

AUGUST 20, 2012
Regular Session #16
Town of Ocean City

Mayor Richard W. Meehan
Council President James S. Hall
Council Secretary Lloyd Martin

Council Member Margaret Pillas
Council Member Mary Knight
Council Member Doug Cymek
Council Member Joe Hall
Council Member Brent Ashley

ATTENDANCE

Mayor Rick Meehan, Council President James S. Hall, Council Secretary Lloyd Martin, Council Members Margaret Pillas, Mary Knight, Doug Cymek, Joe Hall and Brent Ashley, City Manager David Recor, City Solicitor Guy Ayres, City Clerk Kelly Allmond, City Engineer Terry McGean, Zoning Administrator Blaine Smith, Private Events Coordinator Lisa Mitchell, Members of the Press and Interested Parties

CALL TO ORDER

Council President Jim Hall called this Regular Session to order at 5:15 p.m., in the Council Chambers of City Hall, 301 Baltimore Avenue, Ocean City, Maryland 21842; **then, Council Member Knight moved to convene into closed session to: (1) consult with counsel to obtain legal advice and (2) 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; seconded by Council Member Pillas. The vote was 6-0 with Council Member Cymek absent.**

PRAYER AND PLEDGE

VFW Chaplain John Pohlman led the prayer and Council President Hall led the Pledge of Allegiance.

REPORT ON CLOSED SESSION – LEGAL AND PERSONNEL MATTERS

Council President Hall re-opened the meeting at 6:08 p.m. and reported that legal and personnel matters were discussed in closed session. Persons present were: Mayor Rick Meehan, Council President James S. Hall, Council Secretary Lloyd Martin, Council Members Margaret Pillas, Mary Knight, Doug Cymek, Joe Hall and Brent Ashley, City Manager David Recor, City Solicitor Guy Ayres, City Clerk Kelly Allmond, Ocean City Fire Chief Chris Larmore, Ocean City Police Chief Bernadette DiPino, Emergency Services Director Joe Theobald, Communications Division Supervisor Janet Guiton. The vote to close the meeting was unanimous.

REPORT FROM CITY MANAGER ON UPCOMING WORK SESSION

City Manager David Recor reported that the following items will be discussed in the August 28, 2012 Work Session:

1. Report on Closed Session – Tuesday, August 14, 2012 – 12:00 p.m. – Legal Matters Bid Openings – Maintenance of Elevator & Escalator Systems, St. Louis Avenue – Water, Sewer & Roadway Improvements, 10th to 17th Street
2. Update from Recreation and Parks
3. Request for Approval to Purchase Four (4) Buses Contingent on MTA Approval Presented by: Hal Adkins, Public Works Director and George Thornes, Transportation Superintendent
4. Request for Approval to Purchase Supervisory Vehicles Contingent on MTA Approval Presented by: Hal Adkins, Public Works Director and George Thornes, Transportation Superintendent
5. Request to Award Sole Source Purchase of Sewer CCTV and Cleaning using Washington, DC Suburban Sanitary Commission Contract. Presented by: Dean Dashiell, Public Works Senior Project Manager
6. Purchase of Storm Drain Grates and Frames for the Annual Street Improvement Program Presented by: Hal Adkins, Public Works Director
7. Review of Budget Amendment #2 for FY2012 Presented by: Jennie Knapp, Budget Manager

APPROVAL OF MINUTES

The following minutes were approved as presented:

- A. Regular Session #13 dated July 2, 2012
- B. Work Session dated July 10, 2012
- C. Regular Session #14 dated July 16, 2012
- D. Work Session dated July 31, 2012

PRIVATE EVENT PERMIT REQUESTS

The following events were approved as presented:

- A. Ravens vs. Steelers Rival 5K Tailgate Football Challenge – Saturday, November 17, 2012 Presented by: Lisa Mitchell, Private Events Coordinator and Chris Klebe, OC Trirunning.com **Council Member Joe Hall moved to approve; seconded by Council Member Ashley. The vote was unanimous.**
- B. Pigs on the Beach – Saturday, September 29, 2012 Presented by: Lisa Mitchell, Private Events Coordinator **Council Member Ashley moved to approve; seconded by Council Secretary Martin. The vote was unanimous.**

- C. Seaside 10 Mile Run – 3 Year Approval – Adding Saturday, October 25, 2014 Presented by: Lisa Mitchell, Private Events Coordinator **Council Member Joe Hall moved to approve; seconded by Council Member Ashley. The vote was unanimous.**

REPORTS AND RECOMMENDATIONS FROM THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

Zoning Administrator Blaine Smith presented the Planning Commissions favorable recommendation and Finding of Fact for the Conditional Use Request to Permit Expansion of Existing Electrical Substation located on Sinepuxent and Derrickson Avenues between 137th and 138th Street Applicant: Delmarva Power and Light Company. **Council Member Knight moved to reject Delmarva Power’s request; seconded by Council Member Pillas. The vote was 2-5 with Council Members Jim Hall, Joe Hall, Brent Ashley, Doug Cymek and Lloyd Martin opposed.** The motion failed. **Council Member Joe Hall moved to remand this request back to the Planning Commission for ample discussion and public hearing on: (1) the physical affects of Electro-magnetic forces; (2) the affect this expansion would have on property values; (3) aesthetics; (4) noise; (5) alternative locations; (6) changes in the neighborhood density since 1974; and, (7) the possibility of burying lines and equipment; seconded by Council Member Ashley. The vote was unanimous.**

ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY SOLICITOR

City Solicitor Guy Ayres presented the following for approval.

- A. Second Reading - Ordinance 2012-24 to Amend Chapter 22, Entitled Elections (pertains to no-excuse absentee ballots, allowing the acceptance of absentee ballots until 5:00 p.m. on the Monday prior to Election Day and the acceptance of emergency absentee ballots on Election Day) **Council Secretary Martin moved to ratify Ordinance 2012-24; seconded by Council Member Knight. The vote was 6-1 with Council Member Ashley opposed.**
- B. Second Reading - Ordinance 2012-25 to Amend Terms for the Airport Improvement Bond of 2005 (to reduce the interest rate from 5.43% to 3.20%) **Council Member Joe Hall moved to ratify Ordinance 2012-25; seconded by Council Member Knight. The vote was unanimous.**

ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY MANAGER

City Manager Recor presented the following for approval:

- A. Upcoming Bid Requests: St. Louis Avenue Water, Sewer, & Roadway Improvements 10th to 17th Street; Maintenance of Elevator and Escalator Systems; Dukes Avenue Wastewater Pumping Station Improvements; and Old Landing Road Wastewater Pumping Station Improvements **Council Secretary Martin moved to approve; seconded by Council Member Pillas. The vote was 6-0 with Council Member Ashley out of the room.**
- B. Request for Sole Source Contract to Replace Utility Pole at Fire Headquarters. **Council Member Ashley moved to approve; seconded by Council Member Knight. The vote was unanimous.**

- C. Request to Bid Network Core Switch Replacement through eMaryland Marketplace **Council Secretary Martin moved to approve; seconded by Council Member Knight. The vote was unanimous.**
- D. Bid Award Recommendations for Boardwalk Phase II Construction; Boardwalk Lumber Materials; and Gorman Avenue Water Tank Painting and Rehabilitation **Council Member Knight moved to approve; seconded by Council Secretary Martin. The vote was unanimous.**

COMMENTS FROM CITIZENS – 5 MINUTE TIME LIMIT

Frank Adkins said Chief Larmore did nothing wrong when ordering food for his employees during Hurricane Irene. Secondly, he said he worked around electro-magnetic fields for thirty-plus years and suffered no damage

Ellie Diegelmann suggested that the Town should not pay the added costs for private events. Council Member Pillas said more discussion of this issue is necessary in the future. She also asked that Election information be available on the Town website. City Manager David Recor advised that the Communications Manager is working on publicizing the information.

Al Wendling gave every Council Member a business card.

Tony Christ suggested that based on his 33 year Growth Study (handout), “expenditures, taxes, debts and future obligations have far outstripped population growth in the Town of Ocean City”.

COMMENTS FROM THE MAYOR AND CITY COUNCIL

Council Member Knight thanked Monica Martin for her volunteer efforts at the Dew Tour.

Council Member Ashley requested an RFP for horseback riding services. **Council Member Ashley moved to request that Staff prepare an RFP for horseback riding services; seconded by Council Member Joe Hall. The vote was unanimous.** Secondly, Council Member Ashley reminded the forum of the upcoming Beach Bash Weekend.

ADJOURNMENT

Council Secretary Martin moved to adjourn at 8:00 p.m.; seconded by Council Member Ashley. The vote was unanimous.



I hereby certify that on this ____ day of _____, 2012, the Mayor and Council reviewed and approved this document.

City Clerk Kelly L. Allmond
Certified Municipal Clerk