

# Ogden Dunes General Code Review Committee Meeting Minutes

October 9th, 2013 - 7:00 PM – 8:15 PM - Fire Station

## Members

Jim Slawinski, Chair (Present)  
Ken Thompson, Secretary (Present)  
Bill Gregory, TC Member (Present)  
Ed Hewitt (Absent)  
Ed Rooks (Present)

Mike Schaefer, Co-Chairperson (Absent)  
Charles Costanza, TC Member (Present)  
Connie Collins (Present)  
Lynn Toomey (Present)

## Meeting Call to Order at 7:11p

**Approval of Committee Minutes** from August 14<sup>th</sup>, 2013 GCR Meeting- (No meeting in September)- Approved as written by voice vote.

**Recommendation for Staggered Terms for the Town Council Members-** We reviewed the proposed language (see below). Jim encouraged that we review the current proposal language and additional consideration to be addressed at the next meeting. We decided to have a statement of how to handle the transition from the existing language to the proposed ordinance language. Jim would provide an initial wording, share with the board for additional edits.

**Extension of Restrictive Parking from May 1<sup>st</sup> through October 1<sup>st</sup>** submitted and approved by Town Council. How should residents be contacted of the change? We did not think that there would not need a person at the OD Entrance Beach after Labor Day.

**Town Council procedure for reviewing/approving/rejecting GCR Recommendations-** Signed Recommendation form returned to GCR Secretary? We decided that the secretary should track the proposals.

**Speeding and/or sign violation fines within Ogden Dunes to be collected within the town-** (Charlie Costanza) We discussed and encouraged Charlie to fill out the form and to encourage Ed Rooks and Charlie to sit down with the Marshall to develop the help formulate the wording for the proposed changes.

**“Junk Car” definition change** (Bill Gregory & Jim Slawinski) – Bill explained the proposed changes to the ordinance and the rationale for the changes. We discussed the wording made a minor change. Charlie Costanza made a motion to approve the proposed changes to GCR-003 (see below), seconded by Ken Thompson. Approved unanimously by voice vote.

**Garbage Container Ordinance Revision** (Mike Schaffer) – This item was deferred, as Mike was not present.

**Continued discussion on expenditure limit approval process for Town Council Members.** (Connie Collins) – deferred until the next meeting. Ed Rooks asked for a clarification. The issue here is a procedural issue of the right of a town official to encumber town funds without approval, if there should be a dollar limit and what should be the processes if obtain approval.

**Old Business/New Business format** for future agenda/minutes (Ken Thompson) – Left it up to the secretary how to format minutes.

**Residents’ Remarks** – no one present.

**Committee Member Remarks and review of assignments** – see above and Bill will check on the extension of the parking restrictions to see if the town council passed our recommendations.

**Next scheduled meeting date** November 13th, 2013

**Adjourn** by unanimous consent at 8:14 Attached proposal 1&2 to be submitted to TC; 3 under review.

**GENERAL CODE REVIEW COMMITTEE** GCR-2013-3

**RECOMMENDED CHANGES TO TOWN CODES FOR TOWN COUNCIL APPROVAL**

TOWN CODE TITLE, CHAPTER, SECTION, STATUTORY REFERENCES:  31.03 TERM OF OFFICE (99 Code, 3-4) Ord. 457, passed 8-28-78)
CURRENT CODE LANGUAGE:  "The terms of office for Town Council Members elected on the first Tuesday after the first Monday in November, shall be four years and each shall serve from January 1 <sup>st</sup> following the election as provided by law."
PROPOSED CODE LANGUAGE: A new ordinance will be required that will involve staggered terms and timing of elections. This new ordinance will need to be fully approved and in effect prior to December 31 <sup>st</sup> , 2014 and incorporate the following language: All terms, including that of the Clerk Treasurer will expire at the end of 2015 (no change) A Town Council Election to be held in November 2015 (no change) Three of the five newly elected Town Council Ward Positions will expire at the end of 2016 (a one-time, one year term). The remaining three Town Council Positions, including that of the Clerk Treasurer will expire at the end of 2018 (a one-time, three year term). Starting in 2016, Town Council Elections will take place every two years with half (3) of the Town Council Positions being filled every two years for a four year term.
GENERAL CODE REVIEW RATIONALE FOR PROPOSED CHANGE: Staggered Terms for the entire Town Council would allow a minimum of three experienced Town Council Members To remain on the Town Council after any Town Council Election. By having Town Council Elections during General Election Years (2016, 2018, 2020, etc.) the county election board will conduct elections and be responsible for all election cost, rather than the Town Of Ogden Dunes. This will result in a considerable cost savings to the Town of Ogden Dunes.
APPROVED BY THE GENERAL CODE REVIEW MEMBERSHIP:  Date:                      Motion Approved:                      In Favor:                      Opposed:                      Abstain:
THE FOLLOWING IS THE TOWN COUNCIL ACTION REGARDING THE ABOVE PROPOSED CODE CHANGES:  APPROVED THIS ___ DAY OF ___ 2013 Comments: _____ _____  DECLINED THIS ___ DAY OF ___ 2013 Comments: _____ _____  Town Council President's Signature _____ Date: _____
REFERRED TO (E.G., TOWN COUNCIL, BUILDING CODE REVIEW FOR CHANGES, TOWN ATTORNEY, ETC.) FOR FURTHER CONSIDERATION:  CLERK-TREASURER SHALL MAINTAIN PAPER AND/OR ELECTRONIC RECORD OF ALL CHANGES APPROVED BY THE TOWN COUNCIL AND ARRANGE FOR PREPARATION OF AMENDED ORDINANCES, AS NEEDED, FOR INCLUSION IN A "RECODIFICATION OF THE PRESENT GENERAL AND PERMANENT ORDINANCES OF THE TOWN OF OGDEN DUNES" AS PROVIDED FOR IN ORDINANCE 648 OF THE TOWN OF OGDEN DUNES.

## GENERAL CODE REVIEW COMMITTEE RECOMMENDED CHANGES TO TOWN CODES FOR TOWN COUNCIL APPROVAL

TOWN CODE TITLE, CHAPTER, SECTION, STATUTORY REFERENCES:

**Title IX, Chapter 90:Abandoned Vehicles, Section 90.01, Definitions**

CURRENT CODE LANGUAGE:

- (A) For the purpose of this chapter, **JUNK MOTOR VEHICLE** shall mean any motor vehicle or the remains thereof which:
  - (1) Does not have wheels or inflated tires attached thereto;
  - (2) Does not bear a currently valid license plate and a current valid vehicle inspection sticker;
  - (3) Is not housed in a garage or other buildings; and
  
- (B) Parts of vehicles such as fenders, hoods, seats, motors, axles, transmissions, frames, doors, and the like shall be included under the definition of **JUNK MOTOR VEHICLE** when not housed in a garage or other building ('99 Code, §6-105)

PROPOSED CODE LANGUAGE:

- (A) For the purpose of this chapter, **JUNK MOTOR VEHICLE** shall mean any motor vehicle or the remains thereof which:
  - (1) Is not housed in a garage or other building; and
  - (2) Does not have wheels or inflated tires attached thereto; or
  - (3) Does not bear a currently valid license plate.
  
- (B) Parts of vehicles such as fenders, hoods, seats, motors, axles, transmissions, frames, doors, and the like shall be included under the definition of **JUNK MOTOR VEHICLES** ('99 Code, §6-105)

GENERAL CODE REVIEW RATIONALE FOR PROPOSED CHANGE:

**Clarification of definition and by request of the Town Marshal**

APPROVED BY THE GENERAL CODE REVIEW MEMBERSHIP:

Date: 10/09/13      Motion Approved: YES      In Favor: SEVEN      Opposed: NONE      Abstain: (TWO ABSENT)

THE FOLLOWING IS THE TOWN COUNCIL ACTION REGARDING THE ABOVE PROPOSED CODE CHANGES:

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_ 2013 Comments: \_\_\_\_\_

\_\_\_\_\_

DECLINED THIS \_\_\_\_ DAY OF \_\_\_\_ 2013 Comments: \_\_\_\_\_

\_\_\_\_\_

Town Council President's Signature \_\_\_\_\_ Date: \_\_\_\_\_

REFERRED TO (E.G., TOWN COUNCIL, BUILDING CODE REVIEW FOR CHANGES, TOWN ATTORNEY, ETC.) FOR FURTHER CONSIDERATION:

CLERK-TREASURER SHALL MAINTAIN PAPER AND/OR ELECTRONIC RECORD OF ALL CHANGES APPROVED BY THE TOWN COUNCIL AND ARRANGE FOR PREPARATION OF AMENDED ORDINANCES, AS NEEDED, FOR INCLUSION IN A "RECODIFICATION OF THE PRESENT GENERAL AND PERMANENT ORDINANCES OF THE TOWN OF OGDEN DUNES" AS PROVIDED FOR IN ORDINANCE 648 OF THE TOWN OF OGDEN DUNES.

**GENERAL CODE REVIEW COMMITTEE  
RECOMMENDED CHANGES TO TOWN CODES FOR TOWN COUNCIL APPROVAL**

TOWN CODE TITLE, CHAPTER, SECTION, STATUTORY REFERENCES: Ordinance # 552, passed 4/2/90 & Ordinance # 750 passed 04/04/11

CURRENT CODE LANGUAGE: Beach parking restrictions currently expire on September 1<sup>st</sup>. The restricted season for allowing dogs on the beach currently expires October 1<sup>st</sup>.

PROPOSED CODE LANGUAGE: Extend the beach parking restrictions to October 1<sup>st</sup>. Recommended change to take place in 2014.

GENERAL CODE REVIEW RATIONALE FOR PROPOSED CHANGE: With the warm beach weather extending through September in recent years it is the recommendation of both the Town Marshal as well as the entire General Code Review Committee to extend the restricted beach parking restrictions through September to coincide with the restriction allowing dogs on the beach. This change should also help with the numerous non-resident parking issues that take place along Shore drive during the month of September.

APPROVED BY THE GENERAL CODE REVIEW MEMBERSHIP:

Date: 07/17/13 Motion Approved: YES In Favor: 8 Opposed: 0 Abstain: 0

THE FOLLOWING IS THE TOWN COUNCIL ACTION REGARDING THE ABOVE PROPOSED CODE CHANGES:

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_ 2013 Comments: \_\_\_\_\_

\_\_\_\_\_

DECLINED THIS \_\_\_\_ DAY OF \_\_\_\_ 2013 Comments: \_\_\_\_\_

\_\_\_\_\_

Town Council President's Signature \_\_\_\_\_ Date: \_\_\_\_\_

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