FINAL AGENDA

COUNCIL MEETING AGENDA

APRIL 28, 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. 23, 24 and 25 of 2010 were signed by the MAYOR on APRIL 15, 2010.

EXECUTIVE ORDER No. 1 of 2010 VEHICLES on the BOARDWALK

6) PRESIDENT OF COUNCIL COMMITTEE REPORTS

7) COMMUNICATIONS AND PETITIONS

CIVIL ACTION…….JOHN C. HEGARTY; WILLIAM FORTH and WILLIAM GRIGGS; JASINSKI, P.C., a PROFESSIONAL CORPORATION; BARKER, SCOTT & GELFAND, a PROFESSIONAL CORPORATION vs CITY of ATLANTIC CITY.

NOTICE OF CLAIM …….JAMES F. CROCKER; LAMARR FARMER; SIDENIA JONES-HUNTER; PAMELA V. MATLIAS; TYSHUN SMILEY; SPECIALTY CLEANING and MAINTENANCE, INC.; SHORE TOYOTA; MARY McMENAMIN vs LORENZO CRUZ LOPEZ; MARY E. COPPIN; JOHN MOONEY; DENNIS BROOKS; P.H., a MINOR c/o CAN HUYNH vs CITY of ATLANTIC CITY.

NEW BUSINESS RESOLUTION(S) moved to the FRONT of the AGENDA

P 179 - THE CITY COUNCIL of the CITY of ATLANTIC CITY hereby joins in the MOURNING of the PASSING of POLICE OFFICER KEVIN B. WILKINS.

RESOLUTION(S) moved to the FRONT of the AGENDA

P 308 - THE CITY of ATLANTIC CITY hereby CONGRATULATES the LADY VIKINGS SWIM TEAM and ACKNOWLEDGES their ACCOMPLISHMENTS.

P 315 - CITY COUNCIL wishes to CONGRATULATE and RECOGNIZE the A.C. X-CLUSIVE DRILL TEAM of ATLANTIC CITY for its HARD WORK and DEDICATION to the YOUTH of ATLANTIC CITY

NEW BUSINESS RESOLUTION(S) moved to the FRONT of the AGENDA cont'd

P 321 - CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of PATRICIA ALBERTA LASSITER

RESOLUTION(S) moved to the FRONT of the AGENDA cont'd

H 317 - RESOLUTION No. 938 of 2008 is hereby RESCINDED and the CITY DESIGNATES ITSELF as the REDEVELOPMENT ENTITY for the REDEVELOPMENT PLAN, as defined in N.J.S.A. 40A:12A-3 and 12A-8.

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

NEW BUSINESS RESOLUTION(S) moved to the FRONT of the AGENDA cont'd

P 322 - CITY COUNCIL WHOLEHEARTEDLY SUPPORTS the COVENANT HOUSE of ATLANTIC CITY in their efforts to secure a GRANT PROGRAM from YOUTH BUILD of AMERICA.

FIRST READING ORDINANCE(S) moved to the FRONT of the AGENDA

MOORE PASSED	8-B	A REFUNDING BOND ORDINANCE of the CITY of ATLANTIC CITY, in the COUNTY of ATLANTIC, NEW JERSEY, PROVIDING for the REFUNDING of ALL OR A PORTION of the OUTSTANDING REFUNDING BONDS of the CITY, dated December 15, 2000 ISSUED in the ORIGINAL PRINCIPAL AMOUNT of $28,245,000 APPROPRIATING $11,000,000 therefor and AUTHORIZING the ISSUANCE of $11,000,000 REFUNDING BONDS of the CITY for FINANCING the COST THEROF.

RESOLUTION(S) moved to the FRONT of the AGENDA cont'd

P 305 - THE CITY DESIRES to make APPLICATION to the LOCAL FINANCE BOARD for the PROPOSED BOND ORDINANCE AUTHORIZING the ISSUANCE of NOT to EXCEED 11 MILLION ($11,000,000 dollars) in REFUNDING BONDS for the PURPOSE of REFUNDING certain OUTSTANDING BONDS of the CITY.

EXECUTIVE SESSION

P/A 303 – a) DELOSANTOS vs CITY of ATLANTIC
b) FLESHER vs CITY of ATLANTIC CITY
c) CAPPELLA vs CITY of ATLANTIC CITY
d) TAX ISSUES
e) VITAL STATISTICS REGISTRAR
f) OUTSIDE COUNSEL for COUNCIL

10) ORDINANCES
FIRST READING

MANCUSO & MOORE PASSED	8-A	AN ORDINANCE REVISING the BEGGING ORDINANCE.
MARSH & TIBBITT PASSED	8-C	AN ORDINANCE REVISING ORDINANCE 61 of 2004, ENTITLED, "AN ORDINANCE ADOPTING the CITY of ATLANTIC CITY RETIREMENT BENEFITS PROGRAM JUNE 1, 2004".
SMALL, DELGADO & MOORE PASSED	8-D	AN ORDINANCE to EXTINGUISH the REVERTER in the DEEDS for the PROPERTY at 810 ADRIATIC AVENUE and 351 N. OCEAN AVENUE.
GILLIAM & RANDLPH PASSED	8-E	AN ORDINANCE ADOPTING a REDEVELOPMENT PLAN for the RIVERSIDE REDEVELOPMENT AREA.
MASON PULLED	8-F	AN ORDINANCE to AMEND CHAPTER 57A of the CODE of the CITY of ATLANTIC CITY.

NEW BUSINESS ORDINANCE(S)

MARSH PASSED	8-G	AN ORDINANCE AMENDING CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within CITY GOVERNMENT. (Police Civilian Division)

SECOND READING ORDINANCES

MASON & SMALL PASSED	26	AN ORDINANCE to amend CHAPTER 57 of the CODE of the CITY of ATLANTIC CITY which REGULATES JOB TITLES within CITY GOVERNMENT. (Public Works)

CONSENT
RESOLUTIONS

P 154 - CHANGE ORDER #1 with TOZOUR-TRANE to FURNISH a NEW BURNER ASSEMBLY CR3-GO/MODEL CASV315 - $35,820.00.

H 264 - CHANGE ORDER #2 with ZARWIN, BAUM, DEVITO, KAPLAN, SCHAER and TODDY, P.C. for CONTINUED LEGAL SERVICES - $111,244.36.

P 266 - CHANGE ORDER #1 with SCIBAL ASSOCIATES for an ADDITIONAL TWO (2) MONTHS of SERVICE for MAY and JUNE 2010 - $14,983.34.

H 268 - CHANGE ORDER #3 with MICHAEL A. ARMSTRONG and ASSOCIATES for ADDITIONAL LEGAL SERVICES to COMPLETE PAYMENTS on 2009 CONTRACT - $11,414.83.

H 269 - CHANGE ORDER #1 with RILEY and RILEY for ADDITIONAL LEGAL SERVICES for 2010 for both LIABILITY and GENERAL MUNICIPAL MATTERS - $150,000.00.

H 275 - CHANGE ORDER #1 with MARGOLIS EDELSTEIN, ESQ for ADDITIONAL LEGAL SERVICES in WORKERS COMPENSATION MATTERS for 1 YEAR from 6/1/2009 thru 5/31/2010 - $12,500.00.

H 278 - CHANGE ORDER #3 with STRADLEY, RONON, STEVENS & YOUNG, LLP for ADDITIONAL LEGAL SERVICES for ONE YEAR from 2/1/2009 to 1/31/2010 to COMPLETE LIABILITY PAYMENTS - $41,713.57.

P 301 - AUTHORIZATION for a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - $32,174.40.

P 307 - THE CITY COUNCIL has ADVISED that the NUMBER of SIGNATURE PREREQUISITES in a PETITION to REPEAL ORDINANCE 70 of 2009 have been MET and DIRECTS the CITY CLERK to PLACE the REFERENDUM on the NEXT GENERAL ELECTION BALLOT.

P/A 311 - EMERGENCY TEMPORARY APPROPRIATIONS.

P 313 - CHANGE ORDER #1 with JOHN M. ECCLES, JR. ESQ. for ADDITIONAL LEGAL SERVICES for 2010 (FORECLOSURE MATTERS) 2/1/2010 through 1/31/2011 - $25,000.00

P/A 316 - DUE to a VACANCY, CITY COUNCIL wishes to APPOINT AMBER WARD to the POSITION of LOCAL REGISTRAR, not to EXCEED 6 MONTHS.

P 298 - CITY COUNCIL APPROVES the RELEASE of the PERFORMANCE BOND for the MINOR SUBDIVISION CORNER MARKERS at BLOCK 158/lots 3, 4-24 - $1,375.00.

P/A 299 - AMUSEMENT GAMES LICENSE.

P 300 - JITNEY LICENSE PERMIT #100 is hereby APPROVED.

P 302 - THE HIGH BID for BEACH LEASE CONCESSION LOT 42 is hereby ACCEPTED from COLLEEN GRIST - $10,125.00.

P 304 - AUTHORIZATION for a LEASE AGREEMENT with PERRY ARSENIS, dba PER MARC LLC for HOUSING the INTERNAL AFFAIRS DIVISION of the POLICE DEPARTMENT - $1,645.00.

P 306 - ASSIGNMENT of MUNICIPAL TAX SALE CERTIFICATE.

P 310 - AUTHORIZATION to ADVERTISE for a REQUEST for QUALIFICATIONS for a CARRIER SERVICE SAVINGS for the CITY'S TELECOMMUNICATIONS COSTS to be received by the CITY SOLICITOR at a DATE to be DETERMINED.

P 312 - AUTHORIZATION for a REVOCABLE LICENSE AGREEMENT with DOMENIC MERCURI to INSTALL a FIRESIST SUNBRELLA AWNING over the CITY'S RIGHT-of-WAY - $1.00.

P 314 - AUTHORIZATION to ISSUE a WIRE TRANSFER for WORKER'S COMPENSATION CLAIMS - $13,078.09 and to PERMANENT PARTIAL DISABILITY - $51,907.46.

PULLED from CONSENT

P 297 - VENDOR'S LIST beginning with #1. COMSOFT CORPORATION dba AQUIS COMMUNICATIONS - $1,725.87 and ending with #19. MONTANA MECHANICAL - $1,852.45.

P 309 - AUTHORIZATION to ADVERTISE for a REQUEST for QUALIFICATIONS for a FINANCIAL ADVISOR to be received by the CITY SOLICITOR at a DATE to be DETERMINED.

P 318 - AUTHORIZATION to SELL at AUCTION various ARTICLES, BICYCLES, CITY-OWNED PERSONAL PROPERTY and GENERAL OFFICE EQUIPMENT on TUESDAY, MAY 11, 2010 at 11:00am at the CITY HALL COURTYARD.

NEW BUSINESS
RESOLUTION(S)

P 319 - AGREEMENT with JEFFREY R. WILSON, ESQ. for the PURCHASE of LEGAL SERVICES in the ABSENCE of the PUBLIC DEFENDERS not to exceed $5,000.00.

P 320 - AGREEMENT with JEFFREY J. WALDMAN, ESQ. for the PURCHASE of LEGAL SERVICES in the ABSENCE of the MUNICIPAL PROSECUTOR for $300 per SESSION or $200 per CASE.

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11) OTHER PENDING BUSINESS

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