

FINAL AGENDA

COUNCIL MEETING AGENDA

DECEMBER 9, 2009

5:00PM

ATLANTIC CITY COUNCILMEMBERS

WILLIAM MARSH, PRESIDENT

DENNIS MASON, VICE PRESIDENT

TIMOTHY MANCUSO

JOHN J. SCHULTZ

STEVEN MOORE

MARTY SMALL

EUGENE ROBINSON

GEORGE TIBBITT

G. BRUCE WARD

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

ORDINANCES NOS. 62, 63, 64, 65 & 66 OF 2009 WERE SIGNED BY THE MAYOR ON NOVEMBER 25, 2009

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

CIVIL ACTION..... MICHAEL ZBIK & CHERYL ZBIK, h/w; SHAKUR MOZELLE through his Guardian Ad Litem, PAULINE WARD; CRDA v. S.J.P. ENTERPRISES, INC.; CASINO REINVESTMENT DEVELOPMENT AUTHORITY v. CITY of ATLANTIC CITY, ET AL.

NOTICE OF CLAIM DEBORAH REILLY; CLEMENT THOMAS; MICHAEL FELDMAN v. ACPD; ELDRIDGE McCALL; KRISTY L. RODRIQUEZ; ROMAN RAFAEL v. ACPD v. CITY of ATLANTIC CITY, ET AL.

8) PUBLIC COMMENT on AGENDA ITEMS and GOOD and WELFARE

NEW BUSINESS
EXECUTIVE SESSION

P 915 – (a) ATLANTIC CITY BUDGET ISSUES.

9) **ORDINANCES**
FIRST READING

MASON PULLED	17-B	AN ORDINANCE AMENDING certain PROVISIONS of the LAND USE DEVELOPMENT ORDINANCE, CHAPTER 163 of the ATLANTIC CITY CODE.
MARSH & MOORE PASSED	18-D	AN ORDINANCE AMENDING CHAPTER 57-21 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT.
MARSH PULLED	21-A	AN ORDINANCE CREATING an ADVISORY BOARD to be KNOWN as the ATLANTIC CITY ADVISORY BOARD on MULTI-CULTURAL AFFAIRS, and CREATING the OFFICE of BI-LINGUAL and MULTI-CULTURAL AFFAIRS within the DEPARTMENT of HEALTH and HUMAN SERVICES.
SMALL PASSED	21-B	AN ORDINANCE amending CHAPTER 209A, Sections 5 & 6, of the CODE of the CITY of ATLANTIC CITY to EXTEND the time CITY PROPERTIES may be RENTED and to INCREASE the RENTAL FEES for GARDEN PIER and to ESTABLISH RENTAL FEES for the MUSEUM, ART CENTER and OUTDOOR ATHLETIC VENUES.
MOORE PASSED	21-C	AN ORDINANCE amending CHAPTER 209A, Section 6B of the CODE of the CITY of ATLANTIC CITY to INCREASE the RENTAL FEES for the WESTSIDE ALL WARS MEMORIAL BUILDING.
MANCUSO, MARSH & MOORE PASSED	21-D	AN ORDINANCE to ACCEPT a DEED to PROPERTIES in the CITY of ATLANTIC CITY PRESENTLY OWNED by JETHRO COMMUNITY DEVELOPMENT CORPORATION.

MANCUSO & MOORE PASSED	21-E	AN ORDINANCE to ACCEPT a DEED to PROPERTIES in the CITY of ATLANTIC CITY presently OWNED by ALLEN COMMUNITY LIFE CENTER, INC.
SCHULTZ PULLED	21-F	AN ORDINANCE AMENDING CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT (Department of Neighborhood Services).
MANCUSO & MOORE PASSED	21-G	AN ORDINANCE to ADVERTISE for SALE the LAND and PREMISES at 18 N. CONNECTICUT AVENUE, #A, BLOCK 304, LOT 22 and 16 N. CONNECTICUT AVENUE, BLOCK 304, LOT 25.
MANCUSO, MOORE & SCHULTZ PASSED	21-H	AN ORDINANCE to ADVERTISE for SALE the LAND and PREMISES at 2506 CAMAROTA TERRACE, BLOCK 166, LOTS 4 and 5.
MARSH& SCHULTZ PASSED	21-I	AN ORDINANCE implementing THE SOUTH INLET TRANSPORTATION IMPROVEMENT AUTHORITY PROJECT as APPROVED by the CASINO REINVESTMENT DEVELOPMENT AUTHORITY.

NEW BUSINESS ORDINANCE(S)

SECOND READING ORDINANCES

MASON ADJOURNED UNTIL 1/06/10	58	AN ORDINANCE ADOPTING a REDEVELOPMENT PLAN for the RIVERSIDE REDEVELOPMENT AREA.
SMALL & MASON PASSED	67	AN ORDINANCE to PURCHASE BLOCK 432 LOT 13 a/k/a 310 N. NEW JERSEY AVENUE for the PURPOSE of a PUBLIC PARK and OPEN SPACE, commonly referred to as the BUNGALOW PARK REPLACEMENT BASKETBALL COURT and OPEN SPACE PROJECT.

MOORE & SCHULTZ
PASSED

68 AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT (Department of Public Works).

10) REGULAR RESOLUTIONS

- P 861 – CITY COUNCIL recognizes A. RANDO BAKERY in CELEBRATION of its 100th YEAR in BUSINESS.
- P 888 – CITY COUNCIL wishes to RE-APPOINT LOUIS HOFFMAN as a MEMBER of the ATLANTIC CITY ZONING BOARD of ADJUSTMENT commencing JANUARY 1, 2010.
- P 893 – CITY COUNCIL hereby ADOPTS WITHOUT AMENDMENTS the OPERATING BUDGET of the ATLANTIC CITY SPECIAL IMPROVEMENT DISTRICT, INC., for FISCAL YEAR 2010, pursuant to N.J.S.A. 40:56-84h - \$4,113,000.00.

CONSENT

- P 758 – CHANGE ORDER NO. 2 to extend STRADLEY, RONON, STEVENS & YOUNG, LLP for ADDITIONAL LEGAL SERVICES through to JANUARY 31, 2010 - \$150,000.00.
- P 866 – CHANGE ORDER NO. 2 with MICHAEL A. ARMSTRONG and ASSOCIATES for ADDITIONAL LEGAL SERVICES - \$50,000.00.
- P 867 – CHANGE ORDER NO. 3 with DECOTIIS, FITZPATRICK, COLE & WISLER, LLP for ADDITIONAL TAX MATTER SERVICES - \$125,000.00.
- P 871 – CHANGE ORDER NO. 1 with RUDERMAN & GLICKMAN, P.C. for ADDITIONAL LEGAL SERVICES - \$115,000.00.
- P 885 – REFUNDS DUE to OVERPAYMENT OF TAXES.
- P/A 886 – VENDOR’S LIST beginning with #1. ADI (Ademco) - \$2,766.32 and ending with #34. TESSCO INC. - \$1,234.08.
- P 887 – CITY COUNCIL wishes to RE-APPOINT LAVERNE USRY to a FOUR-YEAR TERM as a MEMBER of the ATLANTIC CITY FINE ARTS COMMISSION commencing JANUARY 1, 2010.
- P 889 – INSERTION of an ITEM of REVENUE for the ATLANTIC COUNTY ENVIRONMENTAL HEALTH ACT (CEHA) - \$45,000.00.

- P 890 – INSERTION of an ITEM of REVENUE for the STATE of NEW JERSEY SOLID WASTE ADMINISTRATION RECYCLING TONNAGE GRANT - \$118,783.65.
- P 891 – AGREEMENT with THIS & THAT UNIFORMS for OFFICE of EMERGENCY MANAGEMENT UNIFORMS - \$2,275.00.
- P 892 – RESOLUTION NO. 827 of 2009 is RESCINDED in its ENTIRETY and is REPLACED with - AMUSEMENT GAMES LICENSEE-CORINNE GORFMAN.
- H 894 – INTERGOVERNMENTAL TRASH SERVICE EXPENSE REIMBURSEMENT AGREEMENT between the ATLANTIC CITY SCHOOL BOARD and the CITY of ATLANTIC CITY.
- P 895 – AUTHORIZATION to ISSUE a WARRANT to VINELAND CONSTRUCTION for the SUN BANK PROJECT - \$1,015.00.
- H 896 – CHANGE ORDER NO. 1 with TEC ELEVATOR, INC. to ADD MONTHLY MAINTENANCE until JUNE 30, 2012 for TWO HYDRAULIC ELEVATORS at the SURF STADIUM - \$9,000.00.
- P 897 – AMUSEMENT GAMES LICENSE.
- P 898 – TAX COLLECTOR is DIRECTED to EXTINGUISH and DISCHARGE ALL OUTSTANDING TAXES on the SUBJECT PROPERTIES LISTED.
- P 899 – AUTHORIZATION for TAX COLLECTOR to CANCEL ALL OUTSTANDING TAX BALANCES on CERTAIN PROPERTIES held by the ATLANTIC CITY HOUSING and URBAN REDEVELOPMENT AUTHORITY.
- P 900 – AGREEMENT with THE LANDTEK GROUP, INC. for the DWAYNE HARRIS MEMORIAL FIELD RENOVATIONS, PHASE 1 BASEBALL FIELD - \$363,590.00.
- P/A 902 – AUTHORIZATION to ISSUE a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - \$7,882.38.
- P 903 – AUTHORIZATION to ISSUE a WARRANT for ACCUMULATED BENEFITS to DONALD TOMASELLO, who retired on DECEMBER 1, 2009 - \$55,960.08.
- P 904 – AUTHORIZATION for TAX COLLECTOR to CANCEL OUTSTANDING TAXES for 7 N. MISSISSIPPI AVENUE - \$1,827.87.
- P 905 – CITY COUNCIL DESIGNATES MICHAEL LIMB as the HONORARY CHAIRMAN of ASIAN-AMERICAN AFFAIRS for the CITY of ATLANTIC CITY.
- D 906 – CITY COUNCIL hereby APPOINTS JOHN J. McGETTIGAN, who RESIDES at 3501 Boardwalk, #A108, as an ALTERNATE #1 MEMBER of the ZONING BOARD of ADJUSTMENT for at TERM commencing on JANUARY 1, 2010 and TERMINATING on DECEMBER 31, 2013.

- P 907 – AUTHORIZATION for MAYOR to EXECUTE an AMENDED GRANT AGREEMENT with the COUNTY of ATLANTIC to EXTEND the SOUTH BOULEVARD PROMENADE OPEN SPACE ACQUISITION PROJECT term until NOVEMBER 20, 2010.
- P 908 – AUTHORIZATION to ISSUE WIRE TRANSFERS to MEDICAL and LEGAL PROVIDERS for WORKERS COMPENSATION CLAIMS - \$37,279.87 and for PERMANENT PARTIAL DISABILITY CLAIMS - \$66,433.47.
- P 909 – CITY COUNCIL hereby REAPPOINTS JOHN J. McGETTIGAN, who RESIDES at 3501 BOARDWALK, #A108, 5TH WARD, as a MEMBER to the MUNICIPAL UTILITIES AUTHORITY for a FIVE-YEAR TERM commencing FEBRUARY 1, 2010 to JANUARY 31, 2015.
- P 910 – TRANSFER of FUNDS from ONE APPROPRIATION to ANOTHER during the MONTHS of NOVEMBER and DECEMBER.
- P 911 – CITY COUNCIL JOINS in the MOURNING of the PASSING of CLYDE ROBERT PRESTON.
- H 912 – CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of DR. VERA KING FARRIS.

NEW BUSINESS
RESOLUTION(S)

- P 913 – CHANGE ORDER NO. 1 with ALLIANCE of GOVERNMENTAL AUDITORS, LLC for ADDITIONAL WORK of AUDIT SERVICES for the CITY'S 2008 CORRECTIVE ACTION PLAN.
- P 914 – CITY COUNCIL hereby APPOINTS WINONA ROBINSON, who RESIDES at 233 N. CALIFORNIA AVENUE, as an ALTERNATE #1 MEMBER of the ZONING BOARD of ADJUSTMENT for at TERM commencing on JANUARY 1, 2010 and TERMINATING on DECEMBER 31, 2013.
- P 916 – CITY COUNCIL GREATLY APPRECIATES and hereby THANKS YVONNE B. PRESTON for her 26 YEARS of SERVICE to the CITY of ATLANTIC CITY.
- P 917 – CITY COUNCIL hereby RECOGNIZES and PRAISES TEN (10) WAR VETERANS.
- P 918 – CITY of ATLANTIC CITY desires to RE-ACQUIRE various TAX SALE CERTIFICATES from JETHRO COMMUNITY DEVELOPMENT CORP.

11) OTHER PENDING BUSINESS

- 12) ROSEMARY ADAMS, CITY CLERK**
RHONDA WILLIAMS, DEPUTY CITY CLERK