

**CITY COUNCIL MEETING MINUTES  
THURSDAY, NOVEMBER 10, 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 Solicitor, Dorothy McCrosson and Business Administrator, James Mallon.

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

**CITIZEN COMMENT:**

**Jim Tweed – 1512 Wesley Avenue** – Mr. Tweed attended the meeting on behalf of FIT and he thanked the Mayor and Council for their public service and he also spoke about the importance of communication.

**Michael Hinchman – 281 W. Atlantic Avenue** – Mr. Hinchman commented on plans for the 9<sup>th</sup> Street entrance into the city. He also said that he did not agree with putting gas pumps in a parking lot of a residential neighborhood. He provided comments and opinions about the gateway to the city and he gave his opinion about the potential real estate office on 9<sup>th</sup> Street.

**APPROVAL OF MINUTES:**

Mr. Madden asked for a motion to approve the Regular City Council Meeting Minutes of Tuesday, October 25, 2016. Motion moved by Mr. Wilson, seconded by Ms. Bergman. All ayes followed.

The clerk read the following announcement in regard to the recent bond sale: “The Chief Financial Officer of the City of Ocean City, in the County of Cape May, New Jersey certifies that he was awarded general obligation bonds to be dated December 1, 2016, in the amount of \$38,800,000.00. Ocean City received 40 bids from 7 different banks through a competitive online process. The bonds will be awarded to Hutchinson, Schockey, Erly & Co. at a Net Interest Cost of 2.18%. A complete report of all bids is available in the City Clerk’s Office.”

**REPORTS – MAYOR & ADMINISTRATION:**

Business Administrator, James Mallon informed everyone that the Mayor had a family commitment and could not be in attendance. Mr. Mallon reported that the city is happy to announce that earlier this week, Deputy Fire Chief Jim Smith agreed to serve as the provisional Fire Chief. There was an in-depth recruitment process and Mr. Mallon appreciated the candidates that expressed interest and he looks forward to working with Chief Smith for a long time to come. Pending an assessment period the city hopes to bring an official recommendation of appointment soon. Also, tomorrow is the annual Veteran’s Day ceremony at 11:00 a.m. at the Tabernacle. The annual “Earlier than the Bird” event held downtown will take place on November 19, 2016 starting at 8:00 a.m. Another event to keep in mind is the Christmas Parade being held December 2, 2016 at 6:30 p.m. “First Night” buttons are now on sale. Mr. Mallon explained some resolutions on the agenda. There is a resolution to allow Michael Baker International to continue work on road and drainage projects. Mr. Mallon informed everyone that this resolution includes proposals for design and concept work at several neighborhoods brought up by community members at the town hall meetings. This includes the 35<sup>th</sup> and Bay area, Haven Ave in the area of 50<sup>th</sup> and West 17<sup>th</sup> Street. There is also a resolution on the agenda awarding the next phase of the Lifesaving Station. Mr. Mallon reminded everyone that not only does this work have to be done with prevailing wage, but it has to be a specialized contractor who has been pre-certified to work on historic buildings.

Mr. Loeper spoke to council about the Life Saving Station. This year there were 3,980 guests that visited the Life Saving Station. Artifacts have been donated and purchased and a Maritime grant has been applied for as well. Mr. Loeper also talked about recent acquisitions such as an 1870’s boat antique and he also discussed a new display for the Life Saving Station which will bring visitors back to 1905. Mr. Loeper talked about the reasoning for the location and he thanked the administration and council for their continued support.

**REPORTS – CITY COUNCIL:**

Ms. Bergman informed everyone about the “Man of the Year” event being held at the Stone Harbor Yacht Club on Tuesday, November 15, 2016 at 6:00 p.m.

Mr. McClellan asked about the total cost of the Life Saving Station.

Mr. Madden reported that the Tourism Commission met today and is preparing their budget for 2017. He informed everyone that the Tourism Commission also spoke about advertising ideas and costs for 2017.

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

Mr. Madden asked for a motion to take up Ordinance No. 16-28 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. Wilson. All ayes followed. The clerk read the ordinance by title; **Ordinance No. 16-28 - An Ordinance Amending and Supplementing the Revised General Ordinances of the City of Ocean City, Chapter XII “Building and Housing” at Section 12-5 “Property Maintenance Code”**

Solicitor, Ms. McCrosson explained that this ordinance would make the provisions of the International Property Maintenance Code in effect in Ocean City applicable to historic properties. Currently, Code Enforcement can only compel correction of maintenance code violations affecting historic properties if the cost of correcting the violation equals more than 25% of the cost of replacing the entire improvement on which the violation occurs. This proposed ordinance would authorize the city's Code Enforcement officers to require maintenance of historic properties in the same manner and to the same extent as non-historic properties.

There was some discussion between the governing body.

Mr. Madden opened the meeting up for public comment on Ordinance No. 16-28.

**John Fairheller – 435 Wesley Avenue** – Mr. Fairheller referenced the International Property Maintenance Code and spoke about abatement methods. Ms. McCrosson explained that the proposed ordinance encourages property owners to maintain, rehabilitate and repair their historic homes.

Mr. Madden closed the public comment portion of the meeting and asked for a motion to adopt Ordinance No. 16-28 on second reading and publish according to law. Motion moved by Mr. Wilson, seconded by Mr. Hartzell. All eyes followed with the exception of Mr. DeVliieger who recused himself.

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

**16-52-302 - #1** - A Resolution Authorizing The City's Participation in the U.S. Communities Government Purchasing Alliance ("U.S. Communities"), City of Charlotte, County of Mecklenburg, North Carolina RFP #269-2010-183, Playground Equipment, Surfacing, Site Furnishing & Related Products 7 Services for the Various Playground Improvements within the City of Ocean City, NJ

**16-52-303 - #2** - A Resolution Authorizing the Award of City Contract #15-38, Renovations to the Ocean City Life Saving Station – Phase II

**16-52-304 - #3** - A Resolution Authorizing the Award of City Contract #16-43, 2016 Bulkhead Improvements at Various Locations

**16-52-305 - #4** - A Resolution Authorizing the Rejection of Bids for City Contract #16-51, 2016 Improvement to Various Recreational Court Facilities

**16-52-306 - #5** - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Czar Engineering, LLC for the Ocean City Public Safety Building Improvements – Schematic Design & Cost Analysis

**16-52-307 - #6** - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Czar Engineering, LLC for the 46<sup>th</sup> Street Facility Structural and Roof Analysis and Design

**16-52-308 - #7** - A Resolution Authorizing Change Order #1 to City Contract #16-22, 2016 Road Improvement Program – Phase II

**16-52-309 - #8** - A Resolution Authorizing Change Order #2, Final Acceptance & Final Payment of City Contract #15-33, Ocean City Welcome Center Modifications

**16-52-310 - #9** - A Resolution Authorizing the City's Participation in the Houston – Galveston Area Council of Governments National Cooperative Purchasing Program (HGAC-BUY) for Contract #RC01-16, Refuse & Recycling Containers & Lifters with Toter, LLC for the Acquisition of Refuse Containers for Use by the Department of Public Works

**16-52-311 - #10** - A Resolution Authorizing the City's Participation in the Educational Service Commission of New Jersey Middlesex, MRESC #15/16-08 Grounds Equipment for Acquisition of a 2016 or Newer Smithco Spray Star 100D for the Department of Public Works, Grounds Division

**16-52-312 - #11** - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Michael Baker Jr, Inc., a Michael Baker International Company for Final Design of 26<sup>th</sup> the 34<sup>th</sup> Streets, West Avenue to Bay Avenue Roadway & Drainage Improvement Project

**16-52-313 - #12** - A Resolution Authorizing Transfers of Appropriations of the 2016 Local Municipal Budget per N.J.S.A. 40A:4-58

**16-52-314 - #13** - A Resolution Authorizing the Payment of Claims

#### **PENDING BUSINESS:**

Mr. Barr thanked the administration and Mayor for entering into an agreement to do the drainage study at 35<sup>th</sup> and 36<sup>th</sup> and 50<sup>th</sup> and Haven. Also, Mr. Barr asked about the status of the Christmas decorations for the south end and wanted to know where exactly they will be.

Mr. Hartzell thanked Ms. Bergman for the prayer that she led this evening. He also thanked Mr. Tweed for his comments and he said he looks forward to building good relationship with FIT moving forward.

Ms. Bergman is happy to move forward with Phase II of the Life Saving Station and she thanked Mr. Loeper for taking the time to come and speak to council and she thanked him for all of his efforts making the Life Saving Station a great historical landmark.

Mr. Wilson stated that he would like to attend events moving forward in regard to the Life Saving Station.

#### **NEW BUSINESS:**

Mr. DeVliieger thanked the police department for stopping by the skate park last Saturday and providing hot dogs and refreshments. It went over very well and highlighted the importance and positive aspect of community outreach.

Mr. Barr reminded everyone that his next ward meeting will be held November 17, 2016 at the library. Drew Fasey and Tom Heist will be at the ward meeting to participate in a bike path discussion.

**CITIZEN COMMENT:**

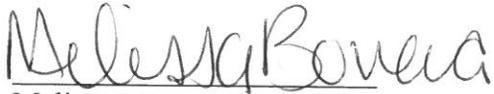
**Michael Hinchman – 281 W. Atlantic Avenue** - Mr. Hinchman commented that he is against the Comcast office closing down in Ocean City and opening a location in Mays Landing. Mr. Hinchman spoke about the capital budget and provided suggestions for the police department relative to the entrance of the building and parking. He recommended forming a committee to go over capital expenditures.

**Al Keleher – 3304 Haven Avenue** – Mr. Keleher asked about the financial statement relative to the Life Saving Station and also wanted to know what funds were available.

**John Feairheller – 435 Wesley Avenue** – Mr. Feairheller asked about the Comcast Franchise and wanted to know what they offer as far as internet and television services.

**ADJOURNMENT:**

Mr. Madden asked for a motion to adjourn. Motion moved by Mr. Wilson, seconded by Ms. Bergman. All eyes followed. 7:51 p.m.



Melissa Bovera, City Clerk