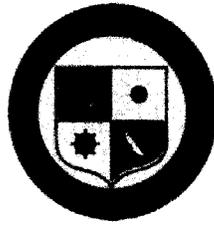


TOWN OF OCEAN CITY
301 N. BALTIMORE AVENUE
OCEAN CITY, MARYLAND 21842



REGULAR SESSION #3
February 3, 2014

THE HONORABLE MAYOR AND CITY COUNCIL PRESIDING

MAYOR RICHARD MEEHAN

COUNCIL PRESIDENT LLOYD MARTIN
COUNCIL SECRETARY MARY KNIGHT

MARGARET PILLAS
DOUGLAS CYMEK
BRENT ASHLEY
DENNIS DARE - Absent
JOSEPH MITRECIC

ATTENDANCE

Mayor Rick Meehan, Council President Lloyd Martin, Council Secretary Mary Knight, Council Members Doug Cymek, Brent Ashley, Margaret Pillas and Joe Mitrecic, City Solicitor Guy Ayres, Finance Director Martha Bennett, City Engineer Terry McGean, Police Chief Ross Buzzuro, Police Lieutenant Scott Harner, Special Events Coordinator Lisa Mitchell, Planning and Community Development Director Matt Margotta, Tourism Director Donna Abbott, Zoning Administrator Blaine Smith, Members of the Press and Interested Parties, Members of the Press and Interested Parties. Council Member Dennis Dare was absent.

CALL TO ORDER

Council President Lloyd Martin called the meeting to order at 6:00 p.m., in the Council Chambers of City Hall located at 301 North Baltimore Avenue in Ocean City, Maryland.

PRAYER AND PLEDGE

Council Member Joe Mitrecic led the prayer and the Pledge of Allegiance.

APPROVAL OF MINUTES

The following were approved as presented:

- A. Regular Meeting #1 dated January 6, 2014
- B. Work Session dated January 14, 2014

ITEMS PRESENTED BY THE MAYOR AND CITY COUNCIL

A. Standing Committee Reports from Week of January 13

- Council Member Doug Cymek, accompanied by Police Chief Ross Buzzuro and Lieutenant Scott Harner, reviewed the Police Commission Minutes dated January 13, 2014. Council Member Cymek reviewed the Agenda for the next meeting scheduled for February 10, 2014 at 9:00 a.m., in the Public Safety Building (See Attachments A and A-1);
- Council Secretary Mary Knight reviewed the Tourism Committee's Minutes dated January 13, 2014. Council Member Knight reviewed the Agenda for the next meeting scheduled for February 10, 2014 at 3:00 p.m., at the Convention Center (See Attachments B and B-1); and,
- Council Member Joe Mitrecic reviewed the Recreation and Parks Committee Minutes dated January 14, 2014. Council Member Mitrecic reviewed the Agenda for the next meeting scheduled for February 11, 2014 at 4:00 p.m., at Northside Park (see Attachments C and C-1).

B. Standing Committee Draft Agendas for Week of February 10 – see above ↑

CONSENT AGENDA

- A. Private Event Approval Request for Ride for the Feast – May 10, 2014
- B. Private Event Approval Request for Beach 5 Sand Soccer Series – July 21-22, 2014
- C. Bid Award Recommendation for Canal Dredging [*to Hi-Tide Marine Construction, in the amount of \$417,783 (Staff Estimate \$500,00)*]

Council Member Joe Mitrecic moved to approve Items A-C; seconded by Council Secretary Knight. The vote was 6-0 with Council Member Dennis Dare absent.

MISCELLANEOUS REPORTS AND PRESENTATIONS

- A. Private Event Approval Request for OC Beach Classic - August 9-10, 2014
Council Member Joe Mitrecic moved to approve the OC Beach Classic as presented; seconded by Council Secretary Knight. The vote was 6-0 with Council Member Dare absent.
- B. Discussion of Travel and Adventure Show Proposal presented by Tourism Director
Council Member Joe Mitrecic moved to approve the Town's participation in the Washington Travel and Adventure Show as presented; seconded by Council Secretary Knight. The vote was 6-0 with Council Member Dare absent. Council Member Brent Ashley requested that the Ocean City Experience booth be set up for the Council and local citizens' view in the near future.

ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY MANAGER AND STAFF

- A. Conditional Use Request to permit a portion of a proposed establishment to engage in brewing, similar to other manufacturing and wholesale establishments, at a site known locally as 5509 Coastal Highway
Applicant: Donna Shores **Council Secretary Mary Knight moved to accept the Planning and Zoning's Commission recommendation to adopt the Finding of Fact (see Attachment D), and approve the Conditional Use request for 5509 Coastal Highway with the following additional conditions: (1) adequate air scrubbers must be installed to eliminate any potential offensive odors; (2) install a six foot white vinyl fence on the south and west side of the property; (3) applicant is subject to a fee for monitoring and testing of wastewater; (4) CO2 tanks and waste containers, except for the dumpster, must be inside the building; (5) grain storage must be inside the building; (6) waste from spent grain must be kept inside and removed from premises daily; (7) trees must be planted on the west side of the property to provide a vegetated buffer screen; (8) no canning of beer or wine; only kegged beer; (9) no outside seating; (10) Operation will be closely monitored for any violations; (11) subject to all other conditions set forth by the Planning Commission; (12) security shall be provided during business hours; seconded by Council Member Cymek. The vote was 4-2 with Council Members Ashley and Pillas opposed and Council Member Dare absent.**
- B. Continued Discussion of Beach Equipment Franchise Bid Awards presented by City Clerk
Council Secretary Mary Knight moved to approve the south end beach parcel bids as presented, and request that City Solicitor Guy Ayres draft an ordinance amending Chapter 39, entitled Franchises to require all bidders in future auctions to affirm, under oath, that, [...as of the date of this bid,] "all taxes are paid for all other existing beach parcels;" seconded by Council Member Ashley. The vote was 6-0 with Council Member Dare absent.

ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY SOLICITOR

- A. First Reading – Ordinance 2014-1 authorizing the Refunding of 2004 Bonds **Council Secretary Mary Knight moved to approve the First Reading of Ordinance 2014-1; seconded by Council Member Mitrecic. The vote was 6-0 with Council Member Dare absent.**

- B. First Reading – Ordinance 2014-2 to Amend Chapter 14 Entitled Businesses (provides provision to extend the hours of operation for minor dry nightclubs) **Council Secretary Mary Knight moved to approve the First Reading of Ordinance 2014-2; seconded by Council Member Cymek. The vote was 4-2 with Council Members Ashley and Pillas opposed and Council Member Dare absent.**
- C. First Reading – Ordinance 2014-3 authorizing the Mayor and Council to Acquire, for No Monetary Consideration, Sunset Island Community Sewage Facilities **Council Member Joe Mitrecic moved to approve the First Reading of Ordinance 2014-3; seconded by Council Secretary Knight. The vote was 5-0 with Council Member Ashley out of the room and Council Member Dennis Dare absent.**
- D. First Reading – Ordinance 2014-4 declaring Certain Property to be Surplus and No Longer Needed for Public Use and Authorizing the Conveyance of Same to Adjacent Property Owners **Council Member Joe Mitrecic moved to approve the First Reading of Ordinance 2014-4; seconded by Council Secretary Knight. The vote was 6-0 with Council Member Dare absent.**

COMMENTS FROM THE PUBLIC

Herb Pawlukewicz spoke about establishments that close for the winter, funds used for the Convention Center tent, and the out-of-sync traffic signals.

Mack Bolkum asked the Town to make a request to FEMA about changing the flood zone classification for the Ocean Place property. City Manager David Recor advised that Planning and Community Development Director Matt Margotta continues to reach out to FEMA regarding Mr. Bolkum's concern, but FEMA has offered no response to date.

Vince Gisriel spoke of a coalition against Delmarva Power concerning the installation of SMART Meters emit a certain level of radiation causing interference with pacemakers, baby monitors and scanners. **Council Member Joe Mitrecic moved to request that City Manager Recor invite Delmarva Power to a future Council Meeting to discuss the SMART Meters; seconded by Council Secretary Knight. The vote was 6-0 with Council Member Dare absent.**

Ellie Diegelmann said she speaks at every meeting to maintain government transparency.

COMMENTS FROM THE CITY MANAGER

City Manager David Recor reviewed the work session agenda for February 11, 2014:

1. Bid Opening – Boardwalk Arch Re-coating
2. Discussion of License Fees and Fee Structure for Car Wash Establishments presented by License Inspector
3. Request for Approval to Solicit Bids for Jet Ski and ATVs presented by Procurement Manager
4. Request for Approval of FY14 Budget Amendment #1 presented by Budget Manager

COMMENTS FROM THE MAYOR AND CITY COUNCIL

Council Member Margaret Pillas asked Mr. Recor to look into a citizens concern about the 'rounding-up' of water charges. Mr. Recor said he addressed this citizen's concern and assured Council Member Pillas that the Town only bills for the amount of water that is actually used.

ADJOURN

Council Member Joe Mitrecic moved to adjourn 8:56 p.m. ; seconded by Council Member Pillas. The vote was 6-0 with Council Member Dare absent.

Approved on 2/18/14
Kelly Tallmadge

POLICE COMMISSION MEETING MINUTES
OPEN SESSION
January 13, 2014

PRESENT: Council President Lloyd Martin, Commission Chairperson Doug Cymek, Council Member Dennis Dare, City Manager David Recor, City Solicitor Guy Ayres, Chief Ross Buzzuro, Director of Emergency Services Joe Theobald, Captain Kevin Kirstein, Captain Michael Colbert, Lt. Scott Harner

ABSENT: Mayor Richard Meehan

1. Call to Order at 9:03 a.m.
2. The December 9, 2013 Minutes unanimously approved as written.
3. Chief Buzzuro reviewed the December Crime Statistics. Officer initiated Calls for Service for December 2013 had a 17.6% increase compared to December 2012; Citizen Calls for Service had an 11.7% decrease from December 2012. Total crime for the entire year of 2013 is 12.3% less than in year 2012 and we close the year with approximately 200 less Part I (serious) crimes.
4. C.E.W. (Taser) use for December 2013 included four events with one deployment. All four instances involved intoxicated persons. No serious injuries to either suspect or police officers during these incidents. The use of C.E.W. continues to prove to be an important tool to gain cooperation/control over suspects with little to no injury sustained.
5. Lt. Scott Harner informed the Police Commission that Mr. Bryant Hungerford who was to attend the meeting today has rescheduled his TRIKKE presentation for the March 10, 2014 meeting. Lt. Harner has conferred with the Maryland Motor Vehicle Administration regarding the TRIKKE (motorized version) and it was determined that this vehicle would be defined as a motorized mini-bike under Maryland Transportation law thus prohibiting it from being operated on the boardwalk under local ordinance 90-193. Lt. Harner went on to explain that an EPAMD (commonly known as a Segway) is defined as a pedestrian under the Maryland Transportation Article and allowed to be operated on the boardwalk. A non-motorized TRIKKE would be allowed on the boardwalk under the current Town Code.

It was the consensus of the Police Commission to contact Mr. Hungerford to advise him of the Police Commission's opinion that the motorized version of the TRIKKE is not suitable for the boardwalk and invite him to the March 2014 meeting for further discussion if he desires.

The "Razor Crazy Cut" is another vehicle seen recently on the Boardwalk. This vehicle has a speed of up to 12 mph. This vehicle would also be defined as a motorized mini-bike under Maryland Transportation Article, which would preclude it from being operated on the boardwalk.

6. The Police Commission received a suggestion of installing "No Profanity" signs on the boardwalk as has been done in Virginia Beach. Chief Buzzuro was asked to contact the Virginia Beach Police Department to learn the impact of the signs since they have been installed on the Virginia Beach boardwalk.

Meeting Adjourned at 9:30 a.m.

The next meeting of the Police Commission will be held on Monday, February 10, 2014 at 9:00 AM at the Public Safety Building, 6501 Coastal Highway, Ocean City, MD 21842



Ocean City, Maryland
Police Commission

Agenda

February 10, 2014 – 9:00 AM

PSB Building, 6501 Coastal Highway

1. Call to Order
2. Approval of Minutes of January 13, 2013 meeting
3. Chief's Update on January Crime Statistics
4. CEW/Taser Update
5. Update on Virginia Beach "No Profanity" signs – Lt. Harner
6. Update on applicant testing for the 2014 cycle – Captain Guiton
7. Other Business
8. Adjourn



1. Call to Order: The meeting was called to order at 4:00 P.M. at Northside Park. Present were Dennis Dare, Lloyd Martin, Joe Mitrecic, Tom Shuster, Frank Miller, Susan Petito and Ward Kovacs. Guests included Zach Hoopes, Joanne Shriner and Tom Hoffman.
2. Approval of Minutes: The minutes of November 12 and December 16, 2013 were approved as presented.
3. Private Event Equipment and Labor Usage Procedure: Frank Miller gave an oral report on the status of development of the procedure for private event equipment and labor usage. The procedure is under further review by the staff and the Tourism Coordination Group.
4. Marketing Activations: Fran Miller gave an update on the development of a policy to handle marketing activations. This will require further staff review.
5. New Private Events: Tom Shuster reported that no new private events are pending.
6. Sunset Park Use Analysis and Direction: Tom Shuster presented a report on Sunset Park Use and Direction that was developed by staff and Glenn Irwin of OCDC. Dennis Dare noted that a reference to the Bayside Boardwalk plan should be added to the list of future uses. Tom will update the report.
7. Stand Up Paddleboards: Joe Mitrecic forwarded a request from a member of the public to consider permitting the use of standup paddleboards on the beach during guarded hours. Ward Kovacs provided some information about US Coast Guard and Maryland Department of Natural Resources laws and regulations. Stand Up Paddleboards (SUP's) are considered as vessels and may not be re-classified by municipal code. Ward provided some observations on SUP use and its impact on other users including surfboarders and swimmers. Joe related that the public member who discussed the issue with him would like to use his SUP in September after Labor Day when surfing has been designated as modified. Motion by Martin, seconded by Dare, to have OCBP develop a pilot plan for SUP use in September of 2014 subject to modified surfing regulations. Motion carried unanimously. Ward will present a draft pilot plan at the next Commission meeting.
8. Other Business: Tom Shuster presented the draft meeting schedule for 2014. The Commission approved the meeting dates.

Dennis Dare asked for some skate park use documentation. Susan reported that most of the data requested is tracked. A follow up report will be set for the February 11 Commission meeting.

The Commission discussed the New Year's Eve festivities at Winterfest this year. Frank Miller reported that he and the Special Events staff will continue to refine plans for 2014.

9. Next Meeting: The next meeting was scheduled for Tuesday, February 11 2014 at 4:00 P.M. at Northside Park

The meeting adjourned at 5:05 P.M.

OCEAN CITY, MARYLAND
RECREATION & PARKS COMMITTEE
Tuesday, February 11, 2014
4:00 P.M.
Northside Park Community Room

AGENDA

1. Call to Order and Attendance
2. Approval of Minutes of January 14, 2014
3. Private Event Equipment & Labor Usage Procedure
4. New Private Event Requests
5. Stand Up Paddleboards
6. Skate Park Update
7. Other Business
8. Adjournment

ATTACHMENT C

Tourism Commission Meeting Minutes January 13, 2014

The following individuals were in attendance:

Commission Members – Tourism Commission Chair and Council Secretary Mary Knight, Mayor Rick Meehan, Councilman Dennis Dare, Councilman Joe Mitrecic; Chris Trimper, HMRA; Michael James, EDC; Gregg Shockley, MTDB. Staff members present were City Manager David Recor, Donna Abbott, Tourism Director; Larry Noccolino, Convention Center Director; Lisa Osman, Tourism Department; Tom Shuster, Recreation and Parks Director; Frank Miller, Special Events. Also present were Melanie Pursel, Chamber of Commerce; Susan Jones, HMRA and Andy Malis, MGH. Media representatives present were Zach Hoopes, Ocean City Today; and Joanne Shriner, Maryland Coast Dispatch.

Mary Knight called the meeting to order at 3 p.m. She announced that we would go into a closed session at the end of the meeting to discuss next year's campaign.

Approval of Minutes

Councilman Joe Mitrecic made a motion to approve the minutes from the December 4, 2013 meeting. Councilman Dennis Dare seconded the motion. The vote was unanimous.

Ping Pong Summer

Donna announced that the movie Ping Pong Summer is at the Sundance Film Festival scheduled for January 18. She asked if anyone has any ideas or suggestions on how we might promote the movie. Mary Knight suggested Facebook and other social media avenues. Mary stated that out of the top 15 films, that Ping Pong Summer is #11, which is really positive. Donna mentioned that the producers may hold a local premiere at some point and there may be other promotional opportunities at that time.

Updates from other Departments & Organizations

Chamber of Commerce

Melanie announced the release of the 2014 Vacation Guide, which was delivered to the Convention Center and the Chamber of Commerce on December 23. She distributed a vacation guide to all attendees. Melanie thanked Donna Abbott and Lisa Osman for their assistance with getting the vacation guide completed. On Wednesday, Melanie will be meeting in Annapolis with elected officials. Her committee will be going over their top priorities for the state legislative session including support for the state tourism budget, in addition to the post-Labor Day school start date and the minimum wage rate issue.

Melanie and Susan announced a grant for business training had been awarded.

Economic Development Committee

Michael James announced that the next EDC meeting will be held on February 5 at the Carousel, and the Superintendent for Worcester County Public Schools will be the guest speaker. The Mayor thought it would be a good idea to have a lot of people at the meeting that support the post-Labor Day school start to express their opinion. The Mayor stated that if the post-Labor Day school start was to be put on the statewide referendum, he thinks it would win.

Maryland Tourism Development Board

Greg Shockley reported the task force studying a post-Labor Day school start calendar is ready to forward a recommendation to the legislature in support of Maryland schools beginning after Labor Day. School superintendents in Maryland are against the post-Labor Day school start date. With any luck, by mid-February the bill will be in legislature and we can move forward. Michael James noted legislators across the state should hear from their constituents in support of the bill.

HMRA

Susan Jones stated that the next HMRA Board meeting will have OCPD Chief Buzzuro in attendance as a follow-up to the October meeting that he attended. The HMRA dinner will be held Thursday evening at Fresco's. The HMRA Trade Show will be held on March 9-10 at the Convention Center, and Susan's staff has been very busy selling booths for the show. There will be close to 400 exhibit booths in all three halls. The Food Network's Chef Steve Weiss will be doing a sugar demonstration at the show. The Red, White and Brew Stage will be located in the Dockside Hall, including culinary demos, mixology discussions and WOCM's Battle of the Beaches Orange Crush Battle. Trip Advisor is coming to do a seminar.

OCDC

Chris Trimper stated the State of Maryland approved the Ocean City Sustainable Community Plan. This should result in funds for some of OCDC's projects.

Tourism Department

Donna mentioned that the RFP for the Tourism Strategic Plan went out and was also sent to the State's list of candidates who participated in their strategic plan RFP process. Donna has received some questions and some interested feedback from that list. She also sent it to the short list of finalists who competed for the Volusia County tourism strategic plan. Proposals are due in on January 28. She hopes to have a good group of submissions to review.

Convention Center

On Wednesday, Larry will visit the Performing Arts Center at Chesapeake Community College in Wye Mills. Now in the third month of construction and things are moving right along. The Convention Center is continuing to make upgrades to the Wi-Fi Internet system. On Tuesday, there was a flood due to a frozen pipe that busted. The entire lobby was flooded and the staff did an excellent job cleaning up. The Officer of the Year Banquet, which was being held in the ballroom, was only delayed about 30 minutes due

to the flood. Larry commented on an article that he had read in one of the local papers about Ocean City's off-season. The article stated that Ocean City may not be a year-round resort. Larry begged to differ and stated that between September 15 and January 20, the Convention Center has only four open weekends.

Recreation and Parks

Tom Shuster mentioned that there will be a Super Bowl Golf Tournament on February 2 at Eagle's Landing Golf Course. The St. Patrick's Indoor Soccer Tournament brings 160 teams to Ocean City over four weekends. Dates for the tournament are Feb. 21-23, Feb. 28-March 2, March 7-9, March 14-16. From his perspective, things are pretty busy in the off-season.

Special Events

Frank Miller reported Winterfest was very busy this year. The average daily attendance was higher than 2012. He is extremely happy with those results. The New Year's Eve crowd for fireworks was very successful this year and seemed to be larger than last year. The Mayor mentioned that several people approached him at the New Year's Day Open House and stated how much they enjoyed the fireworks. Frank stated that his department is busy planning for Springfest. Frank distributed a Special Events Flyer to all attendees.

Councilman Mitrecic made a motion to go into closed session to discuss the 2014 advertising campaign. Councilman Dare seconded the motion.

After conclusion of closed meeting a motion made by Chris Trimper and seconded by Councilman Dare to request the Mayor and Council write a letter in support of Worcester County acquiring property in Showell to have more athletic fields as this would benefit the county and Ocean City in attracting sports events. The vote was unanimous.

The meeting adjourned at 4 p.m. The next meeting will be held on February 10 at 3:00 p.m. in Room 214 at the Convention Center.

Tourism Commission Meeting
Tentative
Agenda
3 p.m.
Monday, February 10, 2014
Room 214, Convention Center

- 1) Approval of minutes: January 13, 2014
- 2) Tourism Department interactive projects update
- 3) Tourism Strategic Plan update
- 4) Organizational reports

Chamber of Commerce
Economic Development Committee
HMRA
OCDC
MD Tourism Development Board
Dept. of Tourism
Convention Center
Special Events