

**CITY COUNCIL MEETING MINUTES  
THURSDAY, APRIL 9, 2015 – 7:00 PM  
CITY HALL COUNCIL CHAMBERS**

**ATTENDANCE:** Mr. Allegretto, Mr. DeVlieger, Mr. Guinosso, Mr. Hartzell, Mr. McClellan and Mr. Wilson. Also present was Mayor Gillian, Mr. Mallon, Business Administrator and Ms. McCrosson, City Solicitor. Mr. Madden was absent.

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**

**Ed O'Donnell, Ocean City** – announced he was running as a 3<sup>rd</sup> party candidate for President of the United States; spoke about cleaning up the hotel rooms and requested Ocean City be 100% smoke free.

**Phyllis Coletta, 101 West Avenue** – spoke about self-interest groups and announced that she represents a new group called Ocean City Smart Growth to increase single family homes and create more open space; her group is focusing on the Palermo property at 4<sup>th</sup> & Asbury Avenue.

**Mike Colombo, 1127 West Avenue** – requested pickle ball courts be built at the 18<sup>th</sup> Street recreation site and asked if the construction could be finished before the summer season.

Mr. Hartzell said that there wasn't a difference in the lot coverage if a single family or duplex would be built at the Palermo site at 4<sup>th</sup> & Asbury Avenue.

**APPROVAL OF MINUTES**

Mr. Wilson asked for a motion to adopt the City Council Regular Meeting Minutes of Thursday, March 12, 2015 (all present). Motion made by Mr. McClellan; seconded by Mr. Hartzell. All ayes followed.

Mr. Wilson asked for a motion to adopt the Revised City Council Regular Meeting Minutes of Thursday, December 18, 2014 (all present). Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed.

**REPORTS – MAYOR & ADMINISTRATION**

Mr. Mallon introduced representatives of the Department of Environmental Protection, Bureau of Coastal Engineering & the US Army Corp of Engineers who made a presentation on the Great Egg Harbor Inlet to Townsends Inlet \$57.6 million Beachfill Project from at 34<sup>th</sup> Street south including Strathmere and Sea Isle City.

Mr. Wilson opened the meeting to citizen comment after the presentation.

**Frank Cunningham, 4901 West Avenue** – asked when the pipeline between 42<sup>nd</sup> & 43<sup>rd</sup> would be removed. The response from a representative of Great Lakes Dredge Company was sometime in mid May.

**REPORTS – CITY COUNCIL**

**ORDINANCES: SECOND READING AND PUBLIC HEARING**

Mr. Wilson asked for a motion to take up Ordinance #15-10 on second reading and public hearing. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed, except Mr. DeVlieger stepped away from the table during the vote. The clerk read the ordinance by title: **#15-10: An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank per (N.J.S.A. 40A:4-45.14) for Calendar Year 2015.** Mr. Donato explained the cost of living the State assigned is 1.5%; this ordinance allows the City to establish a cap bank up to 3.5% to bank the difference toward a future years budget for any unknown situation or emergency.

**PUBLIC COMMENT** – There were no comments on Ordinance #15-10.

Mr. Wilson asked for a motion to adopt Ordinance #15-10 on second reading. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance #15-11 on second reading and public hearing. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title: **#15-11: An Ordinance Revising Chapter XXI, Flood Damage Prevention, of the Revised General Ordinances of the City of Ocean City, New Jersey (Designating Planning Board as Flood Damage Prevention Board of Appeals).** Ms. McCrosson explained the ordinance amends the current ordinance and designates the Planning Board as the City's Flood Damage Prevention Appeal Board who will hear and decide appeals and request for variances as required; the ordinance removes the reference of the Environmental Commission as the appeal board and eliminates obsolete language currently in the ordinance.

**PUBLIC COMMENT** – There were no comments on Ordinance #15-11.



Mr. Guinosso questioned if this was an advisory board and asked several questions regarding the authority of the board. Ms. McCrosson said it was more than an advisory board and performs a different function from the Zoning Board.

Mr. Wilson asked for a motion to adopt Ordinance #15-11 on second reading. Motion moved by Mr. Hartzell; seconded by Mr. McClellan. All ayes followed.

#### **RESOLUTIONS – CONSENT AGENDA**

**15-51-091 - #4.** A Resolution Authorizing a Professional Services Contract between the City of Ocean City & HRinTune for Payroll Services

**15-51-092 - #5.** A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Calmar Associates, LLC for Environmental Services

**15-51-093 - #6.** A Resolution Authorizing the City of Ocean City to Execute a Grant Agreement between the City of Ocean City and the State of New Jersey Department of Environmental Protection (NJDEP) for the Development of a Municipal Public Access Plan

**15-51-094 - #7.** A Resolution Authorizing the City of Ocean City to Execute a Resolution of Support for the State House Commission Pre-application to the NJDEP Green Acres Program for Local Parkland-Minor Disposal/Diversion

**15-51-095 - #8.** A Resolution Authorizing City's Participation in the Houston–Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-Buy) for Contract #VE11-13, Current Model Cars & Light Trucks with Silsbee Ford, Inc. for Acquisition of Two (2) Ford F-150 Pick Up Trucks for use by the Department of Community Operations

**15-51- 096 - #9.** A Resolution Authorizing City's Participation in National Joint Powers Alliance (NJPA) National Cooperative Purchasing Program for Contract #102811-NAF, Public Safety, Vehicles, Fire Trucks & Equipment with National Auto Fleet Group for Acquisition of One (1) Ford F-250 Pick Up Truck for use by the Department of Fire & Rescue Services

**15-51-097 - #10.** A Resolution Authorizing City's Participation in the Houston–Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-Buy) for Contract #FL03-15, Fleet Services Equipment with Vehicle Services Group, LLC D/B/A Rotary Lift for Acquisition of Vehicle Lifts and Associated Equipment for use by the Department of Community Operations

**15-51- 098 - #11.** A Resolution Authorizing City's Participation in the Houston–Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-Buy) for Contract #FL03-15, Fleet Services Equipment with Mohawk Resources, LTD for Acquisition of Tire Changers, Balancers & Associated Equipment for use by the Department of Community Operations

**15-51-100 - #13.** A Resolution Authorizing Change Order #1 to City Contract #15-20 Material Removal from Confined Disposal Facility #83

**15-51-101 - #14.** A Resolution Authorizing the Payment of Claims

**15-51-102 - #15.** A Resolution Consenting to the Mayor's Appointment of Brian Booth as a Member to the Ocean City Lifeguard Pension Commission

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

#### **RESOLUTIONS – NON CONSENT AGENDA**

**15-51-088 - #1.** A Resolution to Authorize the Advertisement of Specifications for City Contract #15-14, Supply & Installation of the Ocean City Skateboard Park. Mr. Guinosso announced he would recuse himself from voting.

**15-51-089 - #2.** A Resolution Authorizing the Award of City Contract #12-07 R-1, Concession Licenses for the Sale of Food, Ice Cream & Beverage Related Products as Designated Street Ends. Mr. DeVlieger announced he would not support the resolution; he was in favor of the original changes in the ordinance that were removed.

**15-51-090 - #3.** A Resolution Authorizing the Award of City Contract #15-03, Supply & Delivery of Screws for the Boardwalk Reconstruction. Mr. DeVlieger pulled the resolution to speak in support of the City awarding the contract to the higher bidder whose product was being made in America; not taking the lowest bid since the product was being made out of the country and didn't sign off on a required disclosure statement.

**15-51- 099 - #12.** A Resolution Authorizing Change Order #1 to City Contract #14-20, Recreational Soccer Camp Program. Mr. Guinosso spoke in support of the camp program and questioned if any surveys are taken at the end of the program. Mr. Mallon indicated general recreation surveys have been done with satisfied results and were found to be well run.

#### **PUBLIC COMMENT – NON CONSENT AGENDA**

There was no public comment on Resolution #1, #2, #3 or #12.

Mr. Wilson asked for a motion to adopt Resolution #1. Motion moved by Mr. Hartzell; seconded by Mr. DeVlieger. All ayes followed, except Mr. Guinosso recused himself.

Mr. Wilson asked for a motion to adopt Resolution #2. Motion moved by Mr. Hartzell; seconded by Mr. Guinosso. All ayes followed, except Mr. DeVlieger voted no.



Mr. Wilson asked for a motion to adopt Resolution #3. Motion moved by Mr. DeVlieger; seconded by Mr. Allegretto. All ayes followed.

Mr. Wilson asked for a motion to adopt Resolution #12. Motion moved by Mr. Hartzell; seconded by Mr. DeVlieger. All ayes followed.

#### **PENDING BUSINESS**

Mr. Allegretto asked if the Veteran Beach Tags were available. Mr. Donato said the tags will be available by the end of the month or early May.

Mr. Guinosso spoke about his concerns with the increases in salary and wages after reviewing the introduced budget.

Mr. McClellan requested an update on the 11<sup>th</sup> Street bulkhead grant. Mr. Donato reported the City provided additional information to the DEP as requested and are waiting for their response.

Mr. Hartzell requested the Historic Preservation Commission prepare a document outlining the changes in the historic district ordinance that will be coming before council so that he, Councilman DeVlieger and Councilman McClellan could walk the historic district neighborhood to advise the residents and receive input. Mayor Gillian suggested a workshop with those district residents. Mr. Wilson agreed that a workshop would be appropriate.

**NEW BUSINESS** – There was no new business.

#### **CITIZEN COMMENT**

**Al Keleher, 3304 Haven Avenue** – spoke about the city making a mistake with not using tropical hardwood on the boardwalk.

**Mark Crego, Ocean City** – appreciates council holding a workshop to discuss the Historic District ordinance changes being brought forward.

**Dale Braun, 326 West Avenue** – wanted to go on record that he had no self interest and no investment properties but applied and was appointed to the Planning Board.

Mr. Wilson asked for a motion to adjourn. Motion made by Mr. Hartzell; seconded by Mr. Allegretto. All ayes followed. The meeting adjourned at 9:00 pm.

  
Linda P. MacIntyre, City Clerk