

**CITY COUNCIL MEETING MINUTES  
THURSDAY, JANUARY 23, 2014 - 7:00 PM  
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**ATTENDANCE:** Mr. Allegretto, Mr. DeVlieger, Mr. Guinosso, Mr. Hartzell, Mr. McClellan, Mr. Ping, and Mr. Wilson. Also present: Mayor Gillian, Mr. Dattilo, Business Administrator and Ms. McCrosson, City Solicitor.

Council President Wilson called the meeting to order at 7:00 pm and asked everyone to rise for the flag salute. He announced the meeting had been advertised in accordance with P.L. 1975, Chapter 231.

**CITIZEN COMMENT**

**Sharon Capizzi-Walsh, 801 Atlantic Avenue** – requested a balanced representation of members from varied backgrounds be considered to serve on the Tourism Development Commission.

**Julie Bumgardner, 3004 Wesley Avenue** – requested the City use standard dune fencing instead of the post and rail fence on the 30<sup>th</sup> Street beach.

**APPROVAL OF MINUTES**

Mr. Wilson asked for a motion to adopt the City Council Workshop Meeting Minutes of Thursday, October 17, 2013 (Absent: Mr. Hartzell). Motion moved by Mr. McClellan; seconded by Mr. Guinosso. All ayes followed.

Mr. Wilson asked for a motion to adopt the City Council Regular Meeting Minutes of Thursday, January 9, 2014 (Absent: Mr. Ping). Motion moved by Mr. Guinosso; seconded by Mr. Hartzell. All ayes followed.

**14-50-021-#1.** A Resolution Honoring the Boy Scouts of America of Ocean City's Troop 32 that Achieved the Rank of Eagle Scout during the Calendar Year 2013. Mr. Wilson asked for a motion to adopt Resolution #1. Motion moved by Mr. Hartzell; seconded by Mr. Ping. All ayes followed. Mr. Wilson presented the resolution to Anthony Wilent, Eagle Scout recipient.

**REPORTS – MAYOR & ADMINISTRATION**

Mayor Gillian announced the 2014 Budget is delayed and would be presented at a future council meeting.

Mr. Dattilo spoke on the process of appointing members to the various boards and commissions and he addressed two issues from a prior meeting regarding a resident's concern of vehicles speeding on the beach and the use of helmets when driving ATV's on the beach. He announced Mr. Loeper will present an update on the financial status of Life Saving Station #30 and said a written update from the engineering staff on the Community Rating System (CRS) program will be forthcoming and representatives from the National Flood Insurance Program will be called to present an update on the program. Mr. Dattilo requested Ordinance #14-01, Residential Mechanical be pulled from the agenda for further dialogue with council and further review with the Planning Board subcommittee.

**REPORTS – CITY COUNCIL**

Mr. DeVlieger requested an update on the 9<sup>th</sup> to 10<sup>th</sup> Street properties Mr. Fertsch's spoke about at the last meeting and requested the Tourism Commission look at their By-laws to make sure the Commission is properly balanced with all interested groups. Mr. Dattilo said minor violation notices will be followed up on.

Mr. Guinosso requested the administration take a look at dune fencing, requested the Tourism Commission to look at adding an additional trolley car during the summer months and requested the Administration give consideration for a July 4<sup>th</sup> fireworks display in the south end.

Mr. McClellan suggested using jitneys. Mr. Allegretto said jitneys were used in the past and it was not profitable. Mr. McClellan requested an update of Back Bay dredging.

Mr. Hartzell emphasized that he worked with the Tourism Commission on their budget and said that 90% of the money is used for advertising to bring vacationers to our City.

**RESOLUTIONS – CONSENT AGENDA:**

**14-50-022-#2.** A Resolution to Authorize the Advertisement of Specifications for City Contract #14-11, Supply & Installation of Downtown Decorative Pole Foundations-Phase 2

**14-50-023-#3.** A Resolution Authorizing the Award of City Contract #14-06 R-1, Lease of City Owned Beach Parcels

**14-50-024-#4.** A Resolution Authorizing the Award of City Contract #14-28, Music Pier HVAC Improvements

**14-50-025-#5.** A Resolution Authorizing the Award of a City RFP #Q-13-008 R-1 for Title Search Services for the Calendar Year 2013-2016 for the City of Ocean City

**14-50-026-#6.** A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Thomas G. Smith, P.C. for Special Legal Counsel for PERC Litigation, Condemnation Actions and on an "As Needed" Basis for the Calendar Year 2014

**14-50-027-#7.** A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Tetra Tech, Inc. as a Consultant for FEMA Related Programs

**14-50-028-#8.** A Resolution Authorizing an Agreement for Substitute Municipal Prosecutors for the Ocean City Municipal Court for the 2014 Calendar Year

**14-50-029-#9.** A Resolution Authorizing the Sale of Abandoned Bicycles & Surplus City Property through Public Auction to be held on Monday, July 21, 2014 (Rain Date: Tuesday, July 22, 2014)

**14-50-030-#10.**A Resolution Authorizing the City's Participation in the Keystone Purchasing Network (KPN) for Contract #KPN-201105-08, Acquisition of Vehicles with Rodeo Ford

**14-50-031-#11.**A Resolution Authorizing the City's Participation in the National Joint Powers Alliance (NJPA) for Contract #060311-JDC, Acquisition of Heavy Construction Equipment with John Deere

**14-50-032-#12.**A Resolution to Affirm the City of Ocean City's Civil Rights Policy for Volunteers, Independent Contractors and Members of the Public who come into Contact with Municipal Employees, Officials & Volunteers

**14-50-033- #13.**A Resolution Authorizing the City of Ocean City to Apply for a Post Sandy Zoning Code Enforcement Grant through the New Jersey Department of Community Affairs

**14-50-034- #14.** A Resolution Modifying the Temporary Budget for the City Of Ocean City, New Jersey For Fiscal Year 2014 To Correct the "Subtotal Of Outside The CAP Items" and "Total Of Final Adopted Budget"

**14-50-035-#15.** A Resolution Authorizing the Payment of Claims

**14-50-036-#16.**A Resolution Authorizing the Tax Assessor to file Tax Appeals on Behalf of the City of Ocean City

**14-50-037 - #17.** A Resolution Authorizing a Cash Management Plan for the City of Ocean City

**14-50-038 - #18.** A Resolution Authorizing the Release of a Performance & Maintenance Guarantee for a Construction Project at 815 Asbury Avenue Block 806, Lot 7, Project #05-035PSPF

**14-50-039-#20.**A Resolution Consenting to the Mayor's Appointment of Holly Buck and Rosalyn Lifshin as Members to the Tourist Development Commission

**14-50-040-#21.** A Resolution Consenting to the Mayor's Reappointment of Jack Brooks as a Member to the Ocean City Lifeguard Pension Commission

**14-50-041 0 #22.**A Resolution Consenting to the Mayor's Appointment of Dustin Peters and Constance Pritchard as Members to the Ocean City Library Board of Trustees

Mr. Wilson asked for a motion to adopt the consent agenda. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed.

## **PENDING BUSINESS**

Mr. Ping commented that he hoped the height of the boardwalk will be the same when the boardwalk sections are replaced at 22<sup>nd</sup> and the boardwalk.

Mayor Gillian reported the berm is holding between 56<sup>th</sup> to 57<sup>th</sup> Street beach and said he and his administration are working hard to make sure the project will be done as committed.

Mr. Hartzell reported excellent attendance at the Martin Luther King service and said he and Mr. McClellan are committed to work with the schools and the local organizations to better support the event. Mr. Wilson said he would be happy to help as well.

Mr. McClellan thanked those who participated in making the MLK Day ceremony and Day of Service a success.

Mr. Guinosso requested if sand is need to be placed on the beach that it be clean and free of any particles. He requested the check valves around 15<sup>th</sup> Street be checked and announced he expects to have ward meeting on February 22<sup>nd</sup> at Our Lady of Good Counsel to address any budget concerns.

Mr. DeVlieger announced a first ward meeting will be held on Saturday, January 25<sup>th</sup> at 11:00 am at the Bayside Center to discuss and prioritize an agenda of items to be addressed throughout the year.

Mr. Allegretto reported the skate park committee is looking at design layouts; he spoke about the telephone pole located at 34<sup>th</sup> Street & West Avenue restricting vehicles trying to maneuver around the corner and asked why the paving has not been completed between 7<sup>th</sup> to 8<sup>th</sup> Streets. Mr. Dattilo spoke about the problems associated with the project and said the paving would be completed by Palm Sunday.

Mr. Hartzell spoke about his concerns that street projects are being completed in a timely manner and Ms. McCrosson said she will take a look at the city ordinance that regulates the restoration of streets and associated fines. Mr. Dattilo spoke about liquidated damages if a contract was not completed.

## **NEW BUSINESS**

Mr. Guinosso questioned why the lights at the recreational areas are on all night. Mr. Dattilo said he was aware of the problem and the timers have been adjusted.

Mr. Ping requested the administration contact the County Engineer to adjust the traffic lights at 34<sup>th</sup> Street that are still on a summer schedule and asked that the unsafe bike lane on 9<sup>th</sup> Street be changed before the summer.

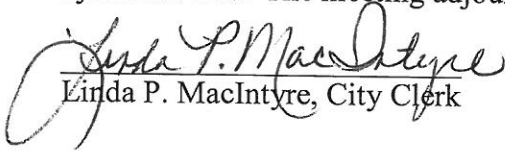
#### **CITIZEN COMMENT**

**Al Keleher, 3304 Haven Avenue** – reported an increase of buses and trucks going down 33<sup>rd</sup> Street; agreed that the county should be called to address the problem with turning at West onto 34<sup>th</sup> street and said deadlines should be included in contractor contracts.

**Wendy Smith, 220 Clipper Drive** – said she was told by the Army Corp the south end beach project was not moving forward until after summer.

**Sean Barnes, Snug Harbor lagoon**, questioned the status of dredging the Snug Harbor lagoon. Mayor Gillian indicated a report will be forthcoming in a couple of weeks.

Mr. Wilson asked for a motion to adjourn. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed. The meeting adjourned at 8:25 pm.

  
Linda P. MacIntyre, City Clerk