

**June 2, 2008**  
**REGULAR SESSION # 11**  
**Corrected (see Page 3)**  
**MAYOR & CITY COUNCIL**

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**Present:**

**Mayor Richard W. Meehan**  
**Council President Joe Mitrecic**

**Council Member Jim Hall**  
**Council Member Jay Hancock**  
**Council Member Mary Knight**  
**Council Member Lloyd Martin**  
**Council Member Margaret Pillas**

**Absent:**

**Council Secretary Nancy Howard**

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**ATTENDANCE**

City Manager Dennis Dare, City Solicitor Guy Ayres, Assistant to City Manager Kathy Mathias, Special Events Director John Sullivan, Special Events Coordinator Lynda Brittingham, City Clerk Carol Jacobs, Members of the Press and interested parties.

**CALL TO ORDER**

Council President Joe Mitrecic called this Regular Session to order at 6:04 p.m., in the Council Chambers of City Hall, 301 Baltimore Avenue, Ocean City, Maryland 21842.

**PRAYER & PLEDGE**

Reverend Terry Davis of the Ocean City Baptist Church led the Prayer, and Council Member Mary Knight led the Pledge of Allegiance.

**REPORT FROM CITY MANAGER ON UPCOMING WORK SESSION**

City Manager Dennis Dare advised that the following items are scheduled in the upcoming work session:

1. Bid openings for the 41<sup>st</sup> Street Water Tower Painting and Repairs
2. Request for a fee waiver to OCDC – presented by Mike Miculinic of Surf and Cycle
3. Approval of Engineering Services Proposal for the St. Louis Avenue Utility Design – presented by Public Works Director Hal Adkins
4. Update on the FAA's position pertaining to a land exchange at Eagles Nest Road – presented by Public Works Director Hal Adkins

Regular Session # 11, held on June 2, 2008 continued...

5. Discussion of proposed fuel sales policy – presented by Public Works Director Hal Adkins
6. Discussion of the Maryland Municipal League 2009 Legislative Initiatives – presented by Assistant to City Manager Kathy Mathias
7. Report on the Police Commission Meetings held on January 24<sup>th</sup>, March 25<sup>th</sup>, and April 4, 2008 – presented by Council Member Lloyd Martin

## **APPROVAL OF MINUTES**

The Minutes for Regular Session # 10, dated May 19, 2008, were approved as presented.

## **SPECIAL EVENTS PERMIT REQUESTS**

Special Events Coordinator Lynda Brittingham presented the following events for approval:

[Inserted item] Ms. Brittingham presented an addendum to the Beach 5 Sand Soccer Series Tournament on Saturday, June 21, 2008, starting at 8:00 a.m., on the beach at Dorchester Street. The Organizer requested that the event area be expanded to include the North Division Beach. **Council Member Jim Hall moved to approve; seconded by Council Member Margaret Pillas. The vote was 6-0 with Council Secretary Nancy Howard absent.**

- A. **Sun Run 5K and 10K**, on Friday, June 13, 2008, from 7:30 a.m. – 9:30 a.m.. Present for questions was Christopher Palmer of the Maryland State Bar Association. **Council Member Jim Hall moved to approve; seconded by Council Member Margaret Pillas. The vote was 6-0 with Council Secretary Nancy Howard absent.**
- B. **Delmarva Eastern Surfing Association Summer Surf Series**, for various dates throughout the 2008 Summer. Ms. Brittingham advised that the venue for the June 28<sup>th</sup> and 29<sup>th</sup> must be held on 30<sup>th</sup> Street; and the August 9<sup>th</sup> and 10<sup>th</sup> event must be held on 47<sup>th</sup> Street. Present for questions was Organizer Chris Vaxmonsky. **Council Member Mary Knight moved to approve; seconded by Council Member Jim Hall. The vote was 6-0 with Council Secretary Nancy Howard absent.**
- C. **Maryland Army National Guard - PT Challenge**, on June 18-14<sup>th</sup> and 15<sup>th</sup>-21<sup>st</sup>, 2008. Ms. Brittingham advised that this event must be moved to the Dorchester Street Pad. Present for questions was SFC Stratton and Specialist Jones of the Maryland Army National Guard. **Council Member Jim Hall moved to approve; seconded by Council Member Lloyd Martin. The vote was 5-0 with Council Member Margaret Pillas out of the room and Council Secretary Nancy Howard absent.**

- D. Bryan Lilley and Special Events Director John Sullivan gave an update on the OC Air Show, and, reported on the preliminary plans for 2009 (See Attachment A). Mr. Lilley proposed to schedule next year's show on a weekend in June. **Council Member Jay Hancock moved to allow preliminary discussions to schedule the 2009 Show on the weekend; seconded by Council Member Mary Knight. The vote was 5-0 with Council Member Margaret Pillas out of the room and Council Secretary Nancy Howard absent.**

#### ITEMS REFERRED TO, AND PRESENTATIONS FROM, THE CITY SOLICITOR

- A. **Council Member Jim Hall moved to postpone the Second Reading of Ordinance 2008-10 until the June 16, 2008 Regular Session; seconded by Council Member Lloyd Martin. The vote was 6-0 with Council Secretary Nancy Howard absent.**
- B. Second Reading of Ordinance 2008-11, establishing the FY 2009 Budget and tax rate. Mayor Meehan announced that Worcester County has agreed to issue an additional two million dollars in grant money to the Town (in lieu of a tax differential). Mayor Meehan said that this money will be applied to the Town's General Fund, which will reduce the Town's tax rate to 38 cents (formerly proposed as 39.5 cents). **Council Member Jim Hall moved to approve the FY 2009 Budget as amended; seconded by Council Member Mary Knight. The vote was 5-1 with Council Secretary Nancy Howard absent and Council Member Margaret Pillas opposed.**

Citizen Herb Pawlukewicz complained about the Town's recent donations to Atlantic General Hospital and the ~~Downtown Association~~ Ocean City Development Corporation.

Citizen Jim McGinniss said increased taxes are passed down to the taxpayers.

Citizen Ellie Diegelmann commented on various aspects of the budget.

- C. First Reading of Ordinance 2008-12, amending the General and Public Safety Employees Pension Plan, allowing eligible retirees to defer their health coverage from the Town under certain conditions. **Council Member Jim Hall moved to approve the First Reading of Ordinance 2008-12; seconded by seconded by Council Member Mary Knight. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.**
- D. First Reading of Ordinance 2008-13, amending the Public Safety Employees Pension Plan, to incorporate DROP. **Council Member Jay Hancock moved to approve the First Reading of Ordinance 2008-13; seconded by Council Member Jim Hall. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.**
- E. Resolution 2008-4 establishing new ambulance rates, effective July 1, 2008. **Council Member Jim Hall moved to approve Resolution 2008-4; seconded by Council Member Lloyd Martin. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.**

- F. Traffic Commission Regulation 2008-3, granting permission to the Mira Mare Hotel and Condominiums to: until February 2009, close the sidewalk on the north side of 15<sup>th</sup> Street for pedestrian safety during construction, and; to use one lane for street deliveries from 9:30 a.m. to 5:00 p.m., Monday through Friday. **Council Member Lloyd Martin moved to approve Traffic Commission Regulation 2008-3; seconded by Council Member Jim Hall. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.** Mayor Meehan concurred with the vote.
- G. Traffic Commission Regulation 2008-4, to change the parking at 43<sup>rd</sup> Street – Oceanside from the north side to the south side to increase the number of parking spaces, and, to move transfer recycling containers off the Street and onto private property. **Council Member Jim Hall moved to approve Traffic Commission Regulation 2008-4; seconded by Council Member Lloyd Martin. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.** Mayor Meehan concurred with the vote.
- H. Traffic Commission Regulation 2008-5, granting permission to Royal Plus, Inc, to use the South Division Street parking spaces for fire damage repairs to the Dough Roller and Play Land, through June 15, 2008. **Council Member Lloyd Martin moved to approve Traffic Commission Regulation 2008-5; seconded by Council Member Jim Hall. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.** Mayor Meehan concurred with the vote.

## **COMMENTS FROM THE CITIZENS**

Herb Pawlukewicz asked if anyone will be held accountable for the EEOC (Equal Employment Opportunity Commission) complaint filed against the Town. City Solicitor Guy Ayres said that, although the Town denies any wrongdoing, the EEOC offered to settle this case for up to \$40,000. He said that, by accepting the settlement, the Town will save over \$100,000 in litigation expenses.

Ellie Diegelmann thanked the Mayor and Council for their work on the budget. Also, she asked why taxpayers are charged ambulance fees. City Manager Dennis Dare estimated that free ambulance services will result in a .5 cent tax increase. Mayor Meehan pointed out that residents are charged half that of non-residents.

## **COMMENTS FROM THE MAYOR AND CITY COUNCIL**

Council President Joe Mitrecic recognized Budget Analyst Jennie Knapp for her work on the budget.

Mayor Rick Meehan said he enjoyed last weekend's boat races.

**ADJOURNMENT**

**Council Member Jim Hall moved to adjourn at 7:40 p.m.; seconded by Council Member Mary Knight. The vote was 5-0 with Council Secretary Nancy Howard and Council Member Margaret Pillas absent.**

Minutes prepared by Deputy City Clerk Kelly Allmond \_\_\_\_\_

Minutes certified by City Clerk Carol Jacobs

Minutes approved by the Mayor and City Council on

**OC Air Show Update  
for  
Mayor & City Council  
June 2, 2008**

**Schedule of Events**

**Sunday, June 8**

4:00p - 6:00p      Arrival of two F-15 and F-16 aircraft

**Monday, June 9**

8:00a              Performer arrivals begin at OC Municipal Airport

10:00a            OC Airport Open House/Media Day Begins

1:00p              Air Show Rehearsal Begins

3:00p              Air Show Rehearsal Ends

5:00p              OC Airport Open House/Media Day Ends

6:00p              Welcome Party - Micky Fins

7:30p              Welcome Ceremony - Micky Fins

8:00p              Golden Knights Jump into the Welcome Party

**Tuesday & Wednesday, June 10-11**

9:00a              Exhibit Streets/Recruiter Displays Open

10:00a            Show Center Beach, Clubhouse, Chalets Open

11:00a            Air Show Pre-Show Begins

- ★ Aerobatic Performer Warm Up
- ★ Kite Loft Stunt Kite Demo
- ★ Golden Knights Mass Jump with American Flag

12:00n            Air Show Begins

- ★ F-16 Viper Demo
- ★ Rob Holland MX-2 Solo
- ★ C-5/C-17 Flyover
- ★ Yak Attack

- ★ U.S. Coast Guard Search & Rescue Demo
- ★ The Firebirds
- ★ Embry Riddle Mono-place
- ★ GEICO Skytypers
- ★ U.S. Air Force Reserve Bi-plane
- ★ Golden Knights Full Show
- ★ F-15 Eagle Demo

3:30p      Air Show Ends  
7:00p      Performer Party - Castaways (Tuesday)  
7:00p      Finale Party - Macky's Bayside (Wednesday)

**Additional Sponsor Commitments since last report (Contracted)**

Macky's Bayside Bar & Grill

Merrill Lynch

**Funds raised to date \$48,000**

**Early Planning for 2009 Event**

- ★ Harrison Group willing to support weekend date
- ★ Performers arrive on Thursday - opportunity for extending activity to weekdays
- ★ Delmarva Shorebirds have homestand June 3-6, Salute to the Services game
- ★ Air Show related activities would extend from Wednesday to Sunday
- ★ Proposed dates of June 6-7, 2009
- ★ Date has been de-conflicted with other major mid-atlantic air shows

**Seeking permission to release 2009 dates in post 2008 show communications to maximize the benefit of post-event media exposure and assist in building sponsorship interest for next year.**