

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

ATTENDANCE: Mr. Barr, Ms. Bergman, Mr. DeVlieger, Mr. Hartzell, Mr. McClellan, Mr. Wilson and Mr. Madden. Present also was Mayor Gillian, Business Administrator James Mallon and Solicitor Dorothy McCrosson.

Council President Peter Madden called the meeting to order and asked everyone to rise for the flag salute and prayer.

CITIZEN COMMENT:

Robert Forman – 2300 West Ave – Mr. Forman commented on the Ordinance pertaining to the rental dwelling fee and would like council to consider eliminating the tourism fee.

Mike Hyson – 637 Simpson Ave – Mr. Hyson complimented administration and council for moving forward with the North end pump station.

Donna DeRoacher – 14 Wesley Ave – Ms. DeRoacher spoke about the alley between North Street and 1st Street; it is unsafe and she asked that it be re-surfaced. She provided pictures and poster boards as examples. Also, she submitted a petition from homeowners living between North Street and 1st Street on Central and Wesley Avenues.

APPROVAL OF MINUTES:

Mr. Madden asked for a motion to approve the Regular City Council Meeting Minutes of Thursday, June 23, 2016. Motion moved by Mr. Wilson, seconded by Mr. Hartzell. All ayes followed with the exception of Mr. Barr who abstained.

Mr. Madden asked for a motion to approve the Re-Organization Meeting Minutes of Friday, July 1, 2016. Motion moved by Mr. Hartzell, seconded by Ms. Bergman. All ayes followed.

REPORTS – MAYOR & ADMINISTRATION:

Administrator James Mallon read the following proclamations:

- *Recognizing July 2016 as Juvenile Arthritis Awareness Month*
- *Recognizing July 2016 as UV Safety Month*

Mr. Mallon also reported that the county will be holding a public meeting on Monday, July 18, 2016 at the library at 4:00 p.m. to discuss the replacement of the West 17th Street Bridge. The county will hold another meeting that same day at 5:00 p.m. to discuss the 34th Street Bridge project. Also, Michael Baker International is moving forward with designs and permitting in the 26th to 34th Street area. A meeting will take place around August or early September and Mr. Mallon will keep everyone informed. Atlantic City Electric is asking residents to report street light outages on the Atlantic City Electric website; reporting the outages through the website helps to expedite the repair. Residents may also call the city and the city team members will be happy to assist. Olympic Gymnastics Gold Medalist Nastia Liukin will be in town this weekend and will serve as the Grand Marshal for the Night in Venice parade after her public appearance on the boardwalk at 12:15 p.m. Mr. Mallon reminded everyone to enjoy the weekend and also to be safe.

REPORTS – CITY COUNCIL:

Mr. Hartzell spoke about the tourism tax and wanted to get some clarification. Ms. McCrosson will look into the ordinance and will get back to him.

Mr. DeVlieger spoke in regard to the alley at North Street and 1st Street. He appreciates the documentation as well as the pictures which are helpful; he hopes to get the issue resolved quickly.

ORDINANCES: FIRST READING & INTRODUCTION

Mr. Madden asked for a motion to take up Ordinance 16-16 on introduction and first reading. Motion moved by Mr. Wilson, seconded by Mr. Hartzell. All ayes followed. The clerk read the Ordinance by title: **Ordinance No. 16-16 - An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised Ordinances of the City of Ocean City, Residential Multi-Family Bayfront (R-MB) Zone**

Solicitor, Ms. McCrosson explained that this ordinance will re-zone Block 3509/Lot 2 from R-2-60 to Residential Multi-Family Bayfront (RMB). The subject lot contains 11 multi-family buildings, the “Town Homes at Blue Water” which are not a permitted use in the R-2-60 Zone. These town homes are a permitted use in the RMB zone.

There was some discussion between the governing body. Councilman Barr and Councilman Hartzell will be going door to door to speak with the residents of the affected neighborhood for feedback on the ordinance.

Mr. Madden asked for a motion to adopt Ordinance 16-16 on introduction and first reading. Motion moved by Mr. Wilson, seconded by Ms. Bergman. All ayes followed. Mr. Madden announced that second reading and public hearing will be held on August 11, 2016.

Mr. Madden asked for a motion to take up Ordinance 16-17 on introduction and first reading. Motion moved by Mr. Wilson, seconded by Mr. Barr. All ayes followed. The clerk read the Ordinance by title: **Ordinance No. 16-17 – An Ordinance Amending and Supplementing Chapter XII, “Building and Housing,” of the Revised Ordinances of the City of Ocean City**

Solicitor, Ms. McCrosson explained that the manner in which pilings are installed has changed in recent years. The ordinance recognizes the more common method used today for piling installation which is mechanical boring/auger and vibration. The ordinance also provides that if the installation of piling is by boring/auger vibration the summer hours provide for a late start and early finish, or a 6 hour day do not apply. The summer hours will continue to apply to the older pile hammering method of installation. Ms. McCrosson also informed council about specific changes that clarify the responsibilities of the contractors as well.

There was discussion between the governing body and it was decided that the ordinance be amended to read that notice’s be sent to property owners within 200ft if the hammering method is being used provided at least 14 days in advance and with the new auger method notices will be sent to property owner’s within 100ft at least 10 days in advance.

Mr. Madden asked for a motion to adopt Ordinance 16-17 on introduction and first reading including the amendment made at the table. Motion moved by Mr. Hartzell, seconded by Mr. Wilson. All ayes followed. Mr. Madden announced that second reading and public hearing will be held on July 28, 2016.

Mr. Madden asked for a motion to take up Ordinance 16-18 on introduction and first reading. Motion moved by Ms. Bergman, seconded by Mr. DeVlieger. All ayes followed. The clerk read the Ordinance by title: **Ordinance No. 16-18 – An Ordinance Amending and Supplementing Revised General Ordinances of the City of Ocean City- Reorganization within Administrative Branch**

Solicitor, Ms. McCrosson explained that this ordinance will move several divisions to different departments to provide for increased efficiencies and/or a better fit. Specifically, the construction office and office of licensing will be moved from Community Services to be overseen by the Department of Administration. IT will be moved to the Department of Police Services which currently has a separate IT division and they will be combined into one IT Division.

Mr. Madden asked for a motion to adopt Ordinance 16-18 on introduction and first reading. Motion moved by Mr. Barr, seconded by Mr. McClellan. All ayes followed. Mr. Madden announced that second reading and public hearing will be held on July 28, 2016.

ORDINANCES: SECOND READING & PUBLIC HEARING

Mr. Madden asked for a motion to take up Ordinance 16-15 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed with the exception of Mr. Wilson who removed himself from the table. The clerk read the Ordinance by title: **Ordinance No. 16-15 - An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised Ordinances of the City of Ocean City, Drive-In Business (DB) Zone**

Solicitor, Ms. McCrosson explained that this ordinance prohibits residential use on 9th Street in the Drive-in Business Zone and specifies the maximum density permitted in the Drive-In Business Zone for dwellings units in a mixed use building.

Mr. Madden opened the meeting up for public comment on Ordinance 16-15; there was no public comment.

Mr. Madden asked for a motion to adopt Ordinance 16-15 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed with the exception of Mr. Wilson who was not present at the table.

RESOLUTIONS – CONSENT AGENDA:

16-52-194 - #1 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 1040 Wesley Avenue, Block 1003, Lot 22, Project #15-031ZC

16-52-195 - #2 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 3637 Central Avenue, Block 3601, Lot 2, Project #15-027ZC

16-52-196 - #3 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 915 4th Street, Block 301, Lot 11, Project #15-013ZC

16-52-197 - #4 - A Resolution Amending the 2016 Budget of the City of Ocean City to Include Additional Revenue From the State of New Jersey, Department of the Treasury, Clean Communities Grant Program

16-52-199 - #6 - A Resolution Authorizing the Award of a Contract Between Gym Source, LLC and the City of Ocean City for Fitness Equipment

16-52-200 - #7 - A Resolution Authorizing the Award of a Contract Between Leader Printers and the City of Ocean City for Election Materials

16-52-201 - #8 - A Resolution Authorizing the Award of a Professional Services Contract Between the City of Ocean City & ACT Engineering, Inc. for the OCNJ Dredging Program 2016 Construction Support, The Long Range Planning & 2017 Design

16-52-202 - #9 - A Resolution Authorizing a Professional Services Contract Between the City of Ocean City and McLees Architecture, LLC for Community Center Vestibule and Exterior Alterations

16-52-203 - #10 - A Resolution Authorizing a Professional Services Contract Between the City of Ocean City and Michael Calafati Architect, LLC for the Ocean City Hall Stabilization

16-52-205 - #12 - A Resolution Authorizing the Rejection of Bids for City Contract #16-25-R1, Howard S. Stainton Wildlife Refuge Habitat Restoration

16-52-206 - #13 - A Resolution Authorizing the City's Participation in the National Joint Powers Alliance (NJPA) National Cooperative Purchasing Program for Contract #102811-NAF, Public Safety, Vehicles, Fire Trucks & Equipment with National Auto Fleet Group

16-52-207 - #14 - A Resolution to Authorize the Advertisement of Specifications for City Contract #16-22, 2016 Road Improvements Program Phase II

16-52-209 - #16 - A Resolution to Authorize the Advertisement of Specifications for City Contract #16-37, 2016 Back Bay Dredging

16-52-210 - #17 - A Resolution Authorizing a Professional Services Contract Between the City of Ocean City and CZAR Engineering, LLC for the Ocean City Public Safety Building Edition - Programming and Conception Design

16-52-211 - #18 - A Resolution Authorizing the Payment of Claims

Mr. Madden asked for a motion to adopt the consent agenda. Motion moved by Mr. Barr, seconded by Mr. McClellan. All ayes followed with the exception of Mr. Wilson who was not present at the time.

REMOVED RESOLUTIONS:

16-52-198 - #5 - A Resolution Authorizing the Award of a Contract Between Accessrec, LLC and the City of Ocean City for Beach Mats Used for ADA Access to the Beach

Ms. Bergman said how happy she is that the city is purchasing these mats, thanked the administration and said they are a tremendous help for those who have trouble getting on the beach.

16-52-204 - #11 - A Resolution Authorizing the Extension of City Contract #15-07 R-1, Supply, Installation, Removal and Storage of Holiday Decorations for Various Locations

Mr. Barr asked the administration to please consider putting decorations on the south end.

16-52-208 - #15 - A Resolution Accepting the Skate Park Facility Signed and Sealed As Built Plans

Business Administrator, Mr. Mallon explained that JIF has asked for this resolution; the city's surveying consultant will sign the As Built Plans, not the city engineer.

Mr. Madden opened the meeting up for public comment on the removed resolution. There was no public comment.

Mr. Madden asked for a motion to adopt resolution number's 5 and 11. Motion moved by Ms. Bergman, seconded by Mr. Hartzell. All ayes followed with the exception of Mr. Wilson who was not present at the time.

Mr. Madden asked for a motion to adopt resolution number 15. Motion moved by Mr. Hartzell, seconded by Mr. McClellan. All ayes followed with the exception of Mr. Wilson who was not present at the time.

PENDING BUSINESS:

Mr. Hartzell complimented the Mayor and Administration on the color schemes on the bridge after the tragedies that have happened in Orlando and Dallas. He asked everyone to keep the country in their prayers. Also, he spoke about Ocean City's Police Department and the importance of a full-time police officer staff. Mr. Hartzell spoke about some research he is doing about having dogs on the beach and he will report back.

NEW BUSINESS:

Mr. DeVlieger spoke about a skate camp that is being run by the FCA and there are about 10 spots left. He encourages people to go out and try the camp as it is a great way to gain confidence. The camp is open for girls and boys ages 8 to 14.

Mr. Barr said he is glad to be here and it has been great to work with the administration so far.

Mr. Madden welcomed Mr. Barr to his first meeting and he also reminded everyone about Night in Venice which will be July 16th.

The Mayor spoke about the event that brings those with brain trauma here on 6th Street and he thanked all of the volunteers, police, fire, and city team members for all that they did to help make it a great day.

CITIZEN COMMENT:

Wayne Mozzo – 1333 Pleasure Ave – Mr. Mozzo thanked everyone on behalf of the family who attended the funeral of Mr. Byron Mercer.

ADJOURNMENT:

Mr. Madden asked for a motion to adjourn. Motion moved by Mr. Barr, seconded by Mr. DeVlieger. All members present were in favor. 8:10 p.m.



Melissa Bovera
City Clerk