

FINAL AGENDA
COUNCIL MEETING AGENDA

JUNE 9, 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, SR.

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. 33, 37 and 38 of 2010 were signed by the MAYOR on May 27, 2010.

ORDINANCE No.34 of 2010 was RETURNED UNSIGNED by the MAYOR and BECOMES EFFECTIVE upon PUBLICATION with the CLERK'S CERTIFICATION.

6) PRESIDENT OF COUNCIL COMMITTEE REPORTS

7) COMMUNICATIONS AND PETITIONS

CIVIL ACTION..... SAMANTHA LAPELLA; JOHN RUSH & ELLEN RUSH; BARBARA DILKS f/k/a BARBARA FLATH vs CITY of ATLANTIC CITY.

NOTICE OF CLAIM PEARL CONNELL; ASHKET EWING; GUY W. WEEKS; ANGELA I. SMITH; GORAN CEDEVSKI vs CITY of ATLANTIC CITY.

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

REGULAR RESOLUTION(S) moved to the FRONT of the AGENDA

- H 401 - CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of DEACON LARRY FRAZIER CLARK.
- H 402 - CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of ROBERT TERRY BENNETT.
- P 405 - CITY COUNCIL hereby JOINS in the MOURNING of the PASSING of ANNA MAE “NANCY” (NEE KEEBLER) FRIEL.

**10) ORDINANCES
FIRST READING**

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| MARSH & GILLIAM
PASSED | 11-A | AN ORDINANCE REPEALING ORDINANCE NO. 29 OF 2010. |
| MARSH & GILLIAM
PASSED AS AMENDED | 11-B | AN ORDINANCE to provide for an ADDITIONAL NAME and DESIGNATION to ADRIATIC AVENUE between NEW HAMPSHIRE AVENUE and MAINE AVENUE after STANLEY B. MOORE. |
| MARSH & MANCUSO
PASSED | 11-C | AN ORDINANCE to PURCHASE PROMENADE and OPEN SPACE PROJECT in BLOCK 356 & BLOCK 357. |

REGULAR RESOLUTION(S) moved to the FRONT of the AGENDA

- P 409 - CITY COUNCIL hereby HONORS and RECOGNIZES TIA CHRISTINA COLES for GRADUATING MAGNA CUM LAUDE from HOWARD UNIVERSITY in WASHINGTON, DC.

NEW BUSINESS ORDINANCE(S)

MARSH & MOORE PASSED	11-D	AN ORDINANCE REVISING ORDINANCE NO. 61 of 2004, ENTITLED “AN ORDINANCE ADOPTING THE CITY OF ATLANTIC CITY RETIREMENT BENEFITS PROGRAM JUNE 1, 2004” and REVISING ORDINANCE NO.85 of 2004, ENTITLED, “AN ORDINANCE ADOPTING THE CITY OF ATLANTIC CITY RETIREMENT BENEFITS PROGRAM for ATLANTIC CITY POLICE SUPERIOR OFFICERS ASSOCIATION JULY 21, 2004”.
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SECOND & FINAL READING ORDINANCE (S)

GILLIAM & MOORE PASSED	35	AN ORDINANCE to VACATE the PAPER ALLEYWAY in BLOCK 129.
GILLIAM & RANDOLPH PASSED	36	AN ORDINANCE to VACATE PORTIONS of RIDER AVENUE, LINCOLN TERRACE and an UNNAMED ALLEY at the INTERSECTION of BALTIC AVENUE.
GILLIAM, MOORE & DELGADO PASSED	39	AN ORDINANCE AUTHORIZING A FIVE YEAR TAX EXEMPTION FROM REAL PROPERTY TAXATION AND EXECUTION OF TAX AGREEMENTS.
MOORE PASSED	40	ORDINANCE FOR READOPTION OF THE AMENDMENT TO CHAPTER 231 OF THE ATLANTIC CODE.
MARSH & RANDOLPH PASSED	41	AN ORDINANCE TO AMEND ATLANTIC CITY CODE CHAPTER 4 & 57 RESTRUCTURING THE DEPARTMENTS OF ADMINISTRATION AND PLANNING & DEVELOPMENT.

CONSENT RESOLUTIONS

- P 388 - REFUND DUE to OVERPAYMENT of TAXES.
- P 389 - AUTHORIZATION to ISSUE a WIRE TRANSFER to SCIBAL ASSOCIATES for LIABILITY CLAIMS - \$173,925.83.
- P 395 - AUTHORIZATION to ISSUE a WARRANT to the 17 CITY EMPLOYEES who are DUE the REMAINING BALANCE of their TERMINAL LEAVE PAYOUTS.
- P/A 396 - VENDOR'S LIST BEGINNING with #1 CENTER CITY DELI - \$1,100.00 and ENDING with #22 ATLANTIC CITY FREE PUBLIC LIBRARY - \$ 200,000.00.
- P/A 406 - EMERGENCY TEMPORARY APPROPRIATIONS in the 2010 TEMPORARY BUDGET.
- P 390 - AUTHORIZATION to ISSUE a WARRANT to THE NATIONAL RHYTHM & BLUES MUSIC SOCIETY, INC. and NU MILLENNIUM ENTERTAINMENT for PAYMENT for 'THE DAY OF EVENT' on SATURDAY, JUNE 26, 2010 at GARDNER'S BASIN - \$14,000.00.
- P 391 - THE BORGATA HOTEL CASINO and SPA & HARRAH'S CASINO HOTEL are AUTHORIZED and PERMITTED to ENGAGE a COMPETENT OPERATOR for PYROTECHNICS DISPLAY on SUNDAY JULY 4, 2010 at 9:20 PM.
- P 392 - A CONGLOMERATE of ATLANTIC CITY BUSINESSES are AUTHORIZED and PERMITTED to ENGAGE a COMPETENT OPERATOR for PYROTECHNICS DISPLAY on a BARGE off the PIER SHOPS at CAESAR'S ATLANTIC CITY on FRIDAY JULY 2, 2010 with a RAIN date of JULY 3, 2010 at APPROXIMATELY 9:00 P. M.
- P 394 - THE TAX COLLECTOR is hereby AUTHORIZED to ISSUE a DUPLICATE TAX SALE CERTIFICATE and NOTARIZED LOSS AFFIDAVIT to KANNA A. MARAGATHAM, for LOT 7, BLOCK 550 - \$100.00 PER CERTIFICATE.
- P 397 - AUTHORIZATION to ISSUE a WIRE TRANSFER for WORKER'S COMPENSATION - \$69,238.13 and to PERMANENT PARTIAL DISABILITY- \$88,706.74 for WORKERS COMPENSATION CLAIMS.
- P 398 - AUTHORIZATION to ADVERTISE a REQUEST for QUALIFICATIONS for PSYCHIATRIC EVALUATIONS, at a date to be DETERMINED.
- P 399 - JITNEY PERMIT NO. 55 is hereby APPROVED.
- P 400 - AGREEMENT with AMERICAN BUS AND COACH, LLC, for ONE (1) BLUE BIRD A2FE 44 PASSENGER MID SIZE BUS W/WHEELCHAIR LIFT AND TRADE-IN - \$145,989.00.
- P 403 - AUTHORIZATION for the DEPARTMENT of PLANNING to WORK with the CENTENNIAL COMMITTEE of G.A.R to start the proceedings to erect a HISTORICAL MARKER on SEPTEMBER 25, 2010 to COMMEMORATE the 100th ANNIVERSARY of the NATIONAL GRAND ARMY OF THE REPUBLIC'S (G.A.R) ENCAMPMENT CONVENTION.

- P 404 - AUTHORIZATION to ADVERTISE a REQUEST for PROPOSALS for RENTAL of JET SKIS on the BEACH, at a date to be DETERMINED.
- P 408 - RESOLUTION NO. 370 of 2010 and the ACCOMPANYING AGREEMENT is hereby AMENDED to reflect that the LICENSE AGREEMENT is between THE CITY and HILDA MATTA. RESOLUTION 370 of 2010 remain in full FORCE and EFFECT.
- P 413 - CITY COUNCIL AGREES to CONTACT the CITY SOLICITOR for the PURPOSE of RETAINING OUTSIDE COUNSEL to ADVISE/REPRESENT the BODY during the MASSEY hearing (s).

PULLED from CONSENT

- P 412 - AUTHORIZATION of O'HANLON SCULPTURE STUDIOS to INSTALL and ERECT the LEAVANDER JOHNSON MEMORIAL STATUE located at the CENTER CITY PARK between NORTH CAROLINA and SOUTH CAROLINA AVENUES on ATLANTIC AVENUE.

NEW BUSINESS
RESOLUTION(S)

- P 343 - COMPTROLLER is hereby AUTHORIZED to make PAYMENTS to JOHN C. MATTHEWS, ESQUIRE for LEGAL SERVICES for the ZONING BOARD OF ADJUSTMENT - \$ 18,000.00.
- P 414 - AUTHORIZATION to ATTEST TO AN AGREEMENT with EDMUNDS & ASSOCIATES, INC. for 2010 ESTIMATED TAX BILLS with 5 year PHASE-IN ABATEMENT PLUS FOLDING & STUFFING BILLS in #10 ENVELOPE provided by ATLANTIC CITY and DELIVERY to POST OFFICE- \$14,119.60.

EXECUTIVE SESSION

- P/A 393 -
 - a) Reilly vs. the CITY of Atlantic City
 - b) S.N. vs. the City of Atlantic City
 - c) Discuss the 2010 Budget

11) OTHER PENDING BUSINESS

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