

CITY COUNCIL MEETING MINUTES
THURSDAY, AUGUST 8, 2013 - 7:00 PM
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17TH STREET ENTRANCE, LECTURE HALL, ROOM N110

ATTENDANCE: Mr. Allegretto, Mr. DeVlieger, Mr. Guinosso, Mr. Hartzell, Mr. McClellan, Mr. Ping and Mr. Wilson. Also attending were 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

Irene Lorenzon, 5110 Haven Avenue – spoke about the lack of beaches in the south end.

Bob Faustman, 5545 West Avenue – spoke about his disappointment with the lack of south end beaches.

Eric Sauder, 2928 Central Avenue – stated the lack of south end beaches need to be addressed; wanted to know the return of investment to the taxpayer on Resolution #1.

Roy Wagner, 2824 Wesley Avenue – Ordinance #13-25-had concerns regarding the utilization of \$100,000 from Capital Fund Balance; Ordinance #13-26 stated City Council deserves an increase in their salary.

Michael Hinchman, 281 West Atlantic Boulevard – regarding Resolution #1 suggested the City obtain an environmental attorney; said he felt the structures did not have to be demolished; Resolution #3 addressed his concern for the expense of the City Hall ground floor restoration and requested the plan be made available to the public.

Al Grohe, 5519 Simpson Avenue – wanted to know the status of the plan and funding for the south end beach replenishment.

Steven Fenichel, 2117 Bay Avenue – spoke about two law suits involving Duece, the City's police dog.

REPORTS – MAYOR & ADMINISTRATION

Mr. Dattilo provided the following updates: the Army Corp south end beach replenishment specifications are reaching 90% completion; he advised Council and the public on a recent meeting that was held regarding this intended project; reported on the City Hall insurance and FEMA insurance money coming back to the City and spoke about the Moyer law suit involving Duece.

Mr. Dattilo explained the cost estimates related to the City Hall Bid Award in Resolution #3 and requested Council's approval.

Mr. Ping announced the administration made a commitment to provide beach harvesting after the summer season for the south end beaches.

Mr. DeVlieger requested the rendering of the ground floor be available to the public and placed on the City's web site.

REPORTS – CITY COUNCIL – There were no reports.

ORDINANCES - INTRODUCTION AND FIRST READING

Mr. Wilson asked for a motion to introduce on first reading Ordinance #13-25. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed, except Mr. Guinosso, voted no. The Clerk read the ordinance by title: **#13-25: A Capital Ordinance Appropriating Improvement Authorizations in the Amount of \$100,000.00 by the Utilization of \$100,000.00 from Capital Fund Balance.** Mr. Dattilo explained the ordinance authorizes the utilization of \$100,000 for the demolition and disposal of docks, other marina structures and any ancillary cost or incidental items at 10th Street and Bay Front.

Council addressed their concerns and directed questions to Ms. McCrosson regarding the dilapidated property and environmental issues. Ms. McCrosson explained the course of action related to demolition of the docks and other structures on the property. Mr. Ping spoke his support to appropriate the money in case of an emergency but would not support moving forward at this time with Resolution #1.

Mr. Wilson asked for a motion to introduce on first reading Ordinance #13-25. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed. Mr. Wilson announced second reading and public hearing would be held on August 22, 2013.

Mr. Wilson asked for a motion to introduce on first reading Ordinance #13-26. Motion moved by Mr. Hartzell; seconded by Mr. Ping. All ayes followed. The Clerk read the ordinance by title: **#13-26: An Ordinance Establishing and Fixing Salary for Director of Financial Management, Director of Police Services, Director of Fire & Rescue Services and City Clerk.** Ms. McCrosson explained the salary increments and cost of living as listed in the salary ordinance for years 2012, 2013 and 2014. Mr. Guinosso questioned the increase for the Police Chief. Ms. McCrosson explained New Jersey State Statute requires the Chief of Police salary to be higher than the base salary of his subordinates. Ms. McCrosson explained the increases mimic the other collective bargaining increases and stated Mr. Donato receives a \$10,000 stipend for serving as the City's Emergency Management Coordinator.

Mr. Hartzell provided a brief explanation on the salary levels of other comparable CFO's and Police Chiefs. Mr. Allegretto stated the positions have not received salary increases over the past several years.

Mr. Wilson asked for a motion to adopt Ordinance #13-26 on first reading and publish according to law. Motion moved Mr. McClellan; seconded by Mr. Hartzell. All ayes followed. Mr. Wilson announced second reading and public hearing would be held on August 22, 2013.

ORDINANCES – SECOND READING AND PUBLIC HEARING

Mr. Wilson asked for a motion to take up Ordinance #13-22 on second reading and public hearing. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed. The clerk read the ordinance by title: **#13-22: An Ordinance Amending a Portion of Ordinance 87-17, Chapter VII, Traffic, of the Revised General Ordinances of the City of Ocean City to Reflect Changes.** Ms. McCrosson explained the increased fines is to provide a deterrent to truck drivers who are deviating from the posted truck routes; first violation a fine of not less than \$50 or more than \$500; second or subsequent violations, a fine of not less than \$500 or more than \$1,000.

PUBLIC COMMENT – Ordinance #13-22 – There was no comment.

Mr. Wilson asked for a motion to take up Ordinance #13-22 on second reading and publish according to law. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance #13-23 on second reading and public hearing. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed. The clerk read the ordinance by title: **#13-23: An Ordinance Amending a Portion of Ordinance 87-17, Chapter II, "Boards, Authorities and Commissions" of the Revised General Ordinances of the City of Ocean City.** Ms. McCrosson explained the most significant changes were the decrease in board members from 11 to 9 and the decrease monthly meetings from 12 to 6 annually.

PUBLIC COMMENT – Ordinance #13-26 – There was no comment.

Mr. Wilson asked for a motion to take up Ordinance #13-23 on second reading and publish according to law. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed.

RESOLUTIONS – CONSENT AGENDA:

13-49-280 - #3. A Resolution Authorizing the Award of a City Contract #13-35, City Hall Storm Damage Restoration & Improvements

13-49-281 - #4. A Resolution Authorizing Change Order No. 1 to City Contract #12-47, 2012 Fall Road Program – Phase 2

13-49-282 - #5. A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Northeast & Bucks Company, T/A Mullin & Lonergan Associates as a Consulting Service for the Community Development Programs

13-49-285 - #8. A Resolution Authorizing Change Order #1 to City Contract #12-48, 2013 Bulkhead Improvements at Various Locations

13-49-286 - #9. A Resolution Authorizing the Payment of Claims

Mr. Wilson asked for a motion to adopt the consent agenda. Motion moved by Mr. McClellan; seconded by Mr. Guinosso. All ayes followed, except Mr. Hartzell was absent from the table.

RESOLUTIONS – NON CONSENT AGENDA:

13-49-278 - #1. A Resolution to Authorize the Advertisement of Specifications for City Contract #13-57, Demolition of Bay Front Deck & Associated Structures located at 10th Street Bay Front. Mr. Guinosso requested clarification on the resolution. Ms. McCrosson explained the resolution is to advertise for bids only.

13-48-279 - #2. A Resolution to Authorize the Advertisement of Specifications for City Contract #13-45, 2013 Fall Road Program Phase II, 39th Street to 34th Street. Mr. Guinosso asked if alleys could be incorporated with the projects. Mr. Dattilo reported some of the alleys in this phase are not high on the rating system.

13-49-283 - #6. A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Michael Baker Jr., Inc. for Engineering Services for Part 2 of the Merion Park Road Reconstruction Project. Mr. Guinosso stated he wanted assurance once the reconstruction was completed it would not affect other surrounding areas of the City.

13-49-284 - #7. A Resolution Authorizing Participation in the National Cooperative Contract with National Intergovernmental Purchasing Alliance Company known as "National IPA" Vendors for the Calendar Year 2013. Mr. Guinosso questioned the vendors associated in the cooperative and if P-cards could be used. Mr. Dattilo explained this is a new purchasing cooperative and indicated city P-cards can be used.

PUBLIC COMMENT – Resolution #1, #2, #6 and #7.

Marty Mozzo, 3803 Westminster Lane – requested the residents of Merion Park remained involved during the project.

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

PENDING BUSINESS

Mr. Guinosso requested road opening controls need the former road opening committee be reestablished to provide some controls with.

Mr. Hartzell requested support for the Walk for the Wounded 5th Annual 3-mile walk on September 28th which helps raises money for Operation First Response.

Mr. Ping requested the administration provide a mid-summer revenue report at the next Council meeting.

NEW BUSINESS

Mr. DeVlieger announced the Pee Wee football league was having a fundraiser this coming weekend.

Mr. Guinosso requested support of the American Legion members accepting donations at local stores manning tables at local stores to support the legions

Mr. McClellan thanked the Police and Fire Department for a successful family oriented National Night Out activities held at the Richard Grimes Fields.

CITIZEN COMMENT

Jeffrey Monihan, 5627 Central Avenue – spoke about the depletion of the south end beaches and addressed his concerns with the project not moving forward.

John McNorton, 152 Dory Drive – spoke about drop off and debris in the berm in the south end beaches.

John Kirk, 5656 West Avenue – asked if there is a backup plan if the south end beach replenishment was not funded and stated he felt there is a lack of action on the south end beaches.

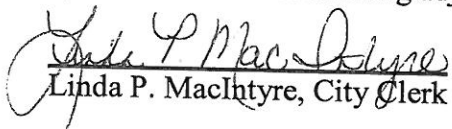
Mike Curran, 5639 Central Avenue – spoke about the lack of trust and requested the City to float a bond to appropriate money for emergency beach problems for south end beaches.

Dale Braun, 326 West Avenue – suggested council consider setting up workshop meetings in a relaxed forum to discuss and address any citizens issues.

Mr. Ping asked if the city could bond for a beach replenishment project in the south end. Mr. Dattilo provided an extensive outline on the parameters that must be in place for the City to bond for a beach replenishment project.

Mayor Gillian spoke passionately about how his administration is working for the residents to provide for beach replenishment for the south end.

Mr. Wilson asked for a motion to adjourn. Motion moved by Mr. Hartzell, seconded by Mr. DeVlieger. All ayes followed. The meeting adjourned at 9:43pm.


Linda P. MacIntyre, City Clerk