



Corrected
See Page 3*
August 12, 2008
WORK SESSION
MAYOR AND CITY COUNCIL
TOWN OF OCEAN CITY

In attendance: Mayor Rick Meehan, Council President Joe Mitrecic, Council Secretary Nancy Howard, Council Members Jim Hall, Jay Hancock, Mary Knight, Lloyd Martin and Margaret Pillas, City Manager Dennis Dare, City Solicitor Guy Ayres, Assistant to City Manager Kathy Mathias, Public Works Maintenance Superintendent Bruce Gibbs, Public Works Director Hal Adkins, Public Works Construction Superintendent Dean Dashiell, General Services Director Joe Sobczak, Deputy City Clerk Kelly Allmond, Members of the Press and Interested Parties.

Council President Joe Mitrecic called this work session to order at 12:04 p.m.; then, **Council Member Mary Knight moved to convene into closed session to discuss legal, personnel, real estate and contractual matters; seconded by Council Member Jim Hall. The vote was unanimous.**

The Open Session reconvened at 1:25 p.m..

1. Council President Joe Mitrecic reported on the closed session held prior to this open session at 12:00 p.m.. Topics of discussion were: (1) to discuss the appointment, employment, assignment, removal or resignation of appointees, employees or officials over whom it has jurisdiction; or, any other personnel matter that affects one or more specific individuals; (2) to consider the acquisition of real property for a public purpose and matters directly related thereto; (3) to consult with counsel to obtain legal advice; (4) to consult with Staff, Consultants or other individuals about pending or potential litigations; (5) to comply with a specific constitutional, statutory or judicially imposed requirement that prevents public disclosure about a particular proceeding or matter; and, (6) to discuss a matter directly related to a negotiation strategy or the contents of a bid or proposal if public discussion or disclosure adversely impacts the public body's ability to competitively bid or make proposals. Persons present were: Mayor Rick Meehan, Council President Joe Mitrecic, Council Secretary Nancy Howard, Council Members Jim Hall, Jay Hancock, Mary Knight, Lloyd Martin and Margaret Pillas, City Manager Dennis Dare, City Solicitor Guy Ayres, Assistant to City Manager Kathy Mathias, Public Works Director Hal Adkins and Public Works Transportation Superintendent George Thornes.
2. In accordance with the Town's Employee Recognition Program, Public Works Maintenance Superintendent Bruce Gibbs introduced Public Works Maintenance Employees William Pettit and Richard Fisher.
3. Public Works Maintenance Superintendent Bruce Gibbs requested permission to sole source purchase: one (1) Tennant Mini-Broom for the amount of \$51,643.00 (Budget Allocation = \$53,000.00); and, one (1) Tennant Scrubber for the amount of \$45,594.00 (Budget Allocation = \$49,082.00) from the Tennant Company of Minneapolis, Minnesota. **Council Member Lloyd Martin moved to approve; seconded by Council Member Jim Hall. The vote was unanimous.**

4. Public Works Director Hal Adkins requested approval of the Engineering Service Proposal from Whitman, Reardon & Associates, LLP, in the amount of \$149,347.00, to design improvements to the Arctic Avenue Wastewater Pumping Station. **Council Secretary Nancy Howard moved to approve; seconded by Council Member Mary Knight. The vote was unanimous.**
5. Public Works Construction Superintendent Dean Dashiell made a recommendation to modify the language of the FY09 Equipment Trust Fund to allow the bid solicitation of two (2) 1½-ton trucks complete with service utility bodies; instead of one (1) 1½-ton truck complete with utility body, and one (1) vehicle chassis). He stated that the FY09 Vehicle Trust Fund Budget Allocation will remain the same. **Council Member Jim Hall moved to approve; seconded by Council Member Lloyd Martin. The vote was unanimous.**
6. General Services Director Joe Sobczak requested permission to purchase six (6) police vehicles, as approved in the FY09 Budget, under the Maryland State Contract, from Millers Brothers Ford, for the sum of \$136,176.00 (Budget Allocation = \$150,000.00). **Council Member Jim Hall moved to approve; seconded by Council Member Lloyd Martin. The vote was unanimous.**
7. Director Sobczak requested permission to sole source purchase the following items under the State of Maryland or Fairfax County, Virginia Contract:
 - o One (1) Greens Mower grooming reel for \$10,235.00 (FY09 Budget Allocation = \$10,900.00), from Turf Equipment and Supply Company of Jessup, Maryland
 - o One (1) lightweight fairway mower for \$37,919.00 (FY09 Budget Allocation = \$44,600.00), from John Deere and Company c/o Finch Services in Westminster, Maryland;
 - o One (1) 11” pull behind rough mower for \$15,750.00 (FY09 Budget Allocation = \$15,750.00), from John Deere and Company c/o Finch Services in Westminster, Maryland;
 - o One (1) Greens Roller for \$10,400.00 (FY09 Budget Allocation = \$10,400.00), from John Deere and Company c/o Finch Services in Westminster, Maryland;**Council Member Mary Knight moved to approve; seconded by Council Secretary Nancy Howard. The vote was unanimous.**
8. Director Sobczak requested permission to solicit bids for a non-budgeted item - a replacement skid loader for the Recycling Division. He explained that this equipment encountered a catastrophic failure for which repair costs (over \$11,000.00) will exceed the value of it's replacement. **Council Member Margaret Pillas moved to approve; seconded by Council Member Mary Knight. The vote was unanimous.**
9. City Solicitor Ayres presented **Resolution # 2008-5**, adopting new bulkhead and design standards (See Attachment A). **Council Secretary Nancy Howard moved to approve Resolution #2008-5; seconded by Council Member Lloyd Martin. The vote was unanimous.**
10. Solicitor Ayres presented **Resolution # 2008-6**, establishing a new payment schedule for Planning and Permit Fees (See Attachment B). **Council Secretary Nancy Howard moved to approve Resolution #2008-6; seconded by Council Member Lloyd Martin. The vote was unanimous.**

11. Council Member Hall reported on the Recreation and Parks Committee Meeting of July 15, 2008 (See Attachment C).
12. Ruth Waters of the Harrison Group, accompanied by Melanie Pursel of the Greater Ocean City Chamber of Commerce, requested a \$5,000.00 start-up grant for the Harbor Day – At the Docks event on October 11, 2008 in West Ocean City. Ms. Waters advised that once the Town commits to this donation, they will approach Worcester County for a matching grant. **Council Secretary Nancy Howard moved to approve a one-time matching grant of up to \$5,000.00 to help fund the event; seconded by Council Member Jim Hall. The vote was unanimous.**

Council President Mitrecic presented a recommendation to review and update the Ethics Section of the Town Code [*Chapter 2, Administration, Article VII, Public Ethics and Financial Disclosure*]. **Council Member Jim Hall moved to ask Solicitor Ayres to review, and make recommendations for updating, the Ethics Section of the Town Code; seconded by Council Member Mary Knight. The vote was unanimous.**

* Council Member Jay Hancock acknowledged the untimely death of Lieutenant Michael Howe, a Baltimore County Tactical Unit Commander. Council Member Hancock advised that Lieutenant Howe served as a dedicated Seasonal Police Officer from 1974-1977.

Mayor Rick Meehan welcomed all representatives attending the Maryland Association of Counties Convention.

Council Member Jim Hall moved to adjourn at 2:10 p.m.; seconded by Council Member Lloyd Martin. The vote was unanimous.

ATTACHMENT A

RESOLUTION 2008-

WHEREAS, pursuant to § 106-38 of the Code of the Town of Ocean City, Maryland provides that the Mayor and City Council may adopt by Resolution standards for bulkhead design and construction upon recommendation by the Board of Port Wardens; and

WHEREAS, the Board of Port Wardens has recommended the adoption of new bulk head standards for vinyl sheet pile and mechanical earth anchoring systems to supplement previously approved standards for timber bulkheads.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT STANDARDS FOR BULKHEADS, AS APPENDED HERETO, BE, AND THE SAME ARE HEREBY, ADOPTED AS SUPPLEMENTAL TO, AND NOT IN LIEU OF, EXISTING STANDARDS, AS FOLLOWS:

1. Standard 4.0: Bulkheads up to 4' in height, all shorelines.
2. Standard 6.0: Bulkheads up to 6' in height, all shorelines.
3. Standard 6.1: Bulkheads up to 6' in height, canal front replacement bulkheads only.
4. Standard 8.0: Bulkheads up to 8' in height, all shorelines.
5. Standard 8.1: Bulkheads up to 8' in height, canal front replacement bulkheads only.

RESOLVED AND EFFECTIVE this 12th day of August, 2008.

ATTEST:

CAROL L. JACOBS
Clerk/Treasurer

RICHARD W. MEEHAN, Mayor

JOSEPH M. MITRECHIC, President

Approved as to form:

NANCY L. HOWARD, Secretary

GUY R. AYRES III
City Solicitor

ATTACHMENT B

RESOLUTION 2008-

WHEREAS, Mayor and City Council of Ocean City is authorized and empowered to impose, by resolution, permit fees and other fees, generally associated with reviews, approvals and construction permits; and.

WHEREAS, by Resolution 2008-3, Mayor and City Council of Ocean City adopted the current fee schedule; and

WHEREAS, Mayor and City Council of Ocean City wish to amend Resolution 2008-3 to reflect a different payment schedule for Staff Review of applications for site plan approval.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT RESOLUTION 2008-3 BE, AND IT IS HEREBY, AMENDED BY REPEALING AND REENACTING WITH AMENDMENT SECTION (1) OF STAFF REVIEW, AS FOLLOWS:

Staff Review

(1) Submission of preliminary plans. Upon submission of an application for site plan approval, a preliminary fee in the amount of fifty percent (50%) of the total fee set forth in section (2), hereof, shall be paid.

RESOLVED AND EFFECTIVE this 12th day of August, 2008.

ATTEST:

CAROL L. JACOBS
Clerk-Treasurer

RICHARD W. MEEHAN, Mayor

JOSEPH M. MITRECIC, President

Approved as to form:

NANCY L. HOWARD, Secretary

GUY R. AYRES III
City Solicitor

ATTACHMENT C

Town of Ocean City
Recreation and Parks Committee

July 15, 2008

1. **Call to Order:** The meeting was called to order at 9:35 AM at Northside Park. Present were Jim Hall, Lloyd Martin, Joe Mitrecic, Dennis Dare, Susan Petito, Kate Gaddis, John Sullivan, Brenda Moore, Tom Shuster and Bob Croll.

Also present were Christine Cullen of Ocean City Today and Ali Baker of the Dispatch.
2. **Approval of Minutes:** the minutes of March 11, 2008 were approved as presented.
3. **St. Patrick's Soccer Tournament:** Kate Gaddis presented the written report for the 2008 St. Patrick's Indoor Soccer Tournament at Northside Park. A record number of 160 teams participated over 3 weekends. Total registration revenue for 2008 was \$51,500 up 12% over 2007. Congratulations were extended to Rod Dulany and Kim Kinsey for directing this year's successful tournament.
4. **Bayside Park Design:** Tom Shuster presented an update on the plans for the Bayside Park development. Slater Associates are currently working on the construction drawings that are approximately 90% complete.

Tom provided a drawing showing the latest design for the park. Tom also provided a design detail for the basketball court area.

The Committee found the overall plan and the design for the basketball courts acceptable and directed staff to continue to complete the plans and schedule a bid opening for September.
5. **Beer at Festivals:** John Sullivan presented an update and report on the sale of beer at Sunfest/Springfest by not for profits. The report contained 3 options for a beer price change and a recommendation to retain a 12-ounce beer at a new price of \$3.00. The Committee discussed the options recommended by staff and accepted the proposal for a beer increase to \$3.00 and increasing the keg fee charged to the non-profits to \$60.00.

Jim Hall will present the recommended change at today's Council Meeting.
6. **GPS at Eagle's Landing:** Bob Croll presented an option to add GPS to the golf cars at Eagle's Landing provided by Pro Link Solutions. The option recommended by Bob involves using a refurbished system that includes advertising on the GPS display screen. Bob also reported that the GPS systems

are being used at Ocean City Golf Club, Baywood Greens and all Ruark courses. The annual cost for the GPS system would be approximately \$26,000.

The Committee approved the GPS system and recommended Bob Croll put together a revised fee proposal to cover the cost of the system. Joe Mitrecic will schedule this item for further discussion at the Council meeting of Monday, July 21.

7. Other Business: Tom Shuster reported on a recent request to use Fiesta Park Pavilion for a private individual requesting to consume alcohol at their event. The Committee directed Tom Shuster to advise applicants requesting alcohol in the parks that they must request permission in advance from the Council. The meeting adjourned at 10:34 AM.

The next meeting is scheduled for September 9, 2008.