

FINAL AGENDA
COUNCIL MEETING AGENDA

JANUARY 18, 2012

5:00 P.M.

ATLANTIC CITY COUNCILMEMBERS

PRESIDENT WILLIAM MARSH

VICE PRESIDENT STEVEN MOORE

MOISSE DELGADO

TIMOTHY MANCUSO

FRANK GILLIAM, JR.

AARON RANDOLPH

RIZWAN MALIK

MARTY SMALL, SR.

GEORGE TIBBITT

- 1) PLEDGE OF ALLEGIANCE - INVOCATION
- 2) ROLL CALL
- 3) OPEN PUBLIC MEETING ACT
- 4) APPROVAL OF MINUTES
- 5) REPORTS AND RECOMMENDATIONS FROM THE MAYOR

RE-APPOINTMENT OF WILLIAM CHEATHAM AS A MEMBER OF THE SHADE TREE COMMITTEE
RE-APPOINTMENT OF LIBBY WILLS AS A MEMBER OF THE SHADE TREE COMMITTEE
APPOINTMENT OF MOHAMMAD HAROON RASHEED AS A PLANNING BOARD MEMBER
APPOINTMENT OF DARROW HILL AS A MEMBER TO THE ALCOHOLIC BEVERAGE CONTROL BOARD
APPOINTMENT OF BARBARA BOWE AS A MEMBER TO THE ATLANTIC CITY FREE PUBLIC LIBRARY

- 6) PRESIDENT OF COUNCIL COMMITTEE REPORTS
- 7) COMMUNICATIONS AND PETITIONS

CIVIL ACTION. MELVIN JONES; VS CITY of ATLANTIC CITY.

NOTICE OF CLAIM FRANCES WILLOCK; SAMUEL LUGO; ANTHONY MARRERO; KEVIN HUGGINS; INOENCIO NUNEZ VS THE CITY of ATLANTIC CITY.

MAYOR LANGFORD STATE OF THE CITY ADDRESS

RESOLUTION(S) MOVED TO THE FRONT OF THE AGENDA

- P 34 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF HERMAN K. LAING.
- P 35 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF DAVID H. “DAVE” HAMMIE.
- P 36 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF JAMES WILBURN “WHIP” BURROUGHS.
- P 37 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF JAMES DARRON THOMPSON.
- P 41 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF LARRY HAYES.
- P 42 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF ESTHER D. “DEE-DEE” CALLENDER.

NEW BUSINESS RESOLUTION(S) MOVED TO THE FRONT OF THE AGENDA

- P 94 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF RICHARD B. DERRY.

RESOLUTION(S) MOVED TO THE FRONT OF THE AGENDA

- H 75 - CITY COUNCIL HEREBY RECOGNIZES PERRY MAYS FOR HIS PROFESSIONALISM, COMPASSION AND COMMITMENT AND WISHES HIM THE VERY BEST IN HIS RETIREMENT.

8 & 9) PUBLIC COMMENT on AGENDA ITEMS and GOOD and WELFARE

EXECUTIVE SESSION

- P 31 - (a) CITRINO VS. CITY OF ATLANTIC CITY

10) ORDINANCES
FIRST READING

MARSH & TIBBITT PASSED	1-A	AN ORDINANCE AUTHORIZING OF A LEASE OF MUNICIPAL PROPERTY LOCATED AT 1100 ALBANY AVENUE TO CLEAN ENERGY A CALIFORNIA CORPORATION (“CE”) TO DESIGN, CONSTRUCT, OPERATE AND MAINTAIN A COMPRESSED NATURAL GAS FUELING STATION.
GILLIAM & DELGADO PASSED	1-B	AN ORDINANCE AMENDING CHAPTER 104 AND 163 OF THE CODE OF ATLANTIC CITY CONCERNING PARTIALLY-BOARDED BUILDINGS.
RANDOLPH & GILLIAM PASSED	1-C	AN ORDINANCE AUTHORIZING THE FILING OF A DEED OF REVERSION FOR LOT 19 OF BLOCK 305, LOCATED AT 535 ATLANTIC AVENUE
MOORE PASSED	1-D	AN ORDINANCE AUTHORIZING THE ACQUISITION BY QUIET TITLE ACTION OF ORPHAN LOTS HISTORICALLY USED AS ALLEYS WITHIN THE CITY OF ATLANTIC CITY TO ENCOURAGE REDEVELOPMENT
MARSH POSTPONED	1-E	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN CITY GOVERNMENT. (PROSECUTOR’S OFFICE DIVISION).
MARSH POSTPONED	1-F	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN CITY GOVERNMENT. (MUNICIPAL COURT DIVISION)
TIBBITT & GILLIAM PASSED	1-G	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (POLICE DIVISION)

TIBBITT & MOORE
PASSED AS AMENDED

1-H

AN ORDINANCE AMENDING CHAPTER
57 OF THE CODE OF THE CITY OF
ATLANTIC WHICH REGULATES JOB
TITLES WITHIN THE CITY GOVERNMENT.
(EMERGENCY SERVICES DIVISION)

NEW BUSINESS ORDINANCE (S)

ORDINANCES on SECOND AND FINAL READING

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11) CONSENT RESOLUTIONS

- P 20 - CITY COUNCIL OFFICIALLY RECOGNIZES THE SLOGAN OF CITY OF ATLANTIC CITY AS “THE WORLD’S FAMOUS PLAYGROUND” FROM THIS DATE FORWARD.
- P 29 - AGREEMENT WITH RELIANCE MEDICAL GROUP FOR OPERATIONS MANAGEMENT AND STAFFING OF HEALTH CENTERS - \$975,000.00.
- P 30 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF KENDAL “HUDGE” HUDGINS.
- P 40 - CITY COUNCIL HEREBY COMMENDS 5TH WARD COUNCILMAN DENNIS MASON FOR HIS MANY YEARS OF DEDICATED AND COMMITTED SERVICE TO THE CITY AND COMMUNITY OF ATLANTIC CITY.
- P 51 - AGREEMENT WITH INSERVCO INSURANCE SERVICES, INC. FOR MANAGEMENT INFORMATION SYSTEM AND CONSULTING SERVICES -\$36,000.00.
- P 52 - AGREEMENT WITH M. SYKES REAL ESTATE COMPANY, INC. TO PROVIDE LEGAL SERVICES FOR PROFESSIONAL APPRAISAL SERVICES - \$70,000.00.
- P 54 - CHANGE ORDER NO. 1 WITH EBROADBURL REALTY CORP. T/A POWER EQUIPMENT COMPANY FOR MAINTENANCE AND EMERGENCY SERVICE FOR EMERGENCY GENERATORS AT VARIOUS CITY OWNED BUILDINGS -\$12,825.00.
- P 55 - CHANGE ORDER NO. 1 WITH TOZOUR TRANE FOR PREVENTIVE MAINTENANCE OF THE HEATING, VENTILATION AND AIR CONDITIONING (HVAC) EQUIPMENT – \$14,250.00.
- P 62 - AGREEMENT WITH BRB VALUATION & CONSULTING SERVICES TO PROVIDE PROFESSIONAL APPRAISAL SERVICES - \$175,000.00.

- P 78- 2012 TEMPORARY BUDGET.
- P 79 - AGREEMENT WITH SCIBAL ASSOCIATES FOR THIRD PARTY ADMINISTRATION AND CLAIMS ADJUSTMENT SERVICES -\$94,449.00.
- P 88 - AUTHORIZATION TO ISSUE AWIRE TRANSFER TO SCIBAL ASSOCIATES FOR LIABILITY CLAIMS - \$227, 838.62.
- P 21 - AUTHORIZATION FOR GRANT APPLICATION FOR HIV COUNSELING, TESTING & REFERRAL SERVICES FOR LOCAL HEALTH DEPARTMENTS FOR THE BUDGET FISCAL YEAR 2012 – \$418,700.00.
- P 22- MERCANTILE LICENSES FOR MASSEUR/MASSEUSE IS ISSUED O HUI JIE YOUNG OF BODY WORK TIME, LLC.
- P 24 - LICENSE AGREEMENT WITH TEDCO VENDING, INC. TO MAINTAIN THE VENDING AREAS AND PROVIDE VENDING SERVICES FOR A ONE YEAR PERIOD – \$1.00.
- P 25 - AUTHORIZATION TO ISSUE A WARRANT FOR REIMBURSEMENT OF PAYMENT TO REVEL ENTERTAINMENT GROUP, LLC BY THE CRDA FOR THE DEMOLITION OF PORTIONS OF GARDEN PIER – \$155,848.00.
- P 26 - AUTHORIZATION TO ISSUE A WARRANT TO JENNIFER DALTON FOR BACKPAY - \$1,593.77.
- P 27 - LICENSE AGREEMENT WITH STARR HILL FOR THE TWO MUSIC FESTIVALS AT BADER FIELD IN SEPTEMBER 2012.
- P 32 - COUNCIL WISHES to REAPPOINT CASSANDRA L. BOYNTON-BELL TO POSITION OF DEPUTY REGISTRAR IN THE OFFICE OF VITAL STATISTICS EFFECTIVE JANUARY 1, 2012 FOR ONE (1) YEAR TERM.
- P 39 - RESOLUTION NO. 988 OF 2011 IS HEREBY RESCINDED IN ITS ENTIRETY.
- P 58 - AGREEMENT WITH WILENTZ GOLDMAN & SPITZER, P.A. FOR BOND COUNSEL.
- P 59 – AGREEMENT WITH MAZZONI LAW FIRM TO PROVIDE LEGAL SERVICES FOR A COLLECTION ATTORNEY.
- P 61 - AUTHORIZATION TO ISSUE WARRANTS TO VARIOUS DEVELOPERS FOR REFUNDS OF ESCROW ACCOUNTS.
- P 65- AUTHORIZATION TO FORECLOSE ON TAX SALE CERTIFICATES BLOCK 26, LOT 1.
- P 66 - CITY COUNCIL HEREBY ENCOURAGES AND SUPPORTS THE ATTORNEY GENERAL’S OFFICE IN ITS EFFORT TO HOST THE LAST SCHEDULED FUGITIVE SAFE SURRENDER PROGRAM IN ATLANTIC CITY, DURING APRIL 2012.

- P 67 - REFUND DUE TO OVERPAYMENT OF TAXES.
- P 70 - TEMPORARY LICENSE AGREEMENT WITH CRDA FOR THE USE OF LOTS 8, 9, 10, 13, 14 & 17 OF BLOCK 432 FOR ANY CLAIMS OF DAMAGE OR INJUIRES UPON CITY PROPERTY .
- P 71 - AUTHORIZATION FOR AN APPLICATION FOR A LOAN OR GRANT TO FUND 3RD WARD ACCESSIBLE PLAYGROUND & RECREATIONAL FACILITY.
- P 72 - APPROVAL OF APPLICATION FOR A STATE INCENTIVE GRANT FOR ATLANTIC PIER AMUSEMENTS, INC. T/A STEEL PIER, CAPE ENTERTAINMENT ASSOCIATES, LLC, AND STEEL PIER ASSOCIATES, LLC, SUBJECT TO THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY APPROVAL.
- P 74 - VENDOR’S LIST BEGINNING WITH #1. DOCUMENTS CONCEPTS INC., AND ENDING WITH # 27. EDUCATION SPECIALTY PUB., LLC. – \$1,212.98
- P/A 76 - AUTHORIZATION FOR THE PURCHASING AGENT TO PROCESS PURCHASE ORDERS WITH VARIOUS VENDORS UNDER THE STATE OF NEW JERSEY COOPERATIVE PRICING PROGRAM.
- P 77 - BIDS RECEIVED FOR LAND SALE AT PUBLIC AUCTION ON JANUARY 11, 2012 ARE HEREBY ACCEPTED.
- P 82 - AUTHORIZATION TO DISCHARGE MORTGAGE FOR DAN AND KELLY MORGAN AT 1400 N. OHIO AVENUE -\$26,780.00.
- P 83 - CITY COUNCIL HEREBY APPROVES THE UPDATED 2008 CITIZEN PARTICIPATION PLAN.
- P 84 - CITY COUNCIL HEREBY APPROVES THE AMENDED 2011 CDBG ACTION PLAN.
- P 85 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO MEDICAL AND LEGAL PROVIDERS - \$76, 535.65, AND TO PERMANENT PARTIAL DISABILITY - \$104,875.68 FOR WORKERS COMPENSATION CLAIMS.
- P 87 - AUTHORIZATION TO APPROVE A CREDIT FOR OVERPAYMENT OF TAXES FOR THE YEAR 2011 FOR 3851 BOARDWALK PH110 BLOCK 17, LOT 2710 - \$584.10.
- P 89 - AGREEMENT WITH DR. J ENTERPRISES IN PARTNERSHIP WITH MUNICIPAL COMMUNICATION FOR 4G CELLULAR ANTENNAS AND RELATED WIRELESS TRANSMISSION WITH A 50% REVENUE SHARE.
- P 90 - CITY COUNCIL HEREBY CONSENTS TO THE APPOINTMENT OF DARROW HILL AS A MEMBER OF ATLANTIC CITY ALCOHOLIC BEVERAGE CONTROL BOARD FOR A THREE (3) YEAR TERM COMMENCING JANUARY 1, 2012.

RESOLUTIONS PULLED FROM CONSENT

- P/A 38 - AGREEMENT WITH ZARWIN, BAUM, DEVITO, KAPLAN, SCHAER, TODDY, P.C. FOR GENERAL MUNICIPAL AND LITIGATION MATTERS - \$105,000.00.
- P/A 43 - AGREEMENT WITH DECOTIIS, FITZPATRICK, COLE & WISLER, LLP TO PROVIDE LEGAL SERVICES FOR TAX, GENERAL MUNICIPAL AND LITIGATION MATTERS - \$725,000.00.
- P/A 44 - AGREEMENT WITH RIDGWAY & RIDGWAY TO PROVIDE LEGAL COUNSEL FOR REAL ESTATE ATTORNEY, AND OTHER GENERAL MUNICIPAL AND LITIGATION MATTERS FOR A ONE (1) YEAR TERM COMMENCING ON JANUARY 1, 2012- \$49,000.00.
- P/A 45 - AGREEMENT WITH GEORGE N. POLIS, ESQ. TO PROVIDE LEGAL COUNSEL FOR GENERAL MUNICIPAL AND LITIGATION MATTERS FOR A ONE (1) YEAR TERM COMMENCING ON JANUARY 1, 2012- \$42,000.00.
- P/A 47 - AGREEMENT WITH JOHN M. ECCLES, JR., LLC. TO PROVIDE LEGAL COUNSEL FOR FORECLOSURE ATTORNEY, AND OTHER GENERAL LEGAL MATTERS FOR A ONE (1) YEAR TERM COMMENCING ON JANUARY 1, 2012 - \$57,000.00.
- P/A 48 - AGREEMENT WITH RICHARD M. CONLEY, ESQUIRE TO PROVIDE LEGAL COUNSEL FOR TAX CONFLICT ATTORNEY AND OTHER MATTERS -\$70,000.00.
- P/A 49 - AGREEMENT WITH THE LAW OFFICE CHRISTOPHER IAVARONE TO PROVIDE LEGAL SERVICES FOR GENERAL MUNICIPAL AND LITIGATION MATTERS – \$52,000.00.
- P/A 50 - AGREEMENT WITH MICHAEL A. ARMSTRONG & ASSOCIATES TO PROVIDE LEGAL SERVICES FOR GENERAL MUNICIPAL AND COUNSEL MATTERS - \$105,000.00.
- P/A 60 - AGREEMENT WITH TUOHY & TUOHY TO PROVIDE LEGAL SERVICES FOR LIABILITY MATTERS - \$35,000.00.
- P/A 63 - AGREEMENT WITH THE LAW OFFICES OF ROBERT L. TARVER JR. TO PROVIDE LEGAL SERVICES FOR SPECIAL COUNSEL TO THE MAYOR - \$91,000.00.
- P/A 64 - AGREEMENT WITH STRADLEY, RONON, STEVENS & YOUNG, LLP FOR LEGAL SERVICES FOR ENVIRONMENTAL LAW, CONDEMNATION AND REDEVELOPMENT MATTERS - \$ 105,000.00.
- P/A 68 - AGREEMENT WITH RILEY & RILEY TO PROVIDE LEGAL COUNSEL FOR LIABILITY, EXCESSIVE FORCE AND PUBLIC SAFETY DEFENSE MATTERS -\$450,000.00.
- P/A 73 - AGREEMENT WITH RUDERMAN & GLICKMAN, P.C. TO PROVIDE FOR LEGAL SERVICES -\$255,000.00.

RESOLUTIONS PULLED FROM CONSENT

- P 23 - AGREEMENT WITH SILK ASSOCIATES REAL ESTATE FOR REAL ESTATE BROKER AND BUSINESS DEVELOPMENT SERVICES.
- P 33 - AGREEMENT WITH COUNTY OF ATLANTIC TO PREPARE MEALS FOR THE MEALS ON WHEELS PROGRAM FOR A ONE (1) YEAR TERM COMMENCING ON JANUARY 1, 2012 - \$192,410.50.
- P 53 - AGREEMENT WITH APPRAISAL CONSULTANTS CORP. TO PROVIDE APPRAISAL SERVICES FOR PROFESSIONAL APPRAISAL SERVICES - \$175,000.00.
- P 56 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR PREVENTIVE MAINTENANCE FOR THE HEATING, VENTILATION AND AIR CONDITIONING (HVAC) SYSTEM AT VARIOUS CITY OWNED BUILDINGS TO BE RECEIVED TUESDAY, FEBRUARY 28, 2012 AT 11:00AM.
- P 57 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR PREVENTIVE MAINTENANCE FOR THE HEATING, VENTILATION AND AIR CONDITIONING (HVAC) SYSTEM AT GRAHAM PUBLIC SAFETY BUILDING TO BE RECEIVED TUESDAY, FEBRUARY 28, 2012 AT 11:00AM.
- H 69 - AGREEMENT WITH ERNEST A. APONTE, ESQ. TO PROVIDE LEGAL SERVICES AS A CONFLICTS PROSECUTOR AND OTHER MATTERS – \$14,000.00.
- P 80 - AGREEMENT WITH DONALD KEHRLI TO PROVIDE SERVICES IN THE AREA OF FINANCIAL, BUDGETARY AND OTHER MATTERS - \$15,000.00.
- P/A 86 - AGREEMENT WITH REVENUE & FINANCE CONSULTANT SERVICES TO PROVIDE PROFESSIONAL SERVICES IN AREA OF FINANCIAL, BUDGETARY AND OTHER MATTERS - \$20,000.00.

**NEW BUSINESS
RESOLUTION(S)**

- P 81 - AGREEMENT WITH FORD, SCOTT & ASSOCIATES, LLC TO PROVIDE ACCOUNTING SERVICES - \$145,000.00.
- P 92 - RESOLUTION NO. 923 OF 2011 IS HEREBY RESCINDED IN ITS ENTIRETY.
- P 93 - AGREEMENT WITH KORNEL CONSULTING FOR JOB TRAINING CONSULTING SERVICES - \$18,000.00.

12) OTHER PENDING BUSINESS

- 13) RHONDA WILLIAMS, CITY CLERK
MONICA WEBB, ASSISTANT CITY CLERK**

