

**CITY COUNCIL MEETING MINUTES
TUESDAY, NOVEMBER 26, 2019 – 5:00 PM
CITY HALL COUNCIL CHAMBERS**

ATTENDANCE: Mr. Barr, Ms. Bergman, Mr. DeVlieger, Mr. Hartzell (absent), Mr. McClellan, Mr. Wilson and Mr. Madden (absent). Present also was Mayor Gillian, Business Administrator, Mr. Savastano and Solicitor, Ms. McCrosson.

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

CITIZEN COMMENT:

Charles Deal – 2837 Central Ave – congratulated Mr. McClellan for being elected as Assemblyman. He also spoke about the parking issues in the city and expressed his concerns about a neighbor who wants to build a 2,000 square foot home which will decrease space for parking.

Jane Deal – 2837 Central Ave – spoke about the parking issues especially on the weekends in the summer season. She said it is dangerous driving down the alleyways and said the density of the new units being built do not help the situation.

Suzanne Hornick – 30th and West Ave – commented on Ordinance No. 19-22 and had questions regarding the ordinance. She also asked that the agenda be available to the public 5 days before the meeting.

PROCLAMATION:

Solicitor, Ms. McCrosson read a proclamation honoring Roy Gillian. The proclamation read as follows: WHEREAS, Roy Gillian will celebrate his 90th birthday on Monday, November 25, 2019; and WHEREAS, Roy Gillian's name is synonymous with the boardwalk amusements that have entertained generations of residents and guests in "America's Greatest Family Resort"; and WHEREAS, Roy Gillian took the reins of an amusement park dynasty founded by his father in 1929 and turned a vacant lot at Sixth Street and Boardwalk into one of Ocean City's premier attractions: Gillian's Wonderland Pier; and WHEREAS, Roy Gillian always remained true to his hometown and gave back to the community in many ways; and WHEREAS, Roy Gillian served as a city commissioner, as Ocean City mayor, and as a Cape May County freeholder; and WHEREAS, Roy Gillian was president of the Ocean City Regional Chamber of Commerce, president of the Shore Memorial Hospital Board of Directors, chairman of the Ocean City Home Bank Board of Directors, and president of the international Association of Amusement Parks and Attractions; and WHEREAS, Roy Gillian has dedicated his life to the service of his community. NOW, THEREFORE, BE IT RESOLVED, by Mayor Jay A. Gillian, the City Council of Ocean City, N.J., and the city administration, on behalf of all citizens, that we do hereby proclaim November 25, 2019 as: ROY GILLIAN DAY; BE IT FURTHER RESOLVED, that we wish Roy Gillian the best of birthdays and wish him and his wife, Patricia, continued health and happiness.

APPROVAL OF MINUTES:

Mr. Wilson asked for a motion to adopt the regular city council meeting minutes of Thursday, November 14, 2019. Motion moved by Mr. Barr, seconded by Ms. Bergman. All ayes followed.

REPORTS – MAYOR & ADMINISTRATION:

No reports were given.

REPORTS – CITY COUNCIL:

No reports were given.

ORDINANCE: SECOND READING & PUBLIC HEARING:

Mr. Wilson asked for a motion to take up Ordinance No. 19-16 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. Barr. All ayes followed. The clerk read the ordinance by title.

Ordinance No. 19-16 – An Ordinance Amending the Existing Fair Share Ordinance of the Revised Ordinances of Ocean City, Cape May County, New Jersey (Article 2000 of the Ocean City Zoning and Land Development Ordinance)

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-16 and explained a modification that will be made to the ordinance relative to the consistency review report. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-16 and no one wished to speak. Mr. Wilson asked for a motion to adopt Ordinance No. 19-16 on second reading as modified. Motion moved by Mr. Barr, seconded by Ms. Bergman. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No. 19-17 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. DeVlieger. All ayes followed. The clerk read the ordinance by title.

Ordinance No. 19-17 – An Ordinance Amending, Revising and Supplementing the Affordable Housing Provisions of Chapter XXV, the Zoning and Land Development Ordinance of the City of Ocean City, to Permit Payments in Lieu of Construction Where a Calculation Yields a Fractional Unit of Less Than One-Half and One Additional Unit Where a Calculation Yields a Fractional Unit of One-Half or More

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-17. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-17.

Jane Deal – 2837 Central Ave – asked about how the calculation is determined relative to this ordinance.

Mr. Wilson closed public comment on Ordinance No. 19-17 and asked for a motion to adopt Ordinance No. 19-17 on second reading. Motion moved by Ms. Bergman, seconded by Mr. DeVlieger. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No. 19-21 on second reading and public hearing. Motion moved by Mr. McClellan, seconded by Mr. Barr. All ayes followed. The clerk read the ordinance by title.
Ordinance No. 19-21 – An Ordinance Amending and Supplementing Revised General Ordinances of the City of Ocean City – Reorganization within Administrative Branch (Creating the Department of Operations and Engineering)

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-21. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-21.

Dave Breeden – 114 Victoria Lane – said that the city has done this before and that the department could become too bloated.

Mr. Wilson closed the public comment portion of the meeting and asked for a motion to adopt Ordinance No. 19-21 on second reading. Motion moved by Ms. Bergman, seconded by Mr. Barr. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No. 19-22 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title.
Ordinance No. 19-22 – An Ordinance Amending Chapter XXI Flood Damage Prevention

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-22. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-22.

Donna Moore – 21 Ocean Ave – had questions about several sections of the of the ordinance and spoke about the pesticides being used that cause harm to the cities landscape and waters.

Mr. Wilson closed the public comment portion of the meeting and asked for a motion to adopt Ordinance No. 19-22 on second reading. Motion moved by Ms. Bergman, seconded by Mr. DeVlieger All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No. 19-23 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title.
Ordinance No. 19-23 – An Ordinance Amending a Portion of Ordinance 87-17, Chapter VII, Traffic, of the Revised General Ordinances of the City of Ocean City to Reflect Changes

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-23. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-23.

Charles Deal – 2837 Central Ave – raised concerns about handicap parking.

Mr. Wilson closed the public comment portion of the meeting and asked for a motion to adopt Ordinance No. 19-23 on second reading. Motion moved by Ms. Bergman, seconded by Mr. Barr. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No. 19-24 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title.
Ordinance No. 19-24 - An Ordinance Amending a Portion of Ordinance 87-17, Chapter VII, Traffic, of the Revised General Ordinances of the City of Ocean City to Reflect Changes

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-24. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-24 and no one wished to speak. Mr. Wilson asked for a motion to adopt Ordinance No. 19-24 on second reading. Motion moved by Mr. Barr, seconded by Mr. McClellan. All ayes followed.

Mr. Wilson asked for a motion to take up Ordinance No 19-25 on second reading and public hearing. Motion moved by Ms. Bergman, seconded by Mr. DeVlieger. All ayes followed. The clerk read the ordinance by title.
Ordinance No. 19-25 - An Ordinance Amending a Portion of Ordinance 87-17, Chapter VII, Traffic, of the Revised General Ordinances of the City of Ocean City to Reflect Changes

Solicitor, Ms. McCrosson provided an explanation on Ordinance No. 19-25. There was some discussion between the governing body. Mr. Wilson opened the meeting up for public comment on Ordinance No. 19-25 and no one wished to speak. Mr. Wilson asked for a motion to adopt Ordinance No. 19-25 on second reading. Motion moved by Mr. Barr, seconded by Mr. McClellan. All ayes followed.

RESOLUTIONS – CONSENT AGENDA:

19-56-117 - #1 – A Resolution Authorizing the Award of a Professional Services Contract Between the City of Ocean City & Integra Realty Resources (IRR) for Appraisal & Consulting Services for the Ocean City Music Pier
19-56-118 - #2 - A Resolution Authorizing a Professional Services Contract between the City of Ocean City & Czar Engineering, LLC for a Structural Load Assessment of the Floor Slab at the 46th Street Firehouse

19-56-119 - #3 - A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & Engineering Design Associates, P.A. for Bulkhead Repair

19-56-120 - #4 - A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & Preferred Construction Management Company, Inc. for Estimating Services for the Ocean City Music Pier Renovation Project

19-56-121 - #5 - A Resolution Authorizing a Professional Services Contract between the City of Ocean City and the McMahon Agency, Inc. for Risk Management Consultant (RMC) Services for the City of Ocean City for the Calendar Year 2020

19-56-122 - #6 - A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & ACT Engineers Inc. for 2020 Project Development for the City of Ocean City

19-56-123 - #7 - A Resolution Authorizing a Change Order #1 to a Professional Services Contract between the City of Ocean City & McLees Architecture, LLC for Concession Kitchen Design & Equipment to the Alterations & Additions to the Civic Center

19-56-124 - #8 - A Resolution Authorizing the City's Participation in the Houston-Galveston Area Council Vendors (HGAC-Buy) Contract #EE08-19 for Emergency Medical & Rescue Equipment for the City of Ocean City, NJ

19-56-125 - #9 - A Resolution Authorizing the City of Ocean City, New Jersey through the Ocean City Police Department to Participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Ocean City Police Department to Request & Acquire Excess Department of Defense Equipment

19-56-126 - #10 - A Resolution Authorizing a Contract between the City of Ocean City and the Jersey Cape Diagnostic, Training & Opportunity Center, Inc. for the Manufacture & Supply of Beach Tags for the Calendar Year 2020

19-56-127 - #11 - A Resolution Appointing Elizabeth M. Woods, Director of Human Resources as the Fund Commissioner & Diane M. Wood, Municipal Claims Coordinator as the Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund

19-56-128 - #12 - A Resolution Appointing Elizabeth M. Woods, Director of Human Resources as the Primary Contact Person and Diane M. Wood, Municipal Claims Coordinator as the Secondary Contact Person for XL/Summit Risk Insurance Company's Employment Practices Liability (EPL) Helpline through the Atlantic County Municipal Joint Insurance Fund

19-56-129 - #13 - A Resolution Authorizing a Sub-Recipient Agreement with the Ocean City Housing Authority for 2019 Annual Action Plan (Program Years 2019-2023) Report in Accordance with the United States Department of Housing and Urban Development Community Development Block Grant Program

19-56-130 - #14 - A Resolution Appointing a Municipal Humane Law Enforcement Officer

19-56-131 - #15 - A Resolution Consenting to the Mayor's Appointment of Vincent Bekier as the Director of the Department of Operations and Engineering for the City of Ocean City

19-56-132 - #16 - A Resolution Authorizing Transfers of Appropriations of the 2019 Local Municipal Budget Per N.J.S.A. 40A:4-58

19-56-133 - #17 - A Resolution Approving Tax Overpayment Refund 2019-26 Thru 2019-32

19-56-134 - #18 - A Resolution Authorizing the Payment of Claims

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

PENDING BUSINESS:

Mr. Barr wished everyone a Happy Thanksgiving and he reminded everyone about the tree lighting ceremony on Friday.

Mr. DeVlieger spoke about Ordinance No. 19-22.

Ms. Bergman spoke about Ordinance No. 19-22 and suggested educating homeowners and new buyers about the use of harmful pesticides on their lawns.

NEW BUSINESS:

All council members wished everyone a Happy Thanksgiving.

CITIZEN COMMENT:

Suzanne Hornick – 30th and West Ave – said she would like to have a meeting with the Mayor, Mr. Barr and Mr. Hartzell. She congratulated the Mayor's father on turning 90 and she talked about handicap parking and said the laws need to be enforced.

Bill Hartranft – 728 Battersea Road – spoke about the use of plastics and the ordinance passed in Somers Point relative to plastic bags. He also spoke about bringing awareness to people about pesticides.

Dave Breeden – 114 Victoria Lane – asked where the city stands with the Klaus property owners and wanted to know what the plan is for the property once the city owns it.

Donna Moore – 21 Ocean Ave – said that the health of soil creates healthy plants.

ADJOURN:

Mr. Wilson asked for a motion to adjourn. Motion moved by Mr. Barr, seconded by Mr. DeVlieger. All ayes followed. 5:45 p.m.



Melissa Rasner, City Clerk