

FINAL AGENDA  
COUNCIL MEETING AGENDA

FEBRUARY 24, 2010

5:00PM

ATLANTIC CITY COUNCILMEMBERS

WILLIAM MARSH, PRESIDENT

STEVEN MOORE, VICE PRESIDENT

MOISSE DELGADO

DENNIS MASON

FRANK GILLIAM, JR.

AARON RANDOLPH

TIMOTHY MANCUSO

MARTY SMALL

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

ORDINANCE Nos. 2, 9, 10, 12, 13, 15, 16 of 2010 were signed by the MAYOR on February 16, 2010.  
ORDINANCE No. 14 was SIGNED by the MAYOR on February 17, 2010.

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

CIVIL ACTION: DOMENIC F. CAPPELLA, SR. VS. CITY of ATLANTIC CITY, ET AL.

NOTICE OF CLAIM: DEANNE JOHNSON; CARLOS I. VAZQUEZ; DEBORAH G. HARDEMAN;  
SHIRLEY BOYD; JOY KLEENER V. CITY of ATLANTIC CITY ET AL.

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

P 177 – CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of WILLIAM AUGUSTUS WEEKES.

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

P 180 – CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of ARLEEN DOUGHERTY.

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

**EXECUTIVE SESSION**

P/A 125 – (a) FLESHER vs. CITY of ATLANTIC CITY  
(b) REILLY vs. CITY of ATLANTIC  
(c) LEGAL CONTRACT MATTERS

**10) ORDINANCES  
FIRST READING**

- |                         |     |   |
|-------------------------|-----|---|
| MOORE & MASON<br>PULLED | 4-A | AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT. (City Council Division)                  |
| MARSH<br>PULLED         | 4-B | AN ORDINANCE to EXCEED the MUNICIPAL BUDGET APPROPRIATION LIMITS and to ESTABLISH a CAP BANK for CALENDAR YEAR 2010 (N.J.S.A. 40A-45.14).                                 |
| MARSH & MOORE<br>PASSED | 4-C | AN ORDINANCE amending CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within the CITY GOVERNMENT.(Department of Licensing and Inspections) |
| MASON<br>PASSED         | 4-D | AN ORDINANCE amending CHAPTER 92 of the CODE of the CITY of ATLANTIC CITY which REGULATES VEHICULAR USAGE REGULATIONS.  |

**SECOND READING ORDINANCE (S)**

- 0 -

**REGULAR RESOLUTIONS**

- H 113 - AUTHORIZATION to ISSUE a WARRANT to BATTALION CHIEF ROBERT SOLARI, who RETIRED FEBRUARY 1, 2010 - \$232,921.36.
- H 114 - AUTHORIZATION to ISSUE a WARRANT to FIRE CAPTAIN MATTHEW LAWLER, who RETIRED FEBRUARY 2, 2010 - \$150,178.89.
- H 115 - AUTHORIZATION to ISSUE a WARRANT to BATTALION CHIEF JAMES H. REVELLE, who RETIRED FEBRUARY 1, 2010 - \$232,921.36.
- H 117 - AUTHORIZATION to ISSUE a WARRANT to FIRE CAPTAIN JAMES R. BOYLE, who RETIRED FEBRUARY 1, 2010 - \$164,960.64.
- H 118 - AUTHORIZATION to ISSUE a WARRANT to FIREFIGHTER ANDRE BYRD who RETIRED FEBRUARY 1, 2010 - \$61,290.39.
- H 119 - AUTHORIZATION to ISSUE a WARRANT to FIRE CAPTAIN GARY M. RZEMYK, who RETIRED FEBRUARY 1, 2010 - \$190,779.94.
- H 120 - AUTHORIZATION to ISSUE a WARRANT to FIREFIGHTER CHARLES KRALY III, RETIRED FEBRUARY 1, 2010 - \$57,432.02.
- H 121 - AUTHORIZATION to ISSUE a WARRANT to FIREFIGHTER ARNOLD CHIOLA, who RETIRED FEBRUARY 1, 2010 - \$111,732.10.
- P 127 – AGREEMENT with McMANIMON & SCOTLAND, LLC, to PROVIDE LEGAL SERVICES as BOND COUNSEL, not to EXCEED ONE YEAR, effective MARCH 1, 2010.
- H 129 – AUTHORIZATION to ISSUE a WARRANT to POLICE CAPTAIN JOSEPH FAIR, JR., who RETIRED FEBRUARY 1, 2010 - \$262,537.88.
- H 131 – AUTHORIZATION to ISSUE a WARRANT to WILLIAM WATERS, who RETIRED FEBRUARY 1, 2010 - \$25,913.77.
- F 155 – AGREEMENT with POLISTINA ASSOCIATES, LLC for PROFESSIONAL SERVICES for PROFESSIONAL LAND SURVEYOR, TOTAL NOT to EXCEED - \$25,000.00.
- P 159 – VENDOR’S LIST beginning with #1. ALBANY DUNES - \$4,426.32 and ending with #23. OCEAN VILLAS CONDOMINIUM - \$1,162.24.

- H 161 – AUTHORIZATION to ISSUE a WARRANT to WILLIAM BEATTIE, who RETIRED FEBRUARY 1, 2010 - \$10,154.78.
- H 162 – AUTHORIZATION to ISSUE a WARRANT to SERGEANT EDWARD POLLOCK, who RETIRED on FEBRUARY 1, 2010 - \$76,059.25.
- P 167 – AGREEMENT with VISION SERVICE PLAN for a VISION CARE BENEFIT PROGRAM for THREE YEARS beginning MARCH 1, 2010, NOT to EXCEED - \$1,258,000.00.
- P 168 – AMENDMENTS to the 2010 TEMPORARY BUDGET APPROPRIATIONS for MUNICIPAL OPERATIONS - \$25,905,640.53.

### CONSENT

- H 136 – A RESOLUTION AUTHORIZING the PLANNING BOARD of the CITY of ATLANTIC CITY to CONDUCT the NECESSARY INVESTIGATIONS and HOLD A PUBLIC HEARING to DETERMINE whether PROPERTIES on BLOCKS 742, 734 & 744 are in NEED of REDEVELOPMENT.
- P 150 – AGREEMENT with PREVENTION SPECIALISTS, INCORPORATED for PROFESSIONAL SERVICES for ONE YEAR beginning MARCH 1, 2010 - \$4,000.00.
- P 160 – AUTHORIZATION to ISSUE a WARRANT to MARY JEFFERSON for 2009 BACK PAY - \$918.67.
- P 163 – AUTHORIZATION is HEREBY GIVEN to ADD the NAME of RHONDA WILLIAMS, DEPUTY CITY CLERK, for the CITY CLERK’S BANK ACCOUNT at the FD BANK.
- P 164 – CITY COUNCIL hereby RESOLVES SUPPORT and COMMENDS the ST. PATRICK’S WEEK various CELEBRATION ACTIVITIES between MARCH 12 and MARCH 19, 2010 which will include a FLAG RAISING at 1:00 P.M. on FRIDAY, MARCH 12, 2010 at MEMORIAL PLAZA.
- P 165 – AUTHORIZATION for TEMPORARY STREET CLOSING at MAXWELL AVENUE, between ARCTIC & FAIRMOUNT AVENUES on SATURDAY, MARCH 13, 2010, between the HOURS of 10:00 A.M. and 10:00 P.M.
- P 166 – APPOINTMENT of FRANK GILLIAM, JR. as a CLASS III MEMBER of the ATLANTIC CITY PLANNING BOARD to REPLACE former COUNCILMAN G. BRUCE WARD.
- P 169 – AUTHORIZATION for TAX COLLECTOR to CANCEL ALL OUTSTANDING TAX BALANCES for BLOCK 683, LOT 7.01 a/k/a 1520 MADISON AVENUE.

- P 170 – AUTHORIZATION for CITY COMPTROLLER to ISSUE a WIRE TRANSFER to MEDICAL & LEGAL PROVIDERS for WORKERS COMPENSATION CLAIMS - \$29,780.12 and for PERMANENT PARTIAL DISABILITY CLAIMS - \$39,435.47.
- P 171 – CITY COMPTROLLER is AUTHORIZED to ISSUE a WARRANT to BORGATA CASINO HOTEL for a REFUND PAYMENT for an EMPLOYEE SURFACE LOT, BLOCK 576, LOT 1.02 - \$\$6,787.47.
- P 172 – AUTHORIZATION for CITY COMPTROLLER to ISSUE a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - \$259,770.30.
- P 173 – AGREEMENT with TEMPO SYSTEMS COMPANY, L.P. for MAINTENANCE on TIME TRAK PROGRAM for ONE YEAR beginning FEBRUARY 1, 2010 and that RESOLUTION NO. 37 of 2010 is RESCINDED in its ENTIRETY- \$11,763.63.
- P 174 – AUTHORIZATION for the MAYOR to EXECUTE a BUSINESS STIMULUS FUND GRANT APPLICATION for the DIVISION of PLANNING & DEVELOPMENT to CONTINUE the CITY-WIDE TREE INVENTORY & HAZARD ASSESSMENT.
- P 175 – AUTHORIZATION for BUSINESS ADMINISTRATOR to ADVERTISE for RFQS for COLLECTION SERVICES to be RECEIVED at the OFFICE of the CITY SOLICITOR, Room 406 of CITY HALL.
- H 176 – CITY COUNCIL RESOLVES that the MAYOR may SUBORDINATE, in the SECOND POSITION, the MORTGAGE at 300 NORTH PENNSYLVANIA AVENUE with ORIGINAL AMOUNT OF - \$100,000.00.
- P 178 – AUTHORIZATION for the MAYOR to SIGN the APPLICATION from the NJ Department of ENVIRONMENTAL PROTECTION to EFFECTUATE the PERMITS to ALLOW CONSTRUCTION of RIGHT-of-WAY IMPROVEMENTS to RIVERSIDE DRIVE.

**NEW BUSINESS**  
**RESOLUTION(S)**

- H 179 – CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of POLICE OFFICER KEVIN B. WILKINS.
- P 181 – CITY COUNCIL hereby SUSPENDS PARKING on ATLANTIC CITY AVENUE from MISSISSIPPI to VIRGINIA AVENUES for RESTAURANT WEEK from FEBRUARY 28 through MARCH 6, 2010.

**12) OTHER PENDING BUSINESS**

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