

May 1st, 1962

A meeting of the Mayor and City Council of Ocean City was held in the Municipal Building on Tuesday evening, May 1st, 1962, at 7:30 o'clock.

Mayor Cropper and Councilmen Harman, Jackson, Kelley, McCabe and Showell were present.

The meeting was called to order by the President of the Council, Harry W. Kelley.

The minutes of the meeting of April 24, 1962, were read and approved.

In going over the list of vouchers prepared for approval, Mayor Cropper noted that the check covering payment to Barrett Chevrolet, Inc. was incorrect. This check is to be voided and another one prepared for replacement.

Mayor Cropper read copies of letters that he had written to the Eastern Shore Public Service Company thanking them for their cooperation in working out the boardwalk lighting and to Mr. and Mrs. George Propert concerning their complaint that their fence had been torn down during the removal of sand from the alley alongside their property.

He stated that he had sent letters to Mr. George Nelson, President of the Eastern Shore Public Service Co. and a copy to Mr. Bruce Wilson.

Mayor Cropper stated that he had contact Mr. Funk of the State Roads Commission concerning the widening of the boardwalk between 15th and 16th streets and that he had also gotten one price of approximately \$6,000. for its construction from Whiting and Turner and had also asked Scott and Wimbrow to submit a price. He explained that Mrs. Ludlam had already had piling driven for this purpose and that Mr. Harman was allowing the use of his bulkhead to attach the cap sills and stringers so that the driving of piling would not be required.

Mayor Cropper stated that Mr. William Muth had contacted him with reference to a grand opening for Memorial Day with bands, and other attractions. Mr. Muth had stated that he believed that it would cost in the neighborhood of \$1,000. to put on such a celebration and that he had also talked with the Department of Economic Development in sharing the cost with the town and that they had intimated that they would. Mayor Cropper stated that he would contact them with reference to this.

It was decided that such a celebration would be well worth while and it was thought that it might be better to have it after the Memorial Day Weekend. It was suggested that Mr. Muth be invited here to go over his ideas and plans.

Clerk read a letter prepared by Mr. Williams that he had suggested sending to property owners. This letter calls attention to the fact that many insurance policies written on Ocean City property contain a provision requiring "proof of loss" to be filed with the Company within sixty days from the date the loss was suffered.

Mr. Williams had stated in his discussion with the Clerk that the insurance companies are not going to stress this time element and call it to the attention of the policy holders.

The Clerk stated that he understood that the sixty-day period, however, had been extended by some companies.

Mr. Kelley and others stated that they had received notification of this from the Chamber of Commerce and the N. Ocean City Improvement Association.

The Clerk was asked to call the Democratic Messenger and the Eastern Shore Times and ask them to carry an item concerning this.

A letter from Mr. H. E. Parsons, Sr. and Jr. was read by the Clerk. This letter requested permission for the sale of alcoholic beverages in the building on S. Philadelphia Ave. at the old bridge, known as the Purnell warehouse.

It was understood that the Messers Parsons are contemplating running a colored restaurant bar and restaurant and the Mayor and Council stated that they would have no objection to this.

Clerk advised that the Workmen's Compensation Commission at a hearing on April 23rd, 1962, had determined that Donald Thomas Roll sustained an accidental injury arising out of his employment on June 15th, 1961 and as a result thereof dies on June 16th, and awarded his mother, Mrs. Jessie V. Harvey, compensation benefits to the amount of \$5,000. and the sum of \$500. towards the funeral expenses. Also that the employer and the insurer are liable for payment of the bill of Peninsula General Hospital in the amount of \$129.50, and the bill of Drs. Long, Briele and Fisher in the amount of \$50.00.

Clerk stated that the Rockwell Manufacturing Company had advised that they would repair meters damaged by salt water during the storm at a cost of \$17.00 each, however, that they did not feel that they were worth spending this amount of money on due to their previous period of use. The allowed that they would furnish new mechanisms for the sum of \$25.00 ea. net exchange.

It was the opinion of the Mayor and Council that it would perhaps be best to take this offer, however, the clerk was asked to have Koontz Equipment Company confirm their price for allowance on these old meters and take the better price.

Public Hearings had been advertised for this evening at 8:00 P. M. to consider the amendment to the Zoning Ordinance as described in the following Ordinances #115 and #116:

ORDINANCE NO. 115

AN ORDINANCE to amend the "Zoning Map of Ocean City, Maryland", accompanying and forming a part of Ordinance No. 99 of Mayor and City Council of Ocean City, entitled the "Zoning Ordinance of Ocean City, Maryland", approved May 7, 1946, by rezoning as to use, height and area, all that parcel of land within the corporate limits of the town of Ocean City, bounded and described as follows: BEGINNING for the same at a point on the westerly side of Atlantic Avenue or Boardwalk at a point 150 feet north from the intersection of the northerly line of North 8th Street with the westerly line of Atlantic Avenue or Boardwalk, and from said point of beginning running in a westerly direction parallel with the northerly line of North 8th Street a distance of 150 feet to the center line of an alley 16 feet in width; thence in a northerly direction by and with said alley and crossing North 9th Street and continuing by and with the center line of the alley for a total distance of 400 feet to a point 100 feet south of the southerly line of North 10th Street; thence in an easterly direction parallel with the southerly side of North 10th Street and an extension thereof in an easterly direction to the mean low water mark in the Atlantic Ocean; thence in a southerly direction by and with the mean low water mark in said Atlantic Ocean to a point 150 feet north of the northerly line of North 8th Street, if extended in an easterly direction to said low water mark; thence in a westerly direction such a distance as is necessary to reach the place of beginning, and to change the area included within said boundaries from a Business Use, 40-foot Height, A-Area District, to a BB Business Use, 40-foot Height, A-Area District, and to designate the newly created area by the numeral 6, enclosed within a circle, and to provide that said changed area be designated in red on copies of said Zoning Map and for reauthenticating said Zoning Map as so changed.

SECTION 1: BE IT ENACTED AND ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY, that the Zoning Map of Ocean City, Maryland, accompanying and forming a part of Ordinance No. 99 of Mayor and City Council of Ocean City, Maryland, be, and the same is hereby, amended as to all the land

within the corporate limits of the town of Ocean City, bounded and described as follows: BEGINNING for the same at a point on the westerly side of Atlantic Avenue or Boardwalk at a point 150 feet north from the intersection of the northerly line of North 8th Street with the westerly line of Atlantic Avenue or Boardwalk, and from said point of beginning running in a westerly direction parallel with the northerly line of North 8th Street a distance of 150 feet to the center line of an alley 16 feet in width; thence in a northerly direction by and with said alley and crossing North 9th Street and continuing by and with the center line of the alley for a total distance of 400 feet to a point 100 feet south of the southerly line of North 10th Street; thence in an easterly direction parallel with the southerly side of North 10th Street and an extension thereof in an easterly direction to the mean low water mark in the Atlantic Ocean; thence in a southerly direction by and with the mean low water mark in said Atlantic Ocean to a point 150 feet north of the northerly line of North 8th Street, if extended in an easterly direction to said low water mark; thence in a westerly direction such a distance as is necessary to reach the place of beginning, and the said area included within said boundaries is hereby changed from a Business Use, 40-foot Height, A-Area District, to a BB Business Use, 40-foot Height, A-Area District, all as shown in red on the 4 plats accompanying the ordinance, which are hereby made a part hereof and of said Zoning Ordinance.

SECTION 2: AND BE IT FURTHER ENACTED AND ORDAINED AS AFORESAID, that the newly created area be, and is hereby, designated by the numeral 6, enclosed within a circle.

SECTION 3: AND BE IT FURTHER ENACTED AND ORDAINED AS AFORESAID, that upon passage and approval of this ordinance, as evidence of the authenticity of the 4 amended plats which are made a part hereof as aforesaid, the said plats shall bear the following designation: "Authenticated as a part of Ordinance No. 115 of Mayor and City Council of Ocean City", which shall be signed by the Mayor and by the President and Secretary of the City Council and sealed with the seal of Mayor and City Council of Ocean City, as to the date of the ~~approval~~ ^{said}

distributed as follows: One to the Building Inspector, one to the Board of Zoning Appeals, and two to be made of record in the office of said Mayor and City Council of Ocean City.

SECTION 4: AND BE IT FURTHER ENACTED AND ORDAINED AS AFORE - SAID, that this ordinance shall take effect from the date of its passage.

Passed this 1 day of May, 1962.

Harry W. Kelly, President

ATTEST:

Robert B. Jackson, Secretary

Approved this 1 day of May, 1962, after public hearing.

Hugh T. Cropper, Mayor

ATTEST:

T. Earl Pierce, Clerk

Mr. Kelley explained the purpose of these ordinances to amend the zoning ordinance.

Mr. George Galkas and Mr. Joseph Harrison were the only persons present for this hearing and they were interested in Ordinance No. 115 which affected the property of Mr. Galkas.

Inasmuch as there were no protests on these amendments, a motion was made by Harman, seconded by McCabe, that the ordinances be passed to amending the Zoning Ordinance. Motion carried and passed unanimously.

Mr. Showell stated that he had received several phone calls today concerning the construction of a boardwalk from 27th street to 33rd street. He stated that the calls had been received from Irving Bainum, Hugh Wilde, Gordon Harrington and others. He stated that they said that they didn't care about the type construction, the width or design, but that they did want some type of walk. Mr. Showell stated that he felt that if this could be constructed as a buffer to deter action of the seas, and could be reimbursed in some manner, he would be in favor of its construction. Other members of the council generally expressed the idea of awaiting construction of the extension of the walk in this area until such time as we had funds for the purpose as well as time to have it constructed. It was expressed that the taxpayers would not object to a capital improvement of this type, but that we would have to have available funds.

Mr. Kelley suggested that Mr. Showell tell these people that we do not have the money at this time and cannot see our way clear to construct the walk at the present time. Consideration will be given for its construction prior to next season.

Mr. Showell stated that he felt that the County, State and City should get together and reach an agreement concerning the grade of sidewalks in the area north of 41st st. He explained that sidewalks had been placed on the south side of 41st street at a grade furnished by the town, and that sidewalks had also been placed on the north side of this street using the same grade, however, that Charles Holland was getting ready to construct a walk adjoining his property and he was not accepting this grade as he had been told that the streets as well as the coastal highway were to be raised. It was suggested that Mr. Legg contact Mr. Carter and see if they can work out a grade suitable for this situation.

Mr. Showell stated that the Fire Marshall had contacted him today and made an inspection to see if proper fire extinguishers were contained in buildings. Mr. Showell stated that he had been told that the extinguishers were required by law and that one was required in each apartment. It was brought out that previously they had only been required in an area and not in each individual apartment.

Mr. McCabe asked if he could be told officially whether or not the proposed force main would be installed at this time or after the summer. He was told that the State Department of Health had not approved the plans as submitted by Victor Buhr and are requiring that the invert of the pipe be at least six feet below surface. This would mean the use of well points for the entire distance between 14th street and 2nd street and it would take so long to do the work that it would run well into the summer. The Department of Health had agreed to allow this to be done after the summer.

Mr. and Mrs. William F. Waller, Mr. Bernard Taylor and Mr. Alger Abbott, Jr. came to this meeting and presented a petition signed by a number of property owners. This petition asked that the Mayor and Council require the owners of the building called the Jamaican located between 35th and 36th streets on the ocean front to tear said building down or to complete the same, because in its present state the said building is in; it is an eyesore to the surrounding area and affects rentals in the neighborhood and is dangerous to adults and children.

This was elaborated on by Mr. Abbott and others and the Mayor and members of the Council were in sympathy with their plea. They were told that the matter had been discussed and it had been decided at the last meeting of the Mayor and Council to advise the property owners to place proper signs of warning and take other precautions. This would be followed through.

Mr. Williams was asked to look up and see what could be required of the property owners in situations of this kind.

Mr. Abbott read a letter from a former tenant in which he stated that he would not come to Ocean City this summer due to the appearance of things in general and cited the appearance of this unfinished and devastated building.

The Flagship at 31st street was also brought up as being in the same condition.

The Clerk was asked to contact the owners of these buildings and have them attend next week's council meeting and at that time the owners can advise of their intentions concerning the buildings and see if something can be worked out in order to remove or tear down these buildings.

Daniel Trimper IV came to this meeting with reference to the land owned by Windsor Resort between the Inlet Casino property and the Inlet. He stated that a price of \$110,000. for this land which measures 150'x300' had been established by the owners.

In this connection Mr. Williams advised that he was preparing an amendment to the Charter which would permit the Mayor and Council to grant a franchise to the Shore Development Corporation for the construction of a convention hall on the beach at the Inlet.

It was suggested that the town obtain an option on this property for a period of six months for a small deposit and exercise such option in the event a part of it could be retained for a right of way as entrance to the beach parking lot and convention hall and the balance sold to some interested persons.

It was also suggested that the owners give a price for a 60' right of way and see if the proposed builders of the Convention Hall will be interested in the balance of the property. Mr. Williams stated that he would contact them with reference to this.

Mr. Jackson stated that he would like to request of the ~~May~~ State Roads Commission that they erect directional signs for Ocean City at the intersection of Rtes. 113 and 50. Mayor Cropper stated that he would sign the letter if Mr. Jackson would write it.

On motion by Harman, seconded by Jackson, the following vouchers were approved - with the exception of #31821, which is to be re-written for its correct amount:

Checks written since last council meeting and signed by Treasurer:

#31794 - Comptroller of the Treasury - Income Tax Division - Check to correct 1st quarter return of wages withheld	245.52
#31795 - Pay Roll week ending 4/26/62	2,884.81

Checks prepared and presented at meeting of Mayor and Council on May 1st, 1962, for approval@

#31796 - Cropper & Brittingham - April statement	508.79
#31797 - Motorola C. & E., Inc. - Radio equipment	4,080.68
#31798 - Blakeslee-Lane, Inc. - Illuminators	319.80
#31799 - Pittsburgh Plate Glass Co. - 7 Repair front doors	24.00
#31800 - Joseph S. Pollard Co. - Hydrant wrenches	17.23
#31801 - Kingston Bituminous Products Co. - Load Rockite	108.00
#31802 - W. P. Laws - Additional sum required for band concert on Easter Sunday	18.00
#31803 - Trimper's Marine Railway - Pulled and re-drove piling at end of 12th St. and pulled broken piling	107.26
#31804 - City Lunch - Meals for police	28.04
#31805 - Erma Hudson - Rental of truck 4/16 thru 4/27/62	284.40
#31806 - The Worcester Democrat - 10" Display	7.50
#31807 - Miller Electric Co., Inc. - Rewind sump motor and replace bearing	40.50
#31808 - Maryland Municipal League - Group Insurance Premium for month of May	499.56
#31809 - The Adkins Company - Stakes and terra cotta pipe	47.75
#31810 - The Barrett Chevrolet, Inc. - Undercoat Jeep	25.00
#31811 - Eastern Shore Times - Re public hearings and daylight savings ad	140.00
#31812 - The Eastern Shore Public Service Co. - Current - sign near Stephen Decatur school	12.73
#31813 - The Democratic Messenger - Day Light savings ad and letterheads	17.00
#31814 - Southern Oxygen Co. - demurrage on cylinders	2.48
#31815 - The Shaw-Walker Co. - Smmaries and checks, ledgers and carbon	208.17
#31816 - Ocean City Real Estate & Ins. Agency - 1962 installment on Policy covering Fire House	26.66
#31817 - Ship 'n Shore - Repairs to mike, amplifier, etc.	7.50
#31818 - Kuhn's - Silver bowl and engraving	130.10
#31819 - West Side Feed Co. - Dog food	99.60
#31820 - Inland Construction Co. - Land fill operation for April	880.00
#31821 - The Barrett Chevrolet, Inc. - New car	2,897.28
#31822 - Dixie Sign Co. - Billboards - rental for month of May	720.30
#31823 - Standard Electronics Supply Co. - Radio tubes	16.86
#31824 - Nick Jones - Repair lawn mower	15.00
#31825 - Bob Savage - Rental of truck 4/16 thru 4/27	334.00
#31826 - Texaco, Inc. - Gasoline	209.95
#31827 - Wallace & Tiernan, Inc. - Tube for Chlorinator at Disp. Plant	47.25
#31828 - William D. Rayne - Clay-fill delivered Mar. 30 thru 4/27	3,491.00
#31829 - C & P, Telephone Co. - All phones	191.27
#31830 - Elliott's Hardware - Statement for April	50.90
#31831 - Raymond Wilson - Recondition and test starter and brushes	4.45
#31832 - McCabe's Sinclair Service - April statement	363.82
#31833 - Mary Carter Paint Co. - Paint for bw benches, comfort station and office	539.92

Pay Roll W/E 4/26/62

Less Social Security	3,370.71
Less Federal W/H	105.35
Less State W/H	338.90
Less Police Fund	33.65
	<u>8.00</u>
	2,884.81

Wages on Weekly Basis	2,462.32	
Wages on Hourly Basis	<u>908.39</u>	
		3370.71

DISTRIBUTION OF WAGES ON WEEKLY BASIS:

10.141	Clerks	213.47	
10.811	Municipal Bldgs.	115.00	
10.911	Advertising	145.00	
11.111	Police	1363.63	
11.212	Fire Dept.	16.34	
12.201	Streets	203.85	
12.901	Boardwalk	12.50	
13.201	Sewers	153.38	
13.203L	Sewers	3.12	
13.901	Beach Cleaning	9.55	
13.203SD	Storm Drains	6.24	
13.401	Waste Collection	1.37	
20.201	Water	103.98	
20.921	Ambulance	2.74	
20.941	Beach Parking Lot	31.26	
	Clean Up	70.00	
	Storm	<u>10.89</u>	
			2,462.32

DISTRIBUTION OF WAGES ON HOURLY BASIS:

10.811	Municipal Bldgs.	53.31	
10.911	Advertising	12.39	
11.111	Police Dept.	13.50	
11.212	Fire Dept.	54.83	
12.201	Streets	34.15	
12.901	Boardwalk	44.40	
13.201	Sewers	133.11	
13.203L	Sewers	2.50	
13.301	Cleaning Beach	31.95	
13.401	Waste Collection	220.73	
20.201	Water	101.89	
20.911	Comfort Station	87.00	
20.921	Ambulance	2.70	
20.941	Beach Parking Lot	25.00	
	Clean up	15.00	
	Storm	<u>75.93</u>	
			908.39
			<u>3,370.71</u>

Mr. Kelley brought up Mr. K. R. Wilde's suggestion of widening the bandstand to provide more seating capacity. It was suggested that this could not be done at this time.

~~On/Abt/2/2/2/2/2/2~~

Mr. Kelley stated that Mr. Wm. Rodney had contacted him with reference to an ambulance bill sent him for carrying him to Baltimore and he had asked that it be reduced. The clerk was asked to re-submit an invoice and decrease it to the sum of \$25.00.

Mr. Kelley stated that he had contacted the Mayor with reference to the construction of the handrail on the boardwalk and had suggested that the top board be placed on an angle rather than flat as he felt that it would be used as a seating place for teenagers and others and that children would be permitted to walk on it. Clerk stated that he had contacted the State Roads inspectors here and they had agreed to change this in the construction to be done but would not change that already completed. It was suggested that we can change this if it is thought necessary.

Clerk was asked to send flowers to the funeral of Bayly Goss in the name of the Mayor and City Council.

Mr. William E. Green came to this meeting with reference to the establishment of a public authority. He stated that he felt that Secretary Udall's plan for making Asateague Island a National Park was one of the best things that could happen to the County and to the Eastern Shore. He asked that the Mayor and Council work for this as he felt that it would be very advantageous to Ocean City.

He explained the workings of a public authority and suggested that the Mayor and Council study a bill that he had introduced last year in the legislature and that they arrange to visit Jones' Beach in New York state and go over with them just what they have accomplished under such an authority.

Mr. Showell stated that he felt that the establishment of a public authority deserved a great deal of merit and that it should be given consideration.

Mr. McCabe stated that he felt that the small property owners in the area of Asateague Island would be ~~very~~ very much against the taking of their land and that it would create a problem.

Mr. Jackson stated that he felt that it had a great deal of potential and should be considered.

Mr. Russell Cullen came to this meeting to ask for pictures of reconstruction that would be appropriate to place in a display in Baltimore in Hoschild-Kohn's window. Mayor Cropper stated that he had been waiting to have pictures made until the property owners were further along with their reconstruction, however, he suggested that if pictures were required prior to this, that a photographer be hired to come in and make pictures for this display.

On motion by Harman, seconded by Jackson, approval was given for the purchase of a beach rake and scarifier for the purpose of cleaning the beach initially of storm debris, as well as in the future for general cleaning. Motion carried and passed. Clerk stated that it would be necessary to have something to pull this equipment and it was suggested that a tractor be hired.

Building permits for William G. Marshall to construct a six family apartment on Philadelphia Ave. and 11th street, and for Roger Smack for a one family dwelling on Bayshore Drive were approved.

Clerk stated that operating funds were getting low. He was asked to prepare statements of the 1961 and 1959 capital funds as well as the general fund.

Clerk stated that a Mr. Woodward of the State Roads Commission had been here recently with reference to reimbursement by the Federal Government for expenses incurred as a result of the storm of March 6-7. He had cited examples of items that will be eligible for reimbursement and it did not look as if we would receive reimbursement as anticipated. Another meeting with representatives of the State Roads Commission, Corps of Engineers, Office of Emergency Planning, and others, is being planned for the very near future to get a better understanding on just what will be allowed. Clerk stated that this information has to be submitted by June 6th, 1962.

Meeting adjourned on motion at 10:00 P. M.