

**CITY COUNCIL MEETING AGENDA
THURSDAY, OCTOBER 12, 2017 – 7:00 PM
CITY HALL COUNCIL CHAMBERS**

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

Council President Mr. Madden called the meeting to order and asked everyone to rise for the flag salute and prayer. Mr. Hartzell led the prayer. Mr. Madden announced that adequate notice of this meeting has been given pursuant to Public Law 1975, Chapter 231.

PROCLAMATION:

Mayor and council presented a proclamation “Designating October 8th - 14th as Fire Prevention Week 2017” Fire Chief, Jim Smith was present to accept the proclamation and he thanked the Mayor, administration and council. He also said a few words about the importance of fire prevention.

CITIZEN COMMENT:

Ed O'Donnell – 15th & Wesley Avenue – Mr. O'Donnell spoke about the importance of helping others and the harmful effects of smoking.

Ed Price – 7 Marlin Court – Mr. Price spoke about the hobo band that plays at the Halloween parade and his concerns about the funding and he also spoke about the funding for the American Legion's annual event at the Music Pier.

Jim Tweed – 1512 Wesley Avenue – Mr. Tweed commented on the administration's openness regarding questions from the public. He also had several questions relative to Bond Ordinance No. 17-18 and distributed a list of the questions to the governing body.

David Breeden – 114 Victoria Lane – Mr. Breeden asked about Resolution No. 2 on the consent agenda and he also asked about the rejection of bids in regard to the proposed salt storage facility.

APPROVAL OF MINUTES:

Mr. Madden asked for a motion to adopt the Regular City Council Meeting Minutes of Thursday, September 28, 2017. Motion made by Mr. Barr, seconded by Mr. Wilson. All ayes followed.

REPORTS – MAYOR & ADMINISTRATION:

Mayor Gillian spoke about the MS Bike-A-Thon that recently took place in the city. The event worked out well this year and Ocean City ranked #2 in the world.

Business Administrator, James Mallon reported that the city had a positive meeting today with the new Lt. Colonel of the Army Corps of Engineers in charge of the city's beach replenishment; they have begun laying pipes on the north end beaches in preparation. Pumping will begin as soon as next weekend, weather permitting, but definitely before the end of the month. Also, Mr. Mallon reported that dredging on Carnival Lagoon will begin October 16th. Pending approval this evening, mechanical dredging will begin shortly on Sunny and South Harbor. Next Thursday, October 19th the city will be holding a meeting at the Tabernacle at 7:00 p.m. for residents along Carnival, South Harbor and the mouth of Sunny to discuss private slip dredging. Boardwalk construction will begin on Monday, October 16th and 10th to 11th Street will be closed to start. Mr. Mallon reminded everyone that construction on the 34th Street Bridge has begun, so he asked for everyone to please be patient and leave extra time for commutes.

REPORTS – CITY COUNCIL:

Ms. Bergman and Mr. Madden reported that the Tourism Commission met today and the OCNJ phone app is doing well; the amount of downloads has doubled in the past 6 weeks. Also, Tourism is preparing for the 2018 budget to market Ocean City.

ORDINANCE: SECOND READING & PUBLIC HEARING:

Mr. Madden asked for a motion to take up Ordinance No. 17-18 on second reading and public hearing. Motion made by Mr. Wilson, seconded by Ms. Bergman. All ayes followed with the exception of Mr. Barr and Mr. Hartzell who both voted no. The clerk read the ordinance by title. **Ordinance No. 17-18 – A Bond Ordinance Providing For Acquisition of Property In and By the City of Ocean City , In the County of Cape May, New Jersey, Appropriating \$700,000 Therefor and Authorizing the Issuance of \$665,000 Bonds or Notes of the City to Finance Part of the Cost Therof**

Solicitor, Ms. McCrosson explained that this ordinance allows for the city to put the funds in place for the potential purchase of this particular property.

Mr. Madden opened the meeting up for public comment on Ordinance No. 17-18.

Ed Price – Not in favor; asked council to reconsider and table ordinance at this time.
Bill Hartranft – Not in favor; asked council to reconsider and table ordinance at this time.
Pat Garza – Not in favor; asked council to reconsider and table ordinance at this time.
Paula Angelo – Not in favor; asked council to reconsider and table ordinance at this time.
Kathleen Leonard – Not in favor; asked council to reconsider and table ordinance at this time.
David Breeden – Not in favor; asked council to reconsider and table ordinance at this time.
Brian McPeak – Not in favor; asked council to reconsider and table ordinance at this time.

Mr. Madden closed the public comment portion of the meeting on Ordinance No. 17-18.

There was much discussion between the governing body as they went around the table for comments and questions.

Mr. Madden asked for a motion to adopt Ordinance No. 17-18 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. Wilson. All ayes followed with the exception of Mr. Barr and Mr. Hartzell who both voted no.

RESOLUTIONS – CONSENT AGENDA:

17-53-301 - #1 - Authorizing the Award of City Contract #17-37 R-1, 2017 Back Bay Mechanical Dredging
17-53-302 - #2 - A Resolution Authorizing the Award of City Contract #17-51, Construction of a Boardwalk Bathroom Facility at 6th Street
17-53-303 - #3 - A Resolution Authorizing the Award of a Contract to Caprioni Portable Toilets, Inc. for Furnish, Delivery & Service of Portable Restroom Facilities for the City of Ocean City
17-53-304 - #4 - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Decotiis, Fitzpatrick & Cole, LLP for Special Legal Counsel
17-53-305 - #5 - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Concord Engineering Group, Inc. for Electrical & Mechanical Design for the EV Charging Station at City Hall
17-53-306 - #6 - A Resolution Authorizing the Release of a Maintenance Guarantee for a Construction Project at 600 Wayne Avenue, Block 600, Lot 16, Project 14-020SPF
17-53-307 - #7 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 14 W. Revere Place, Block 811, Lot 14, Project #15-034ZC
17-53-308 - #8 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 644 Haven Avenue, Block 607, Lot 29, Project #17-002ZBA
17-53-309 - #9 - A Resolution Authorizing the Release of a Partial Performance Guarantee for a Construction Project at 832 Wesley Avenue, Block 805, Lot 17.04, Project #16-025ZMS
17-53-310 - #10 - A Resolution Authorizing the Payment of Claims
17-53-311 - #11 - A Resolution Authorizing a Closed Executive Session for the Purpose of Discussing Potential Property Acquisition (50 Tennessee Avenue) and Updates on Litigation (McCracken Settlement; COAH; Petrozzi; Wiltshire; Palmer Center)

Mr. Madden asked for a motion to adopt the consent agenda. Motion moved by Mr. Barr, seconded by Mr. Hartzell. All ayes followed with the exception of Ms. Bergman who did not vote.

PENDING BUSINESS:

Mr. Hartzell reminded everyone about the Boy Scouts dinner on October 23rd honoring the Mayor and he is sorry that he will not be able to attend; he congratulated the Mayor and said it is a well-deserved honor.

NEW BUSINESS:

Mr. Wilson mentioned that retired Ocean City Fireman Robert Johnson who was a family friend recently passed away this month. Mr. Wilson will keep his family in his prayers.

Mr. Barr also said Mr. Johnson's family and friends are in his prayers. Also, he said that the Mayor should be commended for being honored at the Boy Scouts dinner. He thanked the Mayor for all that he does for the community. Mr. Barr reminded everyone about the next 4th ward meeting being held November 18th.

CITIZEN COMMENT:

Bill Hartranft – 728 Battersea Rd – Mr. Hartranft asked for more information regard the charging station.

Mr. Madden asked for a motion to go into closed executive session. Motion made by Mr. Barr, seconded by Mr. Wilson. All ayes followed. Mr. Madden asked for a motion to come out of closed executive session. Motion made by Mr. Wilson, seconded by Mr. Hartzell. All ayes followed.

ADJOURN:

Mr. Madden asked for a motion to adjourn. Motion moved by Mr. Wilson, seconded by Mr. McClellan. All ayes followed. 9:29 p.m.



Melissa G. Bovera, RMC
City Clerk