

**CITY COUNCIL MEETING MINUTES
THURSDAY, DECEMBER 3, 2015 – 7:00 PM
CITY HALL COUNCIL CHAMBERS**

ATTENDANCE: Ms. Bergman, Mr. Guinosso, Mr. DeVlieger, Mr. McClellan, Mr. Wilson and Mr. Madden. Also present was Mayor Gillian, Mr. Mallon, Business Administrator and Ms. McCrosson, City Solicitor. Mr. Hartzell arrived at 7:22 pm.

Council Vice President Madden 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 – There were no comments.

APPROVAL OF MINUTES

Mr. Madden asked for a motion to adopt the City Council Meeting Minutes of Thursday, November 12, 2015. Motion moved by Ms. Bergman; seconded by Mr. McClellan (Mr. Hartzell was absent). All ayes followed.

Mr. Madden asked the clerk to read the following announcement regarding the sale of notes certified by Frank Donato, Chief Financial Officer of the City of Ocean City; Note 2015-12 dated December 3, 2015 for \$9,050,000 consists of \$8,600,000 in Bond Anticipation Notes and \$450,000 in Special Emergency Notes. Ocean City received 4 bids and was awarded to Jeffries, LLC; maturity date December 2, 2016 with a Net Interest Cost of .69% payable at maturity. Note 2015-03 dated December 3, 2015 for \$2,600,000 consists of \$2,600,000 in Federally Taxable Bond Anticipation Notes. Ocean City received 4 bids and was awarded to West Windsor Twp, NJ; maturity date is December 2, 2016 with a Net Interest Cost of 1.14% payable at maturity.

REPORTS – MAYOR & ADMINISTRATION

Mr. Mallon introduced Dick Mathers, Cape May County American Legion Historian who provided the history of the American Legion. Mr. Mathers announced the Ocean City's Morvey-Miley American Legion Post 524 has, for the fourth time in five years, won the prestigious Post Excellence Award from the New Jersey Department of American Legion.

Mr. Mallon provided an update on the north end beach replenishment project and spoke on Resolution #3 on the agenda addressing prior council questions. Mr. Mallon announced the Mayor intends to hold Town Meeting in January to give an update on the City's dredging project. He also announced the City has obtained an improved Class 5 Community Service Rating from the National Flood Insurance Program which means a greater discount to residents on their flood insurance rates.

REPORTS – CITY COUNCIL

Mr. Madden provided a report on a recent Tourism Development Meeting.

ORDINANCES: INTRODUCTION & FIRST READING

Mr. Hartzell asked for a motion to introduce Ordinance #15-29 on first reading. Motion moved by Mr. Wilson; seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title: **#15-29: A Bond Ordinance Appropriating \$2,100,000.00 and Authorizing the Issuance of \$1,995,000.00 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.** Mr. Donato explained this ordinance is for a single purpose for road improvements specifically from 14th to 16th Street, West Avenue to the bayfront and may also include 17th Street.

Mr. Hartzell asked for a motion to adopt Ordinance #15-29 on second reading and publish according to law. Motion moved by Mr. Guinosso; seconded by Ms. Bergman. All ayes followed.

ORDINANCES: SECOND READING & PUBLIC HEARING

Mr. Hartzell asked for a motion to take up Ordinance #15-27 on second reading. Motion moved by Mr. Guinosso; seconded by Mr. Wilson. All ayes followed. The clerk read the ordinance by title: **#15-27: An Ordinance Amending and Supplementing Volume I of the Revised General Ordinances of the City of Ocean City (Sheds).** Ms. McCrosson said regulations involving sheds are found in both the administrative code and the zoning ordinance; the change removes the shed language duplication from the administrative code.

PUBLIC COMMENT – There was no public comment.

Mr. Hartzell asked for a motion to adopt Ordinance #15-27 on second reading. Motion moved by Ms. Bergman; seconded by Mr. McClellan. All ayes followed.

Mr. Hartzell asked for a motion to take up Ordinance #15-28 on second reading. Motion moved by Mr. McClellan; seconded by Mr. Guinosso. All ayes followed. The clerk read the ordinance by title: **An Ordinance Amending Ordinance #87-17, Chapter XXX "Municipal Fees" of the Revised General Ordinances of the City of Ocean City (Dwelling Unit Licensing Fees)**. Ms. McCrosson explained the ordinance brings the city into compliance with an Appellate Division which exempts from the licensure requirement all residential units rented for more than 175 days, the city can license short term but not long term rentals.

PUBLIC COMMENT – There was no public comment.

Mr. Hartzell asked for a motion to adopt Ordinance #15-28 on second reading. Motion moved by Ms. Bergman; seconded by Mr. McClellan. All ayes followed.

RESOLUTIONS – CONSENT AGENDA

15-51-285 - #1. A Resolution Authorizing the Award of City Contract #15-18, City Hall Ground Floor Door & Window Replacement

15-51-286 - #2. A Resolution Authorizing the Award of City Contract #15-28, Emergency Debris Removal Services for the City of Ocean City & the Members of the Ocean City Cooperative Pricing System (251COOCPS)

15-51-287 - #3. A Resolution Authorizing the Award of City Contract #15-34, Construction of a Temporary Access Roadway to Confined Disposal Facility #83

15-51-288 - #4. A Resolution Authorizing the Award of a Contract to Lafayette Utility Construction Company and the City of Ocean City for Irrigation upgrades at the Ocean City Municipal Golf Course

15-51-289 - #5. A Resolution Authorizing the Award of a Contract between Fuel System Services, LLC and the City of Ocean City for a Fuel Management System

15-51-290 - #6. A Resolution Authorizing the Award of a Contract to NorthEast Stage and the City of Ocean City for a New Curtain System at the Ocean City Music Pier

15-51-291 - #7. A Resolution Authorizing the Award of a Contract to Schindler Elevator Corporation for the Repair & Maintenance of the City's Elevators

15-51-292 - #8. A Resolution Authorizing a Professional Services Contract between the City of Ocean City & AmeriHealth Insurance Company of New Jersey "AmeriHealth" as the Provider of the Employee & Retiree Health Care Benefit Program

15-51-293 - #9. A Resolution Authorizing a Professional Services Contract Between the City of Ocean City & Benecard Services, Inc. ("Benecard") as the Provider of the Employee & Retiree Prescription Drug Benefit Program

15-51-294 - #10. A Resolution Authorizing a Professional Services Contract Between the City of Ocean City & Horizon Blue Shield Blue Cross of New Jersey "Horizon Dental" as the Provider of the Employee & Retiree Dental Benefit Program

15-51-295 - #11. A Resolution Authorizing Professional Services Contracts between the City of Ocean City & Bonnie D. Putterman, Esq., Swift Law Firm, LLC & Teitler & Teitler, LLC for Conflict Public Defender Legal Services for the City of Ocean City

15-51-296 - #12. A Resolution Authorizing the Award of a Professional Services Contract with Leon P. Costello, CPA, RMA of Ford, Scott & Associates, LLC as Registered Municipal Auditing (RMA) Services for the City of Ocean City for the Calendar Year 2016

15-51-297 - #13. A Resolution Authorizing a Professional Services Contract between the City of Ocean City & the McMahon Agency, Inc. for Risk Management Consultant (RMC) Services for the City of Ocean City for the Calendar Year 2016

15-51-298 - #14. A Resolution Authorizing Change Order #1 to the Professional Services Contract between the City of Ocean City & Act Engineering Inc. for Dredging Strategy to Include Review, Development, Scope & Budget Proposal

15-51-300 - #16. A Resolution Authorizing the City's Participation in State Contract #T-2099, Vehicles, Trucks, Pick up, Class 1 for the Purchase of One (1) 2016 or Newer Ford F-150 4WD Supercab

15-51-301 - #17. A Resolution Authorizing the City's Participation in State Contract #T-2101, Vehicles, Trucks, Class 3, Pickup/Utility/Dump, With Snow Plow Option for the Purchase of One (1) 2016 or Newer F-350 Regular Cab, DWR Chassis

15-51-302 - #18. A Resolution Authorizing Change Order #1, Final Acceptance and Final Payment of City Contract #13-39, 15th Street Playground Improvements base bid, Alternates "A & B"

15-51-303 - #19. A Resolution Authorizing a Contract between the City of Ocean City and Jersey Cape Diagnostic, Training & Opportunity Center, Inc. for the Manufacture & Supply of Beach Tags for the Calendar Year 2016

15-51-304 - #20. A Resolution Authorizing the Mayor to execute an agreement between the City and AtlantiCare Regional Medical Center for Advanced Life Support Services for the 2016 Calendar Year

15-51-305 - #21. A Resolution Appointing Elizabeth M. Woods, Director of Human Resources as the Fund Commissioner & Matthew Von Der Hayden, Manager of Capital Planning as the Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund

15-51-306 - #22. A Resolution Appointing Elizabeth M. Woods, Director of Human Resources as the Primary Contact Person & Matthew Von Der Hayden, Manager of Capital Planning as the Secondary Contact Person for XL/Summit Risk Insurance Company's Employment Practices Liability (EPL) Helpline through the Atlantic County Municipal Joint Insurance Fund

15-51-307 - #23. A Resolution Authorizing the Release of performance guarantee for 352 West Avenue LLC. Location is 352 Asbury Avenue; Project 13-009PMSSF; Block 309; Lots 13 & 14

15-51-308 - #24. A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 860-62 7th Street, Block 701, Lot 14, Project #14-001PMS

15-51-309 - #25. A Resolution Amending the 2015 Budget of the City of Ocean City to Include additional revenue from the United States Department of Housing and Urban Development, Community Development Block Grant 2015/16

15-51-310 - #26. A Resolution Authorizing Transfers of Appropriations of the 2015 Local Municipal Budget per N.J.S.A. 40A:4-58

15-51-311 - #27. A Resolution Authorizing the Payment of Claims

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

RESOLUTIONS – NON CONSENT AGENDA

15-51- 299 - #15. A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & Act Engineering Inc. for the National Fish & Wildlife Foundation Grant - Wetlands Restoration Design. Mr. DeVlieger asked the administration to look into any eco-tourism effects to the environment and confirm that any spraying would not be harmful to the marshes and wetlands.

PUBLIC COMMENT – There were no comments on Resolution #15.

Mr. Hartzell asked for a motion to adopt Resolution #15. Motion moved by Mr. DeVlieger; seconded by Mr. McClellan. All ayes followed.

PENDING BUSINESS

All Council members were in agreement when Mr. Hartzell request for the December 17th regular council meeting to begin at 5:00 pm due to prior obligations of several council members. Mr. Hartzell spoke about his commitment to veterans and said how proud he is of our veterans and the support of the administration and council.

NEW BUSINESS – There was no new business.

CITIZEN COMMENT – There were no comments.

Mr. Hartzell asked for a motion to adjourn. Motion moved by Mr. Wilson; seconded by Mr. McClellan. The meeting adjourned at 7:52 pm.


Linda P. MacIntyre, City Clerk