

**CITY COUNCIL MEETING MINUTES  
THURSDAY, JANUARY 14, 2016 – 7:00 PM  
COUNCIL CHAMBERS**

**ATTENDANCE:** Ms. Bergman; Mr. DeVlieger; 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.

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**

**Ed O'Donnell, Port-O'Call** – Thanked Council for the Soul Food dinner for the Martin Luther Celebration. He announced that he is running on the New Hampshire Presidential Election Ballot, 3<sup>rd</sup> Party. Would like to see a 100 percent smoke free environment at the bus station.

**APPROVAL MINUTES**

Mr. Hartzell asked for a motion to adopt the Regular City Council Meeting minutes and Closed Executive Session meeting minutes of December 28, 2015. Motion moved by Mr. Wilson, seconded by Ms. Bergman. All ayes followed.

**REPORTS – CITY COUNCIL**

Mr. Mallon, Business Administration announced Mayor would be presenting a 5-year Capital Plan Presentation on Tuesday, January 19, 2016 and a Town Hall meeting on January 25, 2016 at 7:00 pm on dredging at the Library. Mayor Gillian will present the State of the City and distribute his proposed budget on February 11, 2016. Mr. Mallon said Michael Baker International has completed the aerial survey work and onsite surveys are nearly complete and a project update with a recommendation to be made in mid-February.

Mr. Mallon introduced Ana Pereira, community manager of the American Cancer Society “Making Strides Against Breast Cancer” awareness program based in Cherry Hill. She presented a plaque to Ocean City for their continued support and active involvement that we have given them, and looking forward for the 10<sup>th</sup> year walk on the boardwalk.

**REPORTS – CITY COUNCIL**

Mr. Hartzell reminded residents about the Martin Luther King event this weekend at the High School and Hughes' Performing Art Center. A Soul Food Dinner will prepared by Shiloh Baptist Church, and a City wide cleanup event on Monday at the Community Center. Mr. Hartzell then thanked all the people who have embraced this event. Mr. McClellan announced the honorees of the event are Michael Dattilo and Marion Davis, former employees of the City for their years of service.

Mr. Hartzell then asked the Clerk to read Resolution #1 by title:

**RESOLUTION:**

**16-52-001 - #1.** - A Resolution Authorizing a Closed Executive Session for the Purpose of Discussing Personnel and Conducting Interviews (Board & Commission Appointments) (Zoning Board of Adjustment)

Mr. Hartzell explained how the interviews for the Zoning Board would be conducted. He then asked for a motion to adopt Resolution #1. Motion moved by Wilson seconded by Guinosso, all ayes followed.

Mr. Hartzell asked for a Motion to move into Closed Executive Session at 7:20 pm. Motion moved by Mr. Wilson seconded by Mr. DeVlieger, all ayes followed.

**RETURN TO OPEN SESSION**

Mr. Hartzell asked for a motion to return to Open Session at 8:36 pm. Motion moved by Mr. Wilson, seconded by Mr. Guinosso. All ayes followed.

Mr. Hartzell announced that while in closed session Council addressed candidates in a general manner but did not deliberate. Mr. Hartzell said he would go around the table and ask Council members an overview of the interviews.

Mr. Hartzell clarified to Council that nominations would be to keep an alternate in place or move them up to a regular member or to nominate an applicant that was interviewed. Mr. Hartzell asked for a nomination for the first vacant seat. Mr. Wilson nominated Mr. Waddell for the 1<sup>st</sup> vacant seat, seconded by Ms Bergman. Motion moved by Bergman, seconded by Mr. Madden. All ayes followed.

Mr. Hartzell asked for a nomination for the 2<sup>nd</sup> vacant seat. Mr. Guinosso nominated Mr. Quinn, there was no second motion. Motion failed to nominate Mr. Quinn.

Mr. DeVlieger nominated Mr. Buck, seconded by Mr. Madden. All ayes followed.

Mr. Hartzell asked for a nomination to fill the Alternate I position. Mr. McClellan nominated Mr. Rotondi, Mr. Wilson seconded the motion, all ayes followed.

Mr. Hartzell asked for a nomination for the Alternate II position. Ms. Bergman nominated Mr. Quinn, seconded by Mr. Guinosso. All ayes followed except Mr. DeVlieger and Mr. Madden voted no.

Mr. Hartzell thanked everyone who participated and encouraged them to reapply next year.

Mr. Hartzell asked the Clerk to read Resolution #2.

**16-52-002 - #2.** A Resolution Adopting the 2016 Budget of the Special Improvement District of the City of Ocean City - **Public Hearing on Resolution #2.** Mr. Donato explained the SID Budget of \$513,448 includes a \$183,448 levy on commercial properties within the district. The budget was introduced at the December 17 meeting and requires a second reading and public hearing. Mr. Donato said he asked representatives from 9<sup>th</sup> Street District, Boardwalk Merchants and Downtown Merchants Association to provide a memo summarizing how the funds are used because of the time restriction due to the Closed Executive Session.

**PUBLIC COMMENT – Resolution #2.** There was no public comment.

Mr. Hartzell asked for a motion to adopt Resolution #2. Mr. McClellan, made a motion seconded by Ms. Bergman. All ayes followed.

#### **ORDINANCES: SECOND READING & PUBLIC HEARING**

Mr. Hartzell asked for a motion to take up Ordinance #15-30 on second reading. Motion moved by Mr. Wilson, seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title: **#15-30: An Ordinance Amending Chapter V (General Licensing) and Chapter XXX (Municipal Fees) of the Revised General Ordinances of the City of Ocean City, New Jersey Regarding Peddlers, Hawkers and Vendors.** Ms. McCrosson offered an explanation stating that the city purchasing agent suggested reducing the number of bicycle carts to 10 and vendors can sell their ice cream from 10 am to 6 pm and must be approved by the County Department of Health.

**PUBLIC COMMENT –** There was no public comment.

Mr. Hartzell asked for a motion to adopt Ordinance #15-30 on second reading. Motion moved by Mr. Wilson, seconded by Mr. Guinosso. All ayes followed.

#### **RESOLUTIONS – CONSENT AGENDA:**

**16-52-003 #3.** A Resolution to Authorize the Advertisement of Specifications for City Contract #16-03, Concession Licenses for the Sale of Food, Ice Cream & Beverage Related Products at Designated City Owned Street Ends

**16-52-004 #4.** A Resolution to Authorize the Advertisement of Specifications for City Contract #16-04, Supply & Delivery of Stainless Steel Screws

**16-52-005 - #5.** A Resolution to Authorize the Advertisement of Specifications for City Contract #16-14, Supply & Delivery of Sand Fence & Post and Post & Rail Fence Materials for the City of Ocean City & the Ocean City Cooperative Pricing System (251COCCPS)

**16-52-006 - #6.** A Resolution Authorizing a Professional Services Contract between the City of Ocean City & HRInTune for Payroll Services

**16-52-007 - #7.** A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & Thomas G. Smith, P.C. for Special Legal Counsel for Tax Appeals for the Calendar Year 2016

**16-52-008 - #8.** A Resolution Authorizing the Award of a Contract to Fire & Safety Services, Ltd for Warranty, Maintenance and Service of the Pierce Fire Trucks for the Department of Fire and Rescue Services for the 2016 Calendar Year

**16-52-009 - #9.** A Resolution Authorizing the Award of a Contract to VCI, Emergency Vehicle Specialists for Maintenance and Service of the Department of Fire and Rescue Services Ambulances for the 2016 Calendar Year

**16-52-010 - #10.** A Resolution Authorizing the Award of a Contract Between the City of Ocean City and Edmunds and Associates, Inc. for the 2016 Software Maintenance Contract for the Financial Management System

**16-52-011 - #11.** A Resolution Authorizing the Usage of Contracts with Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12(A) & N.J.A.C. 5:34-7.29(C) for the Calendar Year 2016

**16-52-012 - #12.** A Resolution Authorizing Final Acceptance and Final Payment of City Contract #15-14, Supply & Installation of the Ocean City Skateboard Park

- 16-52-013 - #13.** A Resolution Authorizing the Mayor to Execute A Grant Application and Applicant Authorization Form for the Flood Hazard Risk Reduction and Resiliency Grant Program
- 16-52-014 - #14.** A Resolution Establishing Ocean City's "Green Team" for the Calendar Year 2016
- 16-52-015 - #15.** A Resolution Authorizing the Award of City Contract #16-05 R-1, Lease of City Owned Beach Parcels
- 16-52-016 - #16.** A Resolution Designating the Skate Park as a Supervised Facility and Establishing the Associated Rules for the Park
- 16-52-017 - #17.** A Resolution Establishing Interest Rates for Delinquent Tax Payments and Other Municipal Charges
- 16-52-018 - #18.** A Resolution Providing for a Temporary Budget for the City of Ocean City, New Jersey for Fiscal Year 2016
- 16-52-019 - #19.** A Resolution Authorizing the Tax Assessor to File Tax Appeals on Behalf of the City of Ocean City
- 16-52-020 - #20.** A Resolution Deferring School Tax to 2016
- 16-52-021 - #21.** A Resolution Authorizing a Cash Management Plan for the City of Ocean City
- 16-52-022 - #22.** A Resolution Authorizing Transfers of Appropriations Reserve of the 2015 Local Municipal Budget Per N.J.S.A. 40A:4-59
- 16-52-023 - #23.** A Resolution Authorizing the Payment of Claims
- 16-52-024 - #24.** A Resolution Authorizing a Shared Services Agreement For Temporary Municipal Engineer Services and Project Management Services
- 16-52-025 - #25.** A Resolution Endorsing A Strategic Recovery Planning Report for the city of Ocean City to Mitigate the Effects of Future Storm Events
- 16-52-026 - #26.** A Resolution Authorizing Consenting to the Mayor's Appointment of Joshua Linthicum as a Member to the Shade Tree Committee
- 16-52-027 - #27.** A Resolution Authorizing Consenting to the Mayor's Appointment of Joyce Bakley-Trofa as a Member to the Local Assistance Board
- 16-52-028 - #28.** A Resolution Consenting to the City Council's Appointment of David Hayes and John Aitken as Members to the Environmental Commission
- 16-52-029 - #29.** A Resolution Consenting to City Council's Appointment and Reappointment of Members to the Zoning Board of Adjustment

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

#### **PENDING BUSINESS**

Mr. McClellan announced that Ms. Portia Thompson thanked Mr. Clark for helping out with shopping for the Martin Luther King event. Mr. Hartzell also offered his appreciation with all that Mr. Clark does for the City.

#### **NEW BUSINESS**

Mr. DeVlieger thanked those who contributed to the food cupboard from the skating community who donated can goods. He thanked the applicants who applied to the Zoning Board who were all uniquely qualified and the applicants were stellar.

Mr. Hartzell thanked Mr. Madden, Mr. DeVlieger and Ms. Bergman for developing the questions for the Zoning Board applicants. They were well thought out

**CITIZEN COMMENT** – There was no public comment.

#### **ADJOURNMENT**

Mr. Hartzell asked for a motion to adjourn. Motion offered by Mr. Wilson, seconded by Mr. McClellan. All followed. The meeting adjourned at 9:00 pm.

  
Sheila Cottrell, Deputy City Clerk