

FINAL AGENDA

COUNCIL MEETING AGENDA

AUGUST 05, 2009

5:00 P.M.

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
ORDINANCE NOS. 40, 41, 42, AND 43 OF 2009 WERE SIGNED BY THE MAYOR ON JULY 24, 2009.
- 6) PRESIDENT OF COUNCIL COMMITTEE REPORTS
- 7) COMMUNICATIONS AND PETITIONS
CIVIL ACTION. BART KRAFTOWITZ VS CITY OF ATLANTIC CITY.

NOTICE OF CLAIM ANTONIO SANTIAGO; IBAN FREIRE; JAMES DAVIS SR.; GWENDOLYN
JONES-KEMP VS. CITY OF ATLANTIC CITY.

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

P 643 - CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of SHADDIY A. DIXON

8) EXECUTIVE SESSION MOVED TO THE FRONT OF THE AGENDA

P 596 - a) CURTIS vs. CITY of ATLANTIC CITY
b) ALLIANCE of GOVERNMENTAL AUDITORS

9) PUBLIC COMMENT ON AGENDA ITEMS

PUBLIC HEARING ON AMENDMENTS TO THE 2009 BUDGET

H 630 – ADOPTION OF AMENDED 2009 MUNICIPAL BUDGET.

**10) ORDINANCES
FIRST READING**

MARSH PASSED	12 - B	AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which regulates JOB TITLES within the CITY GOVERNMENT. (Director of Public Safety)
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MANCUSO PASSED AS AMENDED	13 - A	AN ORDINANCE amending CHAPTER 243 SECTION 17 of the CODE of the CITY of ATLANTIC CITY to PROHIBIT PARKING on the EAST SIDE of NORTH TRENTON AVENUE and PERMIT it on the WEST SIDE of the STREET.
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| MASON
PASSED | 13 - B | AN ORDINANCE TO TRANSFER CITY OWNED PROPERTY OF THE CITY OF ATLANTIC CITY, PURSUANT TO <u>N.J.S.A. 40A:12, et seq.</u> |
| MASON
PASSED | 13 – C | AN ORDINANCE for the AGREEMENT of SALE of LAND BLOCK 432, LOTS 8 & 10, 707 & 709 MEDITERRANEAN AVENUE, RESPECTIVELY. |
| MASON
PASSED | 13 – D | AN ORDINANCE for the AGREEMENT of SALE of LAND BLOCK 432, LOT 14, 306 N. NEW JERSEY AVENUE. |
| MASON
PASSED | 13 – E | AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which regulates JOB TITLES within the CITY GOVERNMENT. (Public Works) |

SECOND AND FINAL READING

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| MANCUSO
PASSED | 44 | AN ORDINANCE to AMEND the ATLANTIC CITY CODE CHAPTER 4 ENTITLED ADMINISTRATION of GOVERNMENT. |
| MANCUSO & MARSH
PASSED | 45 | AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which regulates JOB TITLES within the CITY GOVERNMENT. (Public Safety; Business Administrator) |

11) REGULAR RESOLUTIONS

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| P | 594 - | VENDOR’S LIST beginning with #1 FILE ANNEX - \$1, 319.25 and ending with #22 WILLIAM CRANE - \$1,117.23. |
| P | 598 - | CHANGE ORDER NO. 3 with RELIANCE MEDICAL GROUP, LLC to INCLUDE additional services - \$540.00. |
| P | 599 - | CHANGE ORDER NO. 1 with EDMUNDS & ASSOCIATES to INCLUDE additional services - \$673.20 |

- P 606 - CHANGE ORDER NO.1 with NEW JERSEY INSTITUTE OF TECHNOLOGY'S CENTER for INFORMATION AGE TECHNOLOGY (CIAT) to INCLUDE additional services- \$1,875.00.
- P 607 - AGREEMENT with TRINA D. BYRD t/a T. BYRD PERSONAL COMPUTERS for operating expenses for SENIOR PREVENTION & TECHNOLOGY COMPUTER TRAINING PROGRAM (2009) - \$8,025.00.
- P 608 - AGREEMENT with RELIANCE MEDICAL GROUP, L.L.C., for MEDICAL SERVICES for ONE (1) YEAR effective SEPTEMBER 30, 2009 ending SEPTEMBER 29, 2010 – \$ 975, 000.00.
- P/A 632 - EMERGENCY TEMPORARY APPROPRIATIONS.
- P/A 634 - AUTHORIZATION to ISSUE a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - \$ 18,549.20.
- P 638 - CITY COUNCIL hereby POSTPONES the effective date of ORDINANCE 28 of 2009 and ORDINANCE 31 of 2009 until after there has been APPROVAL PURSUANT to NEW JERSEY COURT RULE 7: 12-4.
- P 640 - CITY COUNCIL will contact the ATTORNEY GENERAL of the STATE regarding alleged MISCONDUCT and INAPPROPRIATE BEHAVIOR against alleged MINORS and other INDIVIDUAL (S) within a CITY FIREHOUSE.

CONSENT

- P 555 - AUTHORIZATION to SELL at PUBLIC AUCTION, PERSONAL PROPERTY on THURSDAY, AUGUST 27, 2009, at 10:00 a.m., at the TOW LOT at the PUBLIC WORKS COMPLEX, located at 1100 NORTH ALBANY AVENUE.
- P 593 - REFUND DUE to OVERPAYMENT of TAXES.
- P 595 - MERCANTILE LICENSE is hereby ISSUED to SUSANNE M. MURRAY at the POKER ROOM at TRUMP TAJ MAHAL and SANG NAM WALKER at the OSAKA STRESS THERAPY as a MASSEUR/MASSEUSE till JUNE 30, 2010.
- P 597 - AUTHORIZATION to ISSUE a WARRANT to LINDA STEELE, who RETIRED JULY 1, 2009 - \$1,650.00.
- P 600- AGREEMENT with LINK HIGH TECHNOLOGIES, INC., for ANNUAL maintenance on ACCMAIL DEFENDER U120 SOFTWARE and HARDWARE COMMENCING 8/13/2009 and ENDING 8/12/2010 - \$ 1, 993.10.
- P 601 - AUTHORIZATION to ISSUE a WARRANT to OFFICER BRIAN DOBBINS, who RETIRED July 1, 2009 - \$10,812.09.

- P 602 - AUTHORIZATION to ISSUE a WARRANT to DEPUTY CHIEF VICTOR FRANCESCO, for OUT OF TITLE PAY FOR 2007 and 2008 - \$4,379.40
- P 603 - AUTHORIZATION to ISSUE a WARRANT to DANIEL TAMBURILLA, for RETRO PAY due to OUT of TITLE in 2007 and 2008- \$1,758.60.
- P 604 - AUTHORIZATION to ISSUE a WARRANT to CHARLES A. RITZEL, for RETRO PAY due to OUT of TITLE in 2007 and 2008 - \$265.40.
- P 609 - AGREEMENT with the ATLANTIC COUNTY COUNCIL OF YOUTH PROGRAMS, INC. for OPERATING EXPENSES for ONE YEAR for the ATLANTIC CITY THEATRE GUILD (ACTG) - \$6,025.00.
- P 610 - AGREEMENT with ATLANTIC COUNCIL OF YOUTH PROGRAMS, INC for OPERATING EXPENSES for ONE YEAR for the RITES OF PASSAGE - \$5,416.00.
- P 611 - AGREEMENT with ATLANTIC COUNTY COUNCIL OF YOUTH PROGRAMS, INC. for OPERATING EXPENSES for ONE YEAR for the VENICE PARK BASKETBALL LEAGUE ASSOCIATION - \$5,025.00.
- P 612 - AGREEMENT with PEMBERTON ELECTRICAL SUPPLY COMPANY, LLC, for ELECTRICAL EQUIPMENT & SUPPLIES as an OPEN-END CONTRACT.
- P 613 - AGREEMENT with BILLOWS ELECTRIC for ELECTRICAL EQUIPMENT & SUPPLIES as an OPEN-END CONTRACT.
- P 614 - AGREEMENT with ATLANTIC CITY PLUMBING & ELECTRICAL SUPPLIES for ELECTRICAL EQUIPMENT & SUPPLIES as an OPEN-END CONTRACT.
- P 615 - AGREEMENT with BUILD TO BE, LLC. for OPERATING EXPENSES for ONE YEAR for the BUILD TO BE LEARNING EXPERIENCE MUNICIPAL ALLIANCE- \$4,523.75.
- P 616 - AGREEMENT with ANIMAL CONTROL OF SOUTH JERSEY for the use of the DEPARTMENT OF HEALTH and HUMAN SERVICES for a TWO (2) YEAR PERIOD from AUGUST 1, 2009 to JULY 31, 2011 - \$86, 400.00.
- P 617 - AGREEMENT with THIS & THAT UNIFORMS for UNIFORMS for the DIVISION of CONSTRUCTION and the DIVISION of CODE ENFORCEMENT for TOTAL DELIVERED - \$6, 360.00.
- P 618 - AUTHORIZATION to SELL at PUBLIC AUCTION, VARIOUS ARTICLES, BICYCLES, CITY-OWNED PERSONAL PROPERTY and GENERAL OFFICE EQUIPMENT on TUESDAY, AUGUST 20, 2009 at 11: 00 a.m., at the CITY HALL COURTYARD, located at 1301 BACHARACH BOULEVARD.
- P 619 - AGREEMENT with COMCAST BUSINESS SERVICES for CABLE PROVIDER to INSTALL and bring BUSINESS CLASS INTERNET SERVICE to the ALL WARS MEMORIAL BUILDING located at 1510 ARDRIATIC AVENUE.

- P 620 - AGREEMENT with ASPEN VALUATION GROUP, LLC for APPRAISAL SERVICES SOUTH INLET LAND VALUE INVESTIGATION – MAI LAND APPRAISAL for BLOCKS 73, 74, and 79, VARIOUS LOTS - \$5,800.00.
- P 621 - JITNEY PERMIT #30 is hereby APPROVED.
- P 622 - RESOLUTION NO. 163 of 2009 is hereby AMENDED to INCREASE the MAILING SERVICES/OVERNIGHT PARCEL DELIVERY ACCOUNT an additional \$10, 000.00 from the vendor UPS, for a new ESTIMATED - \$25,000.00.
- P 623 - AUTHORIZATION for MICHAEL A. SCOTT, ACTING BUSINESS ADMINSTRATOR to serve as the CITY OF ATLANTIC CITY’S AGENT for the SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION and to complete the MUNICIPAL REGISTRATION.
- P 624 - CITY COUNCIL declares its SUPPORT for the OVER THE LIMIT UNDER ARREST 2009 STATEWIDE CRACKDOWN from AUGUST 21 through SEPTEMBER 7, 2009.
- P 625 - AUTHORIZATION and to ATTEST to the GRANT APPLICATION for the monies for OVER THE LIMIT UNDER ARREST 2009 STATEWIDE CRACKDOWN GRANT.
- P 626 - CITY selects ASPEN VALUATION, LLC GROUP as the WINNING BID to APPRAISE the SOUTH INLET LOTS.
- P 627 - AGREEMENT with the COUNTY OF ATLANTIC for the period from JANUARY 1, 2009 through DECEMBER 31, 2009 for ENVIRONMENTAL SERVICES.
- P 628 - AUTHORIZATION to ISSUE a WARRANT to KIRK DUGGAN d/b/a NU MILLENNIUM ENTERTAINMENT for SOUND SYSTEM EQUIPMENT SET-UP on SATURDAY, AUGUST 29, 2009 at GARDNER’S BASIN, 800 N. NEW HAMPSHIRE AVENUE - \$3, 600.00.
- P 629 - AGREEMENT for the REDEMPTION of the TAX LIEN for the PARCEL of BLOCK 77, LOT 21, 211 ORIENTAL AVENUE by the INSTALLMENT PLAN.
- P 631 – AUTHORIZATION to ISSUE a WARRANT to THE NATIONAL RHYTHM & BLUES MUSIC SOCIETY, INC. for FULL FORCE, FORCE MD’S & SOUL GENERATION TRACK SHOW/OUTSIDE EVENT on SATURDAY, AUGUST 29, 2009 at GARDNER’S BASIN, 800 N. NEW HAMPSHIRE AVENUE - \$10,500.00.
- P 633 - MERCANTILE LICENSE is hereby ISSUED to SANG N. WALKER at the OSAKA STRESS THERAPY STUDIO, LLC. as a STRESS THERAPY till JULY 31, 2010.
- P 635 - RESOLUTION 573 of 1991 and RESOLUTION 57 of 1993 remain; RESOLUTION 555 of 2006 is RESCINDED in ENTIRETY, as the STATE has not APPROVED an increase in the PETTY CASH FUND for SOLICITOR’S OFFICE.
- P 636 - AUTHORIZATION to ISSUE a WIRE TRANSFER to the MEDICAL and LEGAL PROVIDERS for WORKERS COMPENSATION CLAIMS - \$65,746.22 and to PERMANENT PARTIAL DISABILITY - \$207,091.70.

- P 637 - AUTHORIZATION to ADVERTISE for BIDS for RECONSTRUCTION OF TENNESSEE AVENUE, CASPIAN AVENUE TO ADRIATIC AVENUE (CDBG) at the PURCHASING BOARD meeting to be held at 11:00 a.m. on TUESDAY, AUGUST 25, 2009.
- P 639 - AUTHORIZATION and to ATTEST to the GRANT APPLICATION for the monies for a LEAD IDENTIFICATION and FIELD TESTING - \$15, 850.00.

PULLED FROM CONSENT

- H 605 - AUTHORIZATION to ADVERTISE a REQUEST for PROPOSALS to INSTALL ATM MACHINES at VARIOUS LOCATIONS on the BOARDWALK, as well as the LOBBY of CITY HALL, to be received at PURCHASING BOARD at a date to be DETERMINED.

**NEW BUSINESS
RESOLUTION(S)**

- P 641 - CITY COUNCIL recognizes the 10 year ANNIVERSARY of THREE LOCAL FISHERMAN LOST at SEA.
- P 642 - AUTHORIZATION to SIGN a GRANT AGREEMENT with the NEW JERSEY DEPARTMENT of TRANSPORTATION MUNICIPAL AID PROGRAM for the OHIO AVENUE BRIDGE over PENROSE CANAL RESTORATION PROJECT.
- P 644 - AUTHORIZATION to SIGN a GRANT AGREEMENT with the NEW JERSEY DEPARTMENT of TRANSPORTATION MUNICIPAL AID PROGRAM for the OHIO AVENUE BRIDGE over VENICE LAGOON RESTORATION PROJECT.

12) OTHER PENDING BUSINESS

13) CITIZENS COMMENT or GOOD and WELFARE

**14) ROSEMARY ADAMS, CITY CLERK
RHONDA WILLIAMS, DEPUTY CITY CLERK**