introduced a Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A GROUP HOME FOR MORE THAN 10 PEOPLE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN SEAFORD HUNDRED, SUSSEX COUNTY, CONTAINING 17.26 ACRES, MORE OR LESS” filed on behalf of Impact Life, Inc.

Mr. Rieley introduced a Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A GROUP HOME FOR MORE THAN 10 PEOPLE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 1.86 ACRES, MORE OR LESS” filed on behalf of Attack Addition Foundation

Mr. Rieley introduced a Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A MARINE SERVICE BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 1.70 ACRES, MORE OR LESS” filed on behalf of Shane & Laura Karlik

Mr. Schaeffer introduced a Proposed Ordinance entitled “AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A C-2 MEDIUM COMMERCIAL DISTRICT FOR CERTAIN PARCELS OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 1.76 ACRES, MORE OR LESS” filed on behalf of Beach Partners, LLC

The Proposed Ordinances will be advertised for Public Hearings.

Council Member

There were no Council member comments.

Comments

M 580 22
Go Into
Executive
Session **At 11:34 a.m., a Motion was made by Mr. Hudson, seconded by Mr. Rieley to go into Executive Session to discuss matters relating to Land Acquisition and Pending/Potential Litigation.**

Motion Adopted: 5 Yeas

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Yea;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea**

Executive
Session **At 11:40 a.m., an Executive Session of the Sussex County Council was held in the Basement Caucus Room to discuss matters relating to pending litigation and land acquisition. The Executive Session concluded at 12:22 p.m.**

M 581 22
Reconvene **At 12:25 p.m., a Motion was made by Mr. Hudson, seconded by Mr. Rieley to come out of Recess to go back into Regular Session.**

Motion Adopted: 4 Yeas, 1 Absent

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Absent;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea**

E/S Action **There was no action relating to Executive Session matters.**

M 582 22
Adjourn **A Motion was made by Mr. Rieley, seconded by Mrs. Green to adjourn at 12:26 p.m.**

Motion Adopted: 4 Yeas, 1 Absent

**Vote by Roll Call: Mrs. Green, Yea; Mr. Schaeffer, Absent;
Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Vincent, Yea**

Respectfully submitted,

**Tracy N. Torbert
Clerk of the Council**

{An audio recording of this meeting is available on the County's website.}