

FINAL AGENDA

COUNCIL MEETING AGENDA

DECEMBER 30, 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**

ORDINANCE No. 68 was signed by the MAYOR on December 10, 2009.

ORDINANCE No. 67 WAS RETURNED UNSIGNED BY THE MAYOR; THEREFORE; CITY CLERK CERTIFICATE BECOMES EFFECTIVE.

AMENDED EXECUTIVE ORDER NO. 3 OF 2009 (COST OF LIVING INCREASE FOR QUALIFIED CURRENT UNCLASSIFIED, CONFIDENTIAL AND EXEMPT EMPLOYEES)

Appointment of Rev. Joseph Corbitt to the Landlord Tenant Affairs Board (HOMEOWNER)

Appointment of Jackie Sharpe to the Landlord Tenant Affairs Board (LANDLORD)

Appointment of Terry Lea to the Alcohol Beverage Control Board

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

CIVIL ACTION.....John Antos; Juan Bonet-Vasquez; CRDA; Capella; Edward J. Galbierczk vs Arthur C. Morton, et als vs. City of Atlantic City

NOTICE OF CLAIMSylvia Kalman; Patricia & John Fedullo; Dianne Nehmad; Gladys Ridley v. Pilato; Bally's Atlantic City; Christian Muniz, Geronimo Muniz; Irsi Santiago vs Carlos E. Torres, Michael Travers vs City of Atlantic City

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

- P/A 926- (A) FOLEY vs CITY OF ATLANTIC CITY
 (B) BERENHOLZ vs CITY OF ATLANTIC CITY
 (C) WASHINGTON vs CITY OF ATLANTIC CITY (WORKERS COMP.)

10) SECOND READING ORDINANCE (S)

MASON PULLED BACK TO FIRST READING 1/6/10	58	AN ORDINANCE ADOPTING a REDEVELOPMENT PLAN for the RIVERSIDE REDEVELOPMENT AREA
MASON, WARD & SCHULTZ PULLED BACK TO FIRST READING 1/6/10	69	AN ORDINANCE APPROVING APPLICATION for LOCAL INCENTIVE GRANTS pursuant to the NEW JERSEY ECONOMIC STIMULUS ACT of 2009 and the PROMULGATED THEREUNDER.
MASON & WARD PASSED	70	AN ORDINANCE APPROVING APPLICATION for STATE INCENTIVE GRANTS PURSUANT to the NEW JERSEY ECONOMIC STIMULUS ACT of 2009 and the REGULATIONS PROMULGATED
MARSH & MOORE PASSED	71	AN ORDINANCE amending CHAPTER 57-21 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT. (City Clerk, Deputy City Clerk)
SMALL PASSED	72	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 PULLED BACK TO FIRST READING 1/27/10	73	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	74	AN ORDINANCE to ACCEPT a DEED to PROPERTIES in the CITY of ATLANTIC CITY PRESENTLY OWNED by JETHRO COMMUNITY DEVELOPMENT CORPORATION.
MANCUSO & MOORE PASSED	75	AN ORDINANCE to ACCEPT a DEED to PROPERTIES in the CITY of ATLANTIC CITY presently OWNED by ALLEN COMMUNITY LIFE CENTER, INC.
MANCUSO & MOORE PASSED	76	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	77	AN ORDINANCE to ADVERTISE for SALE the LAND and PREMISES at 2506 CAMAROTA TERRACE, BLOCK 166, LOTS 4 and 5.
MARSH & SCHULTZ PASSED	78	AN ORDINANCE implementing THE SOUTH INLET TRANSPORTATION IMPROVEMENT AUTHORITY PROJECT as APPROVED by the CASINO REINVESTMENT DEVELOPMENT AUTHORITY.

11) REGULAR RESOLUTIONS

- P 896- CHANGE ORDER NO. 1 with TECH ELEVATOR, INC. to ADD MONTHLY MAINTENANCE UNTIL JUNE 30, 2012 for TWO HYDRAULIC ELEVATORS at the SURF STADIUM -\$9,000.00.
- P 912- CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of DR. VERA KING FARRIS.
- P 920- AUTHORIZATION to CANCEL the UNEXPENDED BALANCES of the GENERAL CAPITAL FUND IMPROVEMENT.
- P 921- AGREEMENT with LUMBERMEN ASSOCIATES for BOARDWALK LUMBER (ROUGH & DRESSED) for the use of the DEPARTMENT of PUBLIC WORKS - \$1,672,438.03.
- P 924- VENDOR'S LIST beginning with #1 AC NORSE, LLC \$3,236.10 and ending with #43 MELO, LLC \$2,818.53.
- P 929- CITY COUNCIL of the CITY OF ATLANTIC CITY hereby CONGRATULATES DAVID TILTON, PRESIDENT and CEO and THE ENTIRE ORGANIZATION of ATLANTICARE RECIPIENT of the MALCOLM BALDRIGE NATIONAL QUALITY AWARD.

- P 931- CITY COUNCIL JOINS in the MOURNING OF THE PASSING of SAUNDRA HILL.
- P 936- CITY COUNCIL of the CITY OF ATLANTIC CITY hereby EXTENDS BEST WISHES to JOHN J. SCHULTZ on the SPECIAL OCCASION of HIS RETIREMENT from CITY COUNCIL.
- P 938- CITY COUNCIL JOINS in the MOURNING OF THE PASSING of JOYCE MCKINNON.

CONSENT

- H 894- INTERGOVERNMENTAL TRASH SERVICE EXPENSE REIMBURSEMENT AGREEMENT BETWEEN the ATLANTIC CITY SCHOOL BOARD and the CITY of ATLANTIC CITY.
- P 923- APPOINTMENT of TERRY LEA as a MEMBER of the ATLANTIC CITY ALCOHOLIC BEVERAGE CONTROL BOARD.
- P 925- AUTHORIZATION to ENCROACH upon the AIR RIGHTS over the CITY RIGHT-OF-WAY to REFURBISH the EXISTING PROJECTING SIGN at 38 S. GEORGIA AVENUE, ATLANTIC CITY, NEW JERSEY – \$1.00.
- P 927- AMUSEMENT GAMES LICENSE.
- P 928- AGREEMENT with THIS & THAT UNIFORMS for FIREFIGHTER UNIFORMS & RELATED EQUIPMENT - \$27,676.00.
- P 930- RESOLUTION 914-09 was passed by COUNCIL of the City of Atlantic City on DECEMBER 9, 2009 APPOINTING WINNONA ROBINSON to the ZONING BOARD as ALTERNATE #1 THE TERM SHOULD BE 2010 to 2011.
- P 932- AUTHORIZATION to ISSUE a WARRANT to ROSEMARY ADAMS, CITY CLERK - \$500.00, For EXTRA DUTIES and SERVICES PURSUANT to the PROVISION of N.J.S.A. 19:45-9.
- P 933- CHANGE ORDER #1 with RICHARD E. PIERSON CONSTRUCTION CO., INC., for RECONSTRUCTION of PACIFIC AVENUE, MISSOURI AVENUE to INDIANA AVENUE - \$49,375.00.
- P 934- AUTHORIZATION for a PYROTECHNICS DISPLAY at the ATLANTIC CITY NEW YEAR'S EVE FIRE WORKS DISPLAY at BADER FIELD on DECEMBER 31, 2009 from 12:00 a.m. to 12:10 a.m.
- P 937- AUTHORIZATION to RE-APPOINT STEPHANIE STEWART as a MEMBER of the HOUSING AUTHORITY of the CITY OF ATLANTIC CITY.
- P 939 - RESOLUTION No. 687 of 1990 is hereby RESCINDED in its ENTIRETY, and the ATLANTIC CITY WELFARE OFFICE PETTY CASH ACCOUNT is hereby RESCINDED.
- P 940 - AUTHORIZATION to ISSUE a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - \$234,770.65.
- P 941 - AUTHORIZATION to ISSUE a WARRANT to VINELAND CONSTRUCTION for REFUND of a CASH BOND for the SUN BANK PROJECT - \$5,092.20.

- P 942 - TRANSFER of FUNDS from ONE APPROPRIATION to ANOTHER.
- P 943 - FISHERMEN'S ENERGY is AUTHORIZED to APPLY for the APPLICABLE GOVERNMENTAL APPROVALS for its PROPOSED WIND TURBINE FACILITY and the MAYOR or his designee is AUTHORIZED to SIGN APPLICATIONS on BEHALF of the CITY as OWNER of the BEACH and RIGHTS of WAY.
- P 944 - APPROPRIATIONS for INTEREST and DEBT REDEMPTION CHARGES MATURING during the FISCAL YEAR.
- P 945 - CITY COUNCIL AUTHORIZES for the UNEXPENDED BALANCES of the CURRENT FUND be CANCELLED.
- P 946 - AUTHORIZATION for an INTERLOCAL PUBLIC HEALTH SHARED SERVICES PARTNERSHIP AGREEMENT with the ATLANTIC COUNTY DIVISION of PUBLIC HEALTH for PUBLIC HEALTH PREPAREDNESS and RESPONSE to BIOTERRORISM, OUTBREAKS of INFECTIOUS DISEASE and other PUBLIC HEALTH THREATS and EMERGENCIES.
- P 947 - AUTHORIZATION for VARIOUS GRANT RECEIVABLES and APPROPRIATION RESERVE BALANCES to be CANCELLED.
- P 948- AUTHORIZATION to ADVERTISE for BIDS, for FURNISHING and DELIVERY of BOARDWALK FASTENERS to be RECEIVED TUESDAY, JANUARY 26, 2010, CITY HALL, COUNCIL CHAMBERS, ROOM 206 at 11:00 A.M.
- P 949- AUTHORIZATION to ADVERTISE for BIDS, for FURNISHING and DELIVERY of BOARDWALK RAILING to be RECEIVED TUESDAY, JANUARY 26, 2010, CITY HALL, COUNCIL CHAMBERS, ROOM 206 at 11:00 A.M.
- P 950- AUTHORIZATION to ATTEST to the GRANT APPLICATION to EFFECTUATE the RECEIPT OF GRANT MONIES for PUBLIC HEALTH PRIORITY FUNDING for LOCAL HEALTH DEPARTMENTS CALENDAR YEAR 2010.
- P 951- AUTHORIZATION for WIRE TRANSFER to MEDICAL and LEGAL PROVIDERS for WORKER'S COMPENSATION CLAIMS sum of \$106,104.07 and for PERMANENT PARTIAL DISABILITY \$89,351.30

NEW BUSINESS
RESOLUTION(S)

- P 922- AUTHORIZATION to ATTEST a CONTRACT with ATLANTIC ASSOCIATES INSURANCE AGENCY to RETAIN INSURANCE COVERAGE for a TERM of ONE YEAR(1) from 1/1/10 to 12/31/10 - \$382,411.00.

- P** 935- CHANGE ORDER NO. 2 with MUNICIPAL RISK MANAGERS, LLC. for ADMINISTRATIVE SERVICES SELF INSURED CASUALTY RISK OF LIABILITY, VEHICLES, WORKERS' COMPENSATION for an ADDITIONAL SIX(6) MONTHS from 1/1/10 to 6/30/10 For a NEW TOTAL \$1,643,333.30.
- P** 952- AUTHORIZATION to ATTEST the LEASE AGREEMENT with PERRY ARSENIS, DBA PERMARC LLC, for a THREE(3) MONTH commencing on JANUARY 1, 2010 and ENDING on MARCH 31,2010. - \$9,862.50.
- P** 953- AUTHORIZATION to ISSUE a WARRANT for PAYMENT to STATEWIDE FIRE RESTORATION, INC. in the SUM of \$27,179.59.
- P** 954- CITY COUNCIL of the CITY OF ATLANTIC CITY approves the APPLICATION from ATLANTIC CITY POLICE DEPARTMENT for FY09 ENFORCING THE UNDERAGE DRINKING LAW BLOCK GRANT.
- P** 955- CITY COUNCIL of the CITY OF ATLANTIC CITY hereby EXTENDS BEST WISHES to EUGENE ROBINSON on the SPECIAL OCCASION of HIS RETIREMENT from CITY COUNCIL.

12) OTHER PENDING BUSINESS

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