

**CITY COUNCIL MEETING MINUTES  
THURSDAY, DECEMBER 12, 2019 – 7:00 PM  
CITY HALL COUNCIL CHAMBERS**

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

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

**PROCLAMATION:**

The Mayor and Council presented a proclamation to the Ocean City High School Varsity Girls Soccer Team.

**CITIZEN COMMENT:**

**Ric Bertsch – 117 Bark Drive** – spoke about Ordinance No. 19-14 and storm water management.

**Donna Moore – 21 Ocean Ave** – spoke about public lands being eco-friendly and the harmful effects of the use of pesticides on the island.

**Bill Hartranft – 728 Battersea Road** – spoke about organic treatment of soil which he thinks is a good idea and he also thanked administration and council for the update on the Klaus properties. He spoke about Ordinance No. 19-14 and said he is not in favor of more concrete on the island.

**Nelson – Clarke, house of dice – 12<sup>th</sup> & Central Ave** – spoke about the Ocean City Police Department and St. Peter's Methodist Church. He also spoke about the oaths of office for the City Clerk, Mayor and Solicitor as well as City Council.

**Steve Bassett – 7 Osborne Road, Somers Point** – said that Mr. Dice deserves to be an attending member of St. Peter's Methodist Church and asked the Mayor to make a phone call in an effort to give Mr. Dice a fair hearing with the Judge.

**Chuck Deal – 2837 Central Ave** – spoke about Ordinance No. 19-14 and suggested natural landscapes like Phoenix, LBI and California; they use sand and stone.

**APPROVAL OF MINUTES:**

Mr. Madden asked for a motion to adopt the regular city council meeting minutes of Tuesday, November 26, 2019. Motion made by Mr. Barr, seconded by Mr. Wilson. All were in favor with the exception of Mr. Hartzell who abstained.

**REPORTS – MAYOR & ADMINISTRATION:**

Solicitor, Ms. McCrosson provided an update on the status of the Klaus properties. The city is currently in negotiations and will acquire the land through negotiations or condemnation if necessary. The city plans to preserve the land as open space with some parking. The Mayor will have a town hall meeting to solicit ideas from the public to discuss ways to configure the space.

Business Administrator, Mr. Savastano provided an update on the beach replenishment program and he also answered questions inquired by Ms. Moore regarding the payment of claims and organic land management contracts.

**REPORTS – CITY COUNCIL:**

No reports were given.

**ORDINANCE: SECOND READING & PUBLIC HEARING:**

Mr. Madden asked for a motion to take up Ordinance No. 19-14 on second reading and public hearing. Motion moved by Mr. Barr, seconded by Mr. Wilson. All ayes followed. The clerk read the ordinance by title. **Ordinance No. 19-14 – An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised Ordinances of the City of Ocean City – Driveways, Parking, Grass Block Pavers**

Solicitor, Ms. McCrosson provided an explanation on the ordinance. Mr. Madden opened the meeting up for public comment on Ordinance No. 19-14.

**Chuck Deal** – spoke about section 6 and asked that the footnote in section 6 be eliminated from the ordinance.

**Mary Alice** – said that she is concerned about the density and parking.

**Donna Moore** – spoke about the grass block pavers and permeability. She said section 3 should not be deleted in its entirety; she suggested part “J” of section 3 be eliminated.

After some discussion between the governing body regarding section 3 of the ordinance as well as the footnotes it was suggested that the Ordinance be tabled until January. Mr. Madden asked for a motion to table Ordinance No. 19-14. Motion moved by Mr. Barr, seconded by Mr. Hartzell. All ayes followed.

Mr. Madden asked for a motion to take up Ordinance No. 19-15 on second reading and public hearing. Motion moved by Mr. Wilson, seconded by Mr. McClellan. All ayes followed. The clerk read the ordinance by title. **Ordinance No. 19-15 - An Ordinance Amending and Supplementing Chapter XXV, Zoning and Land Development of the Revised Ordinances of the City of Ocean City – 2019 Residential Mechanical**

Solicitor, Ms. McCrosson provided an explanation on the ordinance. Mr. Madden opened the meeting up for public comment on Ordinance No. 19-15 and no one wished to speak. Mr. Madden closed the public comment portion of the meeting and asked for a motion to adopt Ordinance No. 19-15 on second reading. Motion moved by Mr. Barr, seconded by Mr. Hartzell. All ayes followed.

**RESOLUTIONS – CONSENT AGENDA:**

**19-56-135 - #1** - A Resolution Introducing and Approving the 2020 Budget of the Special Improvement District of the City of Ocean City

**19-56-136 - #2** - A Resolution to Authorize the Advertisement of Specifications for City Contract #20-07, Supply & Delivery of Sportswear & Work Apparel

**19-56-137 - #3** - A Resolution to Authorize the Advertisement of Specifications for City Contract #19-23, Renovation & Expansion of the Fuel Farm at the Ocean City Municipal Airport 26N

**Administration asked for Resolution No. 4 be pulled from the agenda.**

~~**REMOVED – at the Table #4** - A Resolution to Authorize the Advertisement of Specifications for City Contract #20-03, Lease of Airport Diner~~

**19-56-138 - #5** - A Resolution Authorizing the Award for City Contract #20-20, Citywide Custodial Services for the City of Ocean City & the Ocean City Free Public Library

**19-56-139 - #6** - A Resolution Authorizing the Award of a Contract between the City of Ocean City & Cruzan's Truck Service Inc. for the Department of Operations & Engineering

**19-56-140 - #7** - A Resolution Authorizing the Award of a Contract between the City of Ocean City & Bayside Construction Services, LLC for the Renovations to the Pottery & Art Studio Room Sinks & Counters at the Ocean City Arts Center

**19-56-141 - #8** - A Resolution Authorizing the Award of a Professional Services Contract with Leon P. Costello, CPA, RMA of Ford, Scott & Associates, LLC as Registered Municipal Auditing (RMA) Services for the City of Ocean City for the Calendar Year 2020

**19-56-142 - #9** - A Resolution Authorizing the Award of a Professional Services Contract between the City of Ocean City & Randy Scheule, Scheule Planning Solutions, LLC for Professional Planning Service for the Calendar Year 2020

**19-56-143 - #10** - A Resolution Authorizing a Professional Services Contract between the City of Ocean City and Law Offices of Bonnie D. Putterman, Bonnie D. Putterman, Esq.; Brian E. Rumpf P. C., Brian E. Rumpf, Esq.; Steiner Law Office, P. C., Jerry H. Steiner, Esq.; Swift Law Firm, LLC, Claire S. Swift, Esq. & Teitler & Teitler, LLC, Avery S. Teitler, Esq. for Conflict Public Defender Legal Services for the City of Ocean City for the Calendar Year 2020

**19-56-144 - #11** - A Resolution Authorizing a Professional Services Contract between the City Of Ocean City and Horizon Blue Shield Blue Cross of New Jersey "Horizon Dental" as the Provider of the Employee & Retiree Dental Benefit Program

**19-56-145 - #12** - A Resolution Authorizing the Mayor to Execute an Agreement between the City and Atlanticare Regional Medical Center for Advanced Life Support Services for the 2020 Calendar Year

**19-56-146 - #13** - A Resolution Authorizing the City's Participation in the National Purchasing Partners, NPPGov Contract #VH11239 for Patient Transport Cots, Stretchers & Chair Lifts for the Department of Fire & Rescue Services

**19-56-147 - #14** - A Resolution Authorizing the Rejection of Bid Proposals for City Contract #18-36, Improvements to the Civic Center

**19-56-148 - #15** - A Resolution Authorizing the Release of a Letter of Credit Maintenance Guarantee for a Construction Project at 701-03 8<sup>th</sup> Street, Block 704, Lot 10 Project #15-003PMN

**19-56-149 - #16** - A Resolution Authorizing the Release of a Maintenance Guarantee for a Construction Project at 16 Cardiff Road, Block 70.67, Lot 2.01 Project #16-005PMSF

**19-56-150 - #17** - A Resolution Authorizing the Release of a Performance and Maintenance Guarantee for a Construction Project at 1008 Ocean Avenue, Block 1002, Lot 13 Project #16-007PMS

**19-56-151 - #18** - A Resolution Authorizing the Release of a Performance Guarantee for a Construction Project at 207 Haven Avenue, Block 212, Lot 9 Project #17-008PBA

**19-56-152 - #19** - A Resolution Authorizing the Release of a Maintenance Guarantee for a Construction Project at 15 Harbor Road, Block 70.67, Lot 2.05 Project #17-028PBA

**19-56-153 - #20** - A Resolution Authorizing the Release of a Maintenance Guarantee for a Construction Project at 831 Brighton Place, Block 402, Lot 43 Project #15-030PMN

**19-56-154 - #21** - A Resolution Authorizing Transfers of Appropriations of the 2019 Local Municipal Budget Per N.J.S.A. 40A:4-58

**19-56-155 - #22** - A Resolution Approving Tax Overpayment Refund 2019-33 Thru 2019-35

**19-56-156 - #23** - A Resolution Authorizing the Tax Collector to Cancel Any 2019 Property Tax & S.I.D. Tax Refund or Delinquency of Less Than \$10.00

**19-56-157 - #24** - A Resolution Consenting to the Mayor's Reappointment of Jennifer Shirk as a Member to the Ocean City Library Board of Trustees

**19-56-158 - #25** - A Resolution Authorizing the Payment of Claims

**19-56-159 - #26** - A Resolution Authorizing Execution of Collective Bargaining Agreement with the Communication Workers of America AFL-CIO, Local No. 1032

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

**PENDING BUSINESS:**

Mr. DeVlieger wished everyone a happy holiday.

Mr. Hartzell wished everyone a happy holiday and also mentioned that St. Peter's Church will have a Christmas dinner open to the public from 11-3 p.m. on Christmas Day.

Mr. McClellan thanked the Mayor and Chief of Police for their help last week and he wished everyone a Merry Christmas.

Mr. Barr wished everyone a Merry Christmas.

**NEW BUSINESS:**

Mr. McClellan spoke about the Martin Luther King celebration in January.

Mr. Hartzell spoke about the Martin Luther King celebration in January and said the soul food dinner is great.

Mr. DeVlieger spoke about the Martin Luther King celebration in January and said the soul food dinner is fantastic.

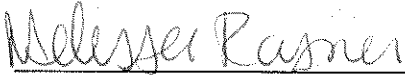
**CITIZEN COMMENT:**

**Donna Moore – 21 Ocean Ave** – spoke about the separation of church and state and spoke on behalf of Nelson Dice and said that if a religious institution doesn't support you with love then you should go elsewhere.

**Dave Breeden – 114 Victoria Lane** – spoke about the lobbyist; his contract is up this month and suggested the city be billed per hour rather have a flat rate. He also spoke about resolution no. 8 as well as the Klaus properties. He wished everyone a happy holiday.

**ADJOURN:**

Mr. Madden asked for a motion to adjourn. Motion made by Mr. Barr, seconded by Mr. Wilson. All ayes followed.  
8:25 p.m.



**Melissa Rasner, City Clerk**

