

**Town of Bowers  
3308 Main St.  
Bowers Beach  
Frederica, DE 19946**

The regular meeting was called to order at 7:04 pm on November 13, 2014, by Vice Mayor Ada Puzzo.

Council Members present were: Ada Puzzo, Helena Hannah, Bob McDevitt and Diane Yeisley

The total number in attendance was 17.

The Pledge of Allegiance was recited in unison.

A motion was made by Bob, seconded by Diane and accepted unanimously for the council members to retire to Executive Session with the town's legal counsel, Barrett Edwards, to discuss possible litigation regarding code enforcement.

Subsequent to the Executive Session a motion was made by Diane, seconded by Ada and unanimously accepted to resume the Public Session of the meeting.

A motion was made by Diane, seconded by Bob and unanimously passed with regards to accepting legal counsel's recommendation No. 1 to retain Max Walter to represent the Board of Adjustment in the recent application regarding an appeal/variance to the town's flood plain ordinance.

A motion was made by Helena, seconded by Diane and unanimously passed with regards to accepting legal counsel's recommendation No. 2 as discussed in Executive Session.

The minutes from the October meeting were read and, after a motion by Ada and seconded by Helena, were accepted as read.

The Treasurer's report was read and, after a motion by Diane and seconded by Ada, was unanimously accepted as read.

Voter registration was available for all who have not yet registered.

Dan Speakman from McCrone presented the town with aerial photos and designs for the drainage project being undertaken to mitigate nuisance flooding in the town resulting from normal rainfall and tidal flow. He explained the proposed design and construction for the three areas of concern in town, i.e. Hubbard Ave., the N. Bayshore and N. Flack Ave. areas and the area including the parking lots and explained that responsibility for maintenance of the new system will fall to the town. After a discussion on the floor regarding impacts to the marsh on the west side of N. Flack, attendees were informed that a public meeting will be scheduled and advertised in the near future for citizens to voice any concerns they may have. Citizens may also e-mail their concerns to Bonnie Oliver. Mr. Speakman said that the timeline for beginning construction would be Spring of 2015.

## **Committees:**

**Streets:** A motion was made by Bob, seconded by Helena and passed unanimously to accept the quote received from New Creation Lawncare, the company who handled the town's snow removal last year, for the 2014-15 snow removal contract.

## **OLD BUSINESS**

**CAV** – Ada reported that there are two properties out of the initial 201 on the FEMA list which will not have completed the required mitigation by the November 21<sup>st</sup> deadline. In a conference call with FEMA it was reiterated that if all 201 properties are not completely mitigated by that date, we will be on probation for another year.

**Bonding of Piling Contractors** – Kyle was given permission to contact the town's insurance company in an effort to gather information regarding this issue.

**DE Scenic ByWays** – Bob to report in December regarding the ABC (Alliance of Bay Communities) with regards to their taking over this project.

**Audit** – In progress.

**Open Mayor's Seat** – This vacancy was again discussed. Leigh has been in contact with Ron and is trying to put together some information regarding expectations for this position. Many government agencies, including FEMA, have expressed concern that Bowers Beach does not have a mayor at this time. The town is still benefiting from the residual effects of having Ron's presence in the community outside of the town and we would like to have a mayor in place before those effects are lost. Peggy David has expressed interest in taking the mayor's position and council will arrange a meeting with Peggy to discuss it further.

## **NEW BUSINESS**

Peggy David asked if there was a possibility of the development of a dog park in the town for the benefit of the many four legged residents of the town. Peggy was advised to create a committee to further explore the feasibility of creating a park for Bowers pooches.

There being no further business, a motion was made by Bob and seconded by Diane to adjourn the meeting at 9:17 pm.

Respectfully submitted,  
Diane K. Yeisley  
Secretary for the  
Town of Bowers Beach