

**CITY COUNCIL MEETING MINUTES
THURSDAY, AUGUST 13, 2015 – 7:00 PM
CITY HALL COUNCIL CHAMBERS**

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

Council President Hartzell 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

Michael Hinchman, West Atlantic Boulevard – said the size of the new 29th Street Firehouse is too large for the amount of employees who work in the building; said ACT Engineering, an inland firm, that has not done any dredging projects; said the presentation by Baker Engineering was good and that the City should have them do more studies; indicated there is wrong doing and ethical issues regarding the 15th & West Avenue building being leased to the Theatre Company; spoke about the money the City spent on the Theatre Company and American Legion buildings and said that OPRA request for site plan reviews that was denied for being too broad in nature and ended his remarks that he would be contacting the office of the NJ Department of Community Affairs.

Evan Schmeizer, 318 Surf Road – as a member of the Ocean City Track team spoke about how difficult it is for the team to be without a track for practice and meets for over two years.

Marshall Schmeizer, 318 E. Surf Road – voiced his frustration for over two years the contractor hired to resurface the high school has not completed the job. He requested a commitment that the track be ready by September 24 or completed for the winter track season.

Claudia Young, 5414 Central Avenue – submitted a petition to have the alley at 54th Street between Asbury and Central Avenue be paved, which she said is in deplorable condition.

APPROVAL OF MINUTES

Mr. Hartzell asked for a motion to adopt the City Council Workshop Meeting Minutes of Thursday, July 16, 2015 (all present) and asked for a motion to adopt the Regular City Council Meeting minutes of Thursday, July 23, 2015 (all present). Motion moved by Mr. Wilson; seconded by Mr. McClellan. All ayes followed.

REPORTS – MAYOR & ADMINISTRATION

Mayor Gillian announced he would never use city workers on private property, spoke about the benefits that come from having a Theatre Company and spoke about his support for the American legion and VFW.

Mr. Hartzell requested a general update on the high school track. Mr. Mallon indicated he could not provide a specific timeframe, but has been trying to contact the contractor and said money is appropriated in the bond ordinance for alleys and 54th Street was included.

Mr. Mallon announced the Mayor will hold a Town Hall meeting on August 25th at the Senior Center when ACT Engineering will provide an update on the City's dredging plan. He then announced the dredge has returned to the south end and that the Army Corp of Engineers will be taking bids on the north end project next week.

Mr. Donato then introduced the city's auditor, Mike Garcia from Ford Scott Associates who provided an overview of the audit process and presentation of the 2014 Audit. He entertained questions from Council.

REPORTS – CITY COUNCIL

Mr. Allegretto reported at the Boardwalk Merchants meeting the condition of the boardwalk and aggressive seagulls were discussed; the merchants are experimenting with devices that emit sound to deter seagulls.

Mr. Hartzell introduced John Loeper, a member of Life Station #30 group who provided an update on the assets, membership, visitor attendance and grants related to the Station and said the group is looking forward to having the facility fully opened next summer.

ORDINANCES: INTRODUCTION & FIRST READING

Mr. Hartzell asked for a motion to introduce on first reading Ordinance #15-18. Motion moved by Mr. McClellan; seconded by Mr. Guinosso. All ayes followed, except Mr. Allegretto who stepped away from the table prior to the vote. The clerk read the ordinance by title: **#15-18: An Ordinance Authorizing the Execution of an Easement to New Jersey American Water Company in, on, over and across 719 Tenth Street, shown on the Current Tax Map of the City of Ocean City as Block 901, Lot 24.01.** Ms. McCrosson explained the water company needs to replace an old water main running under the boardwalk in the 10th Street area, requiring an easement, and which serves privately-owned property which benefits private property and the storm water management system. Mr. McClellan questioned when the work would be done. Ms. McCrosson indicated in the off-season in the hotel motel zone behind Ocean Colony.

Mr. Hartzell asked for a motion to adopt Ordinance #15-18 on first reading and publish according to law. Motion moved by Mr. Wilson; seconded by Mr. McClellan. All ayes followed, except Mr. Allegretto who had stepped away from the table.

Mr. Hartzell announced second reading and public hearing would be held on Thursday, August 27, 2015.

Mr. Hartzell asked for a motion to introduce on first reading Ordinance #15-19. Motion moved by Mr. McClellan; seconded by Mr. DeVlieger. All ayes followed, except Mr. Allegretto who stepped away from the table prior to the vote and Mr. Guinosso abstained. The clerk read the ordinance by title: **#15-19: An Ordinance Amending and Supplementing the Revised General Ordinances of the City of Ocean City, Eliminating the Department of Community Operations, Reinstating the Department of Public Works and Incorporating the Duties of the Former Department of Community Operations into Other Departments** Mr. Mallon provided an overview of the restructuring of the Departments.

Mr. Hartzell asked for a motion to adopt Ordinance #15-19 on first reading and publish according to law. Motion moved by Mr. McClellan; seconded by Mr. Madden. All ayes followed, except Mr. Guinosso, abstained.

Mr. Hartzell announced second reading and public hearing would be held on Thursday, August 27, 2015.

ORDINANCES: SECOND READING AND PUBLIC HEARING

Mr. Hartzell asked for a motion to take up Ordinance #15-17 on second reading and public hearing. Motion moved by Mr. Guinosso; seconded by Mr. McClellan. All ayes followed. The Clerk read the ordinance by title: **#15-17: A Bond Ordinance Appropriating \$2,693,000.00 and Authorizing the Issuance of \$2,558,350.00 in Bonds and Notes of the City of Ocean City for the Various Improvements or Purposes Authorized to be Undertaken by the City of Ocean City, New Jersey.** Mr. Donato outlined the improvements or purposes under Section 3 which he said is consistent with the 5-year capital plan council endorsed this year.

PUBLIC COMMENT – There were no comments on Ordinance #15-17.

Mr. Hartzell asked for a motion to adopt Ordinance #15-17 on second reading. Motion moved by Mr. Wilson; seconded by Mr. Guinosso. All ayes followed.

RESOLUTIONS – CONSENT AGENDA

15-51-202 - #2. A Resolution Authorizing the Award of City Contract #15-31, Supply of Vending Machine Services for the City of Ocean City & the City of Ocean City Cooperative Pricing System Members

15-51-203 - #3. A Resolution Authorizing the Award of a Contract to Goodfellows, Inc. for Irrigation Improvements to Recreation & Sport Fields

15-51-205 - #5. A Resolution Authorizing a Grant Application to the Cape May County Open Space Program

15-51-206 - #6. A Resolution Authorizing a Shared Service Agreement between the City of Ocean City and the Ocean City Board of Education for the Use of the Ocean City Aquatic and Fitness Center

15-51-207 - #7. A Resolution Authorizing Change Order #2, Final Acceptance and Final Payment of City Contract #14-29, Merion Park Drainage Improvement Program

15-51-208 - #8. A Resolution Authorizing Change Order #1, Final Acceptance and Final Payment of City Contract #15-15, 2014 Bulkhead Improvements at Various Locations

15-51-209 - #9. A Resolution Authorizing Change Order #1 for City Contract #14-37, 2014 Road Improvement Program – Phase II

15-51-210 - #10. A Resolution Authorizing a Memorandum of Understanding among the City of Ocean City, NJ the County of Cape May, the Cape May County Fire Chiefs Association and the City of Wildwood, NJ

15-51-211 - #11. A Resolution Authorizing City's Participation in the Houston–Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-Buy) for Contract #GE02-14, Auxiliary Power & Backup Generators for the Acquisition of a Generac Generator for the 46th Street Municipal Facility

15-51-212 - #12. A Resolution Authorizing the Payment of Claims

15-51-213 - #13. A Resolution Authorizing the Tax Collector of the City of Ocean City to Impose a Municipal Lien Upon the Property located at 50 Walton Place, Block 1009.01, Lot 30

15-51-214 - #14. A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project a 872 St. James Place, Block 6, Lot 28.01, Project #13-03111PM

15-51-215 - #15. A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 879 First Street, Block 6, Lot 28.04, Project #13-03114PM

15-51-216 - #16. A Resolution Consenting to the Mayor Appointment of Edward P. Keenan, Jr. as a Member of the Lifeguard Pension Commission

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

RESOLUTIONS – NON CONSENT AGENDA

15-51- 201 - #1. A Resolution to Authorize the Advertisement of Specifications For City Contract #15-34 Construction of Temporary Access Roadway From Roosevelt Boulevard to Contained Dredge Facility 83. Mr. DeVlieger requested an explanation because he received questions from the public. Mr. Mallon stated the City wants to be prepared to move forward to bid this contract in an expeditious manner to have this roadway in place prior to the start of the dredge program in 2016. Mr. Guinosso questioned the timeline for the project. Mr. Mallon optimistically indicated the city would like to have this completed by the end of the calendar year.

15-51-204 - #4. A Resolution Authorizing a Professional Service Contract between the City of Ocean City & ACT Engineering Inc. for Dredging Strategy to Include Review, Development, Scope & Budget Proposals. Mr. Guinosso questioned why this work was being outsourced when he felt our city engineers should be able to oversee the work and questioned why the entire Snug Harbor lagoon was being dredged. Mayor Gillian said the dredging project is very large and this was the most efficient way to move forward and that city engineers need to spend time focusing on drainage, bulkheads and other city related projects.

PUBLIC COMMENT – There were no comments on Resolution #1 and #4.

Mr. Hartzell asked for a motion to adopt Resolution #1 and #4. Motion moved by Mr. McClellan; seconded by Mr. Madden. All ayes followed.

PENDING BUSINESS

Mr. Hartzell stated that there is no inappropriateness being spoken regarding the Theatre Company; that Mr. Wilson recused himself from the vote on the lease with the Company and that he was proud of the talent being brought to the community. He then acknowledged the volunteerism of the American Legion and the VFW. Several Council members joined in on the same sentiments by Mr. Hartzell.

NEW BUSINESS

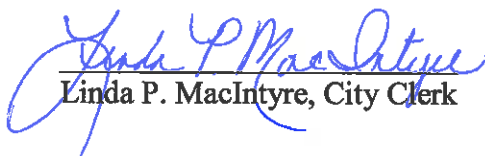
Mr. Guinosso announced the Air Show festival will be held on September 12, 2015 from 10:00 to 3:00 pm at the airport and asked the administration to provide an analysis of the costs associated with the Aquatic center.

Mr. Wilson announced he will be holding a ward meeting in the near future and is waiting to hear from his constituents on any topics they would like to discuss.

CITIZEN COMMENT

Frank Worrell, 305 Simpson Avenue - spoke in support of the arts and said the children are diamonds in our community.

Mr. Hartzell asked for a motion to adjourn. Motion moved by Mr. Wilson; seconded by Mr. McClellan. The meeting adjourned at 8:58 pm.



Linda P. MacIntyre, City Clerk