

CITY COUNCIL MEETING MINUTES
THURSDAY, JUNE 28, 2018 – 7:00 PM
CITY HALL COUNCIL CHAMBERS

ATTENDANCE: Mr. Barr, Ms. Bergman, Mr. DeVlieger (7:20 p.m.), Mr. Hartzell, Mr. McClellan, Mr. Wilson and Mr. Madden. Present also Mayor Jay A. Gillian, Solicitor, Dorothy McCrosson and Business Administrator, George Savastano.

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

CITIZEN COMMENT:

Ed Poletti- 3000 Haven Ave – expressed his displeasure about the flooding in his neighborhood.

Bob Dobil – 2837 Haven Ave – spoke about the flooding in his neighborhood and suggested the check valves be serviced.

Brian McPeak – 2917 Simpson Ave – spoke about the flooding in his neighborhood and said he thinks there is a lack of information regarding the current project to resolve the flooding. He also asked for resolution number 19 to be pulled from the agenda because he does not want the city to pay AE Stone.

Suzanne Hornick – 2962 West Ave – spoke about the flood remediation projects and said that they must continue. She wanted to know why the city currently has a part-time business administrator and she also had some questions about engineering studies that have been done.

Tracie Driscoll – 2900 Haven Ave – asked about code requirements for curbs.

Paul Leonetti – 3121 Byland Dr – said that he's happy about the paving getting done in his neighborhood and wants it to continue. He also spoke about being able to ride his bike to the beach and due to the new curb put in at 32nd Street, he cannot get across. He expressed his concerns about the flooding issues as well.

Mary Anne Munning – 3118 Haven Ave – said that the flooding in her neighborhood is getting worse and is hopeful for remediation.

Jack Bolger -201 Haven Ave - spoke about the importance of the project being complete in his neighborhood.

Donna Moore – 21 Ocean Ave – expressed her concerns about the chemicals being used on the open space because it is harmful not only for the environment, but for humans and the aquatic life.

APPROVAL OF MINUTES:

Mr. Madden asked for a motion to adopt the regular city council meeting minutes of June 14, 2018. Motion moved by Mr. Barr, seconded by Mr. DeVlieger. All ayes followed.

REPORTS – MAYOR & ADMINISTRATION:

There were not any reports.

REPORTS – CITY COUNCIL:

Mr. Hartzell reported that on Saturday he and Mr. Barr talked to residents who are happy with the progress of the work being done around 29th Street and that there were some who are not happy. He thinks it is a good idea to talk about a more comprehensive view of plans for moving forward. Also, he commented that pulling a bill from the bill list that is scheduled to be paid is not the right thing to do if the work has been done.

Mr. DeVlieger spoke about the north end project as far as a timeline and what can possibly be accomplished over the summer.

Ms. Bergman said that the summer concert series has begun and is in full swing. She asked that administration post weekly updated to keep residents informed.

Mr. Barr said the city is working hard to make sure the project in the fourth ward gets completed and if anyone has any questions or concerns to let him know.

RESOLUTION – NON-CONSENT:

18-54-232 - #1 - A Resolution Authorizing a Closed Executive Session for the Purpose of Reviewing the Status of Pending Litigation to which Ocean City is a Party, IMO the Application of the City of Ocean City: Affordable Housing Proposal

The clerk read the resolution and Solicitor, Ms. McCrosson provided an explanation. Mr. Madden opened the meeting up for public comment and there was none. Mr. Madden closed the public comment portion of the meeting. Mr. Madden asked for a motion to adopt Resolution No. 1. Motion moved by Ms. Bergman, seconded by Mr. Wilson. All ayes followed.

Mr. Madden asked for a motion to go into closed session. Motion moved by Mr. Wilson, seconded by Mr. McClellan. All ayes followed.

ORDINANCES: FIRST READING & INTRODUCTION:

Mr. Madden asked for a motion to take up Ordinance No. 18-08 on first reading and introduction. Motion moved by Ms. Bergman, seconded by Mr. Wilson. All ayes followed. The clerk read the ordinance by title.

Ordinance No. 18-08 - A Bond Ordinance Appropriating \$10,250,000.00 and Authorizing the Issuance of \$9,737,500.00 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, New Jersey

CFO, Frank Donato explained section 3 of this ordinance in detail.

Mr. Madden asked for a motion to adopt Ordinance No. 18-08 on first reading and introduction. Motion moved by Mr. Wilson, seconded by Mr. Barr. All ayes followed.

Mr. Madden announced that second reading and public hearing is scheduled for July 12, 2018 and will be published according to law.

Mr. Madden asked for a motion to take up Ordinance No. 18-09 on first reading and introduction. Motion moved by Mr. Barr, seconded by MS. Bergman. All ayes followed with the exception of Mr. Wilson who abstained. The clerk read the ordinance by title. **Ordinance No. 18-09 - 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 permits detached single-family homes (R-1-30 standards) as a conditional use, though not on 9th Street nor West Avenue, nor north of 10th Street, in the Drive-in Business Zone on lots 115' deep.

Mr. Madden asked for a motion to adopt Ordinance No. 18-09 on first reading and introduction. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed with the exception of Mr. Wilson who abstained.

Mr. Madden announced that second reading and public hearing is scheduled for July 26, 2018 and will be published according to law.

RESOLUTIONS – CONSENT AGENDA:

18-54-233 - #2 - A Resolution Authorizing the Advertisement of Specifications for City Contract #18-17, Renovations to the Ocean City Lifesaving Station – Phase 3

18-54-234 - #3 - A Resolution Authorizing the Award of City Contract #18-33, Ocean City Humane Society HVAC Renovations

18-54-235 - #4 - A Resolution Authorizing the Award of City Contract #18-39, 2018 Lighting Improvements at Carey Field

18-54-236 - #5 - 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

18-54-237 - #6 - A Resolution Authorizing the Award of a Contract to Tortorice Contractor, Inc. for Various Building Repairs for the City of Ocean City

18-54-238 - #7 - A Resolution Authorizing the Award of a Contract to Crossfire Technologies, LLC for Installation Maintenance, Service & Inspection for Citywide Fire & Security Alarm Systems

18-54-239 - #8 - A Resolution Authorizing the City of Ocean City to Enter Into a Shared Services Agreement with the City of Sea Isle for Project Management Services

18-54-240 - #9 - A Resolution Authorizing Change Order #1 to City Contract #16-23 R-1, Masonry Stabilization Project at Ocean City's City Hall

18-54-241 - #10 - A Resolution Authorizing Change Order #4 to City Contract #17-13, 2017 Road Improvement Program-Phase 2

~~**#11 REMOVED AT THE TABLE** - A Resolution Authorizing Change Order #1-7, Final Acceptance & Final Payment of City Contract #17-37 R-1, 2017 Back Bay Mechanical Dredging~~

18-54-242 - #12 - A Resolution Approving the Annual Action Plan for Fiscal Year 2018 beginning September 1, 2018 through August 31, 2019 in Accordance with the United States Department of Housing and Urban Development Community Development Block Grant Program

18-54-243 - #13 - A Resolution Approving Tax Overpayment Refund 2018-12

18-54-244 - #14 - A Resolution Amending the 2018 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

18-54-245 - #15 - A Resolution Cancelling Certain Improvement Authorizations

18-54-246 - #16 - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 2 First Street, Block 111, Lot 10, Project #16-031ZC

18-54-247 - #17 - A Resolution Authorizing the Release of a Performance Guarantee For a Construction Project at 415 W. Surf Road Block 70.20, Lot 23, Project #17-006ZBA

18-54-248 - #18 - A Resolution Authorizing the Settlement of Litigation Petrozzi, *et als.* vs. City of Ocean City Docket No. CPM-L-218-05

18-54-249 - #19 - A Resolution Authorizing the Payment of Claims

18-54-250 - #20 - A Resolution Authorizing Change Order #1-7, to City Contract #17-37 R-1, 2017 Back Bay Mechanical Dredging

Mr. Madden asked for a motion to adopt the consent agenda. Motion moved by Mr. Barr, seconded by Mr. Wilson. All ayes followed.

PENDING BUSINESS:

Mr. Barr said it is important to improve communication and combat what is out there on social media and decipher what is true and not true.

Mr. DeVlieger spoke about Resolution No. 2 and asked when the Life Saving Station will be open to the public.

NEW BUSINESS:

No new business was discussed.

CITIZEN COMMENT:

Donna Moore – 21 Ocean Ave – spoke about culverts that collapsed on Haul Road and said for the city to add more for a complete flow across the wetlands to the bay. She also spoke about Shooting Island and the dredge spoils; the residue has pesticides that are harmful to the aquatic life.

Brian McPeak – 2917 Simpson Ave – said that there a whole host of things that the administration can report on.

ADJOURN:

Mr. Madden asked for a motion to adjourn. Motion moved by Mr. Wilson, seconded by Ms. Bergman. All ayes followed. 8:03 p.m.

A handwritten signature in cursive script that reads "Melissa Rasner". The signature is written in dark ink and is positioned above a horizontal line.

Melissa Rasner, RMC
City Clerk