

FINAL
COUNCIL MEETING AGENDA

FEBRUARY 22, 2012

5:00 P.M.

ATLANTIC CITY COUNCILMEMBERS

WILLIAM MARSH, PRESIDENT

STEVEN MOORE, VICE PRESIDENT

MOISSE DELGADO

TIMOTHY MANCUSO

FRANK GILLIAM, JR.

AARON RANDOLPH

RIZWAN MALIK

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. 03, 04, 05 & 06 OF 2012 WERE SIGNED BY THE MAYOR ON FEBRUARY 09, 2012

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

CIVIL ACTION.	WARREN SMITH; RICHARD POMFRET VS. CITY OF ATLANTIC CITY, ET AL.
NOTICE OF CLAIM	IRMA IBANEZ; ABRAHAM LABOWZ; PRINCESS WHITE VS. THE CITY OF ATLANTIC CITY.

RESOLUTION(S) MOVED TO THE FRONT OF THE AGENDA

- P 176 - CITY COUNCIL HEREBY CONGRATULATES NICOLE AGOSTO FOR RECEIVING THE GOLD PRESIDENTIAL SERVICE AWARD.
- P 177 - CITY COUNCIL HEREBY CONGRATULATES HANNAN KALEEM FOR RECEIVING THE SILVER PRESIDENTIAL SERVICE AWARD.
- P 178 - CITY COUNCIL HEREBY CONGRATULATES MANISHA KAPASIAWALA FOR RECEIVING THE BRONZE PRESIDENTIAL SERVICE AWARD
- P 180 - CITY COUNCIL HEREBY CONGRATULATES AN LE FOR RECEIVING THE SILVER PRESIDENTIAL SERVICE AWARD.
- P 181 - CITY COUNCIL HEREBY CONGRATULATES DESTINY STORY FOR RECEIVING THE SILVER PRESIDENTIAL SERVICE AWARD.
- P 182 - CITY COUNCIL HEREBY CONGRATULATES RABIUL SANY FOR RECEIVING THE GOLD PRESIDENTIAL SERVICE AWARD.
- P 183 - CITY COUNCIL HEREBY CONGRATULATES SHANORDO THORPE FOR RECEIVING THE BRONZE PRESIDENTIAL SERVICE AWARD.
- P 184 - CITY COUNCIL HEREBY CONGRATULATES DARSH PATEL FOR RECEIVING THE BRONZE PRESIDENTIAL SERVICE AWARD.

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

- P 193 - CITY COUNCIL HEREBY JOINS IN THE MOURNING OF THE PASSING OF JOYCE THERESA MCCALL.

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

- P 169- AGREEMENT WITH GOOD TIME TRICYCLE FOR THE USE OF BADER FIELD TO HOLD A SEAFOOD FESTIVAL IN SEPTEMBER 15 & 16, 2012.

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

EXECUTIVE SESSION

- P/A 186 - (A) CORSIGLIA VS. CAC (WORKER’S COMP)
 (B) GREENIDGE VS. CAC (WORKER’S COMP)
 (C) RZEMYK VS. CAC (WORKER’S COMP)
 (D) SCULL VS. CAC (WORKER’S COMP)
 (E) DISCUSSION OF BALDWIN VS. CAC
 (F) DISCUSSION OF BUDGET

10) ORDINANCES
FIRST READING

GILLIAM PASSED	2 -E	AN ORDINANCE TO ADOPT A REDEVELOPMENT PLAN FOR THE ATLANTIC AVENUE CORRIDOR REDEVELOPMENT AREA.
MALIK & MOORE PASSED AS AMENDED	2-F	AN ORDINANCE AMENDING CHAPTER 4- 47 AND 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (PUBLIC WORKS)
MARSH & MOORE PASSED	3-A	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (TITLES ENUMERATED)
MARSH POSTPONED INDEFINITELY	3-B	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (TITLES ENUMERATED)
MARSH POSTPONED UNTIL 3-7-2012	3-C	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (CITY SOLICITOR)
RANDOLPH POSTPONED	3-D	AN ORDINANCE TO PROVIDE FOR THE NAMING OF THE ATLANTIC CITY SEAWALL IN HONOR OF WILLIAM “BILL” DEMONES.

NEW BUSINESS ORDINANCE (S)

MARSH & MOORE
PASSED

3-E

REFUNDING BOND ORDINANCE OF THE CITY OF ATLANTIC CITY, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY (THE “CITY”) PROVIDING FOR THE REFUNDING OF CERTAIN UNFUNDED PENSION LIABILITIES OF THE CITY, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$6,100,000 AGGREGATE PRINCIPAL AMOUNT OF PENSION REFUNDING BONDS OF THE CITY TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR.

MARSH & MOORE
PASSED

3- F

REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$17,500,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012, BY THE CITY OF ATLANTIC CITY, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY (THE “CITY”) FOR THE PURPOSE OF REFUNDING CERTAIN BONDS HERETOFORE ISSUED BY THE CITY, AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS TO SUCH PURPOSE.

ORDINANCES on SECOND AND FINAL READING

MARSH, TIBBITT &
SMALL
PASSED

1

AN ORDINANCE AUTHORIZING OF A LEASE OF MUNICIPAL PROPERTY LOCATED AT 1100 ALBANY AVENUE TO CLEAN ENERGY A CALIFORNIA CORPORATION (“CE”) TO DESIGN, CONSTRUCT, OPERATE AND MAINTAIN A COMPRESSED NATURAL GAS FUELING STATION.

GILLIAM & DELGADO
ADJOURNED UNTIL 4/11/2012

2

AN ORDINANCE AMENDING CHAPTER 104 AND 163 OF THE CODE OF ATLANTIC CITY CONCERNING PARTIALLY-BOARDED BUILDINGS.

MARSH & GILLIAM MOORE PASSED	7	AN ORDINANCE AMENDING CHAPTER 57, ARTICLE III, SCHEDULE A, SECTION 8-TITLES ENUMERATED & ARTICLE IV, SCHEDULE B, SECTIONS 9 - CITY COUNCIL.
GILLIAM, RANDOLPH & DELGADO PASSED	8	AN ORDINANCE AMENDING CHAPTER 143.
GILLIAM & RANDOLPH PASSED AS AMENDED	9	AN ORDINANCE TO ADOPT A REDEVELOPMENT PLAN FOR THE ATLANTIC CITY BEACH BETWEEN ARKANSAS AVENUE AND ST. JAMES PLACE
GILLIAM, DELGADO & RANDOLPH PASSED	10	AN ORDINANCE AMENDING CHAPTER 204 PEACE AND GOOD ORDER, ARTICLE VII – DISORDERLY CONDUCT AND SECTIONS 204-29 AND 30 AND ADDING SECTION 204-31.
SMALL & GILLIAM PASSED	11	AN ORDINANCE TO AMEND CHAPTER 170-18 THROUGH 170-20.3 ARTICLE III, BIRTH, DEATH AND MARRIAGE CERTIFICATES: SEARCH AND COPY CHARGES.
MARSH, RANDOLPH & GILLIAM PASSED	12	AN ORDINANCE TO AMEND ATLANTIC CITY CODE CHAPTER 4, ADMINISTRATION OF GOVERNMENT.
MALIK, MARSH & RANDOLPH PASSED	13	AN ORDINANCE ESTABLISHING A LEASEHOLD AGREEMENT BETWEEN THE CITY OF ATLANTIC CITY AND B&B PARKING, INC. PURSUANT TO N.J.S.A. 40A:12-5.
MOORE, RANDOLPH & GILLIAM PASSED	14	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (REVENUE & FINANCE)
TIBBIT, RANDOLPH & GILLIAM PASSED	15	AN ORDINANCE AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF ATLANTIC CITY WHICH REGULATES JOB TITLES WITHIN THE CITY GOVERNMENT. (PUBLIC SAFETY)

RANDOLPH & GILLIAM 16
PASSED

AN ORDINANCE TO AMEND THE
ATLANTIC CITY CODE CHAPTER 233
REGULATING TAXICABS, JITNEYS AND
VEHICLES FOR HIRE.

11) CONSENT RESOLUTIONS

- P 159 - VENDOR'S LIST BEGINNING WITH #1. THOMAS HARTIGAN - \$3,332.12 AND ENDING WITH #28. ENFORSYS FIRE SYSTEMS \$1,450.00.
- P 187 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO SCIBAL ASSOCIATES FOR LIABILITY CLAIMS – \$324,356.68.
- H 188 - CITY COUNCIL HEREBY GIVES ADVICE & CONSENT TO THE NOMINATION OF BRAUN LITTLEFIELD AS CITY SOLICITOR EFFECTIVE MARCH 1, 2012.
- P 148 - REFUND DUE TO OVERPAYMENT OF TAXES.
- P 149 - AUTHORIZATION TO ISSUE A WARRANT TO MICHAEL E. BRAXTON FOR BACK PAY - \$1,163.54.
- P 150 - AUTHORIZATION TO ISSUE A WARRANT TO AMIRS HUGES FOR BACK PAY – \$1,269.33.
- P 151 - AUTHORIZATION TO ISSUE A WARRANT TO ANN MCGLYNN FOR BACK PAY – \$1,173.42.
- P 152 - AUTHORIZATION TO ISSUE A WARRANT TO CHARLOTTE BARRIE FOR BACK PAY - \$4,000.91.
- P 153 - AUTHORIZATION TO ISSUE A WARRANT TO KACEY JOHNSON FOR BACK PAY – \$525.16.
- P 154 - AUTHORIZATION TO ISSUE A WARRANT TO SCOTT M. SENDRICK FOR BACK PAY – \$2,323.95.
- P 155 - JITNEY PERMIT # 127 IS HEREBY APPROVED.
- P 156 - AUTHORIZATION TO ISSUE A WARRANT TO STERLING WHEATON FOR BACK PAY- \$1,305.44.
- P 157 - AUTHORIZATION TO ISSUE A WARRANT TO FERDINAND BERRIOS RODRIQUEZ FOR BACK PAY -\$1,165.90.
- P 158 - AUTHORIZATION TO ISSUE A WARRANT TO MARQUAY L. CHERRY FOR BACK PAY -\$1,270.85.

- P/A 166 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO QUANTUM TRANSLATION INC. FOR PROFESSIONAL SERVICES PROVIDED IN 2011 - \$6,428.85.
- P 167 - AUTHORIZATION TO ACCEPT A SUBGRANT AWARD OF THE FISCAL YEAR 2011 FROM THE N.J. STATE POLICE, OFFICE OF EMERGENCY MANAGEMENT – \$15,000.00.
- P 168 - AUTHORIZATION TO ISSUE A WARRANT TO KEVIN J. CAPONE WHO IS TO RETIRE MARCH 1, 2012 - \$207,699.51.
- P 170 - AUTHORIZATION TO ISSUE A WARRANT TO LISA KAPLIN FOR BACK PAY - \$274.75.
- P 171 - RECOGNITION AGREEMENT WITH ALLIANCE OF ATLANTIC CITY SUPERVISORY EMPLOYEES AS THE BARGAINING UNIT FOR CERTAIN ATLANTIC CITY EMPLOYEES.
- P 172 - AUTHORIZATION TO CANCEL TAX SALE CERTIFICATE #11-00693 ON BLOCK 502, LOT 8 A/K/A 1819 HUMMOCK AVENUE.
- P 175 - AUTHORIZATION TO CANCEL TAX SALE CERTIFICATE #11-00694 ON BLOCK 502, LOT 9 A/K/A 1821 HUMMOCK AVENUE.
- P 179 - AUTHORIZATION TO CANCEL TAX SALE CERTIFICATE #11-00687 ON BLOCK 499, LOT 1 A/K/A 518 N. OHIO AVENUE.
- P 185 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR SERVICES TO PROMOTING AND SECURING R & R GROUPS FOR THE 2012 SUMMER SERIES TO BE RECEIVED TUESDAY, MARCH 13, 2012 AT 11:00 AM, CITY HALL.
- P 189 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO MEDICAL AND LEGAL PROVIDERS - \$76,780.55, AND TO PERMANENT PARTIAL DISABILITY - \$57,031.38 FOR WORKERS COMPENSATION CLAIMS.
- P 190 - AUTHORIZATION TO ISSUE A WARRANT TO THE ESTATE OF DONALD M. BENNINGER EFFECTIVE FEBRUARY 8, 2012 - \$163,737.28.
- P 191 - AUTHORIZATION TO ISSUE A WARRANT TO DENNIS J. BROOKS FOR UNUSED ACCUMULATED SICK DAYS -\$75,000.00.
- P/A 192 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO JOHN C. MATTHEWS, ESQUIRES FOR PROFESSIONAL SERVICES PROVIDED IN 2011 - \$2,668.05.

PULLED FROM CONSENT

- P 173 - 2011 BUDGET TRANSFER.
- P 174 - 2012 TEMPORARY BUDGET APPROPRIATION.
- P/A 160 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO GEORGE POLIS, ESQUIRE FOR PROFESSIONAL SERVICES PROVIDED IN 2012- \$5,539.70.
- P/A 161 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO ZARWIN, BAUM, DEVITO, ET AL. FOR PROFESSIONAL SERVICES PROVIDED IN 2012 - \$69,963.07.
- P/A 162 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO RILEY & RILEY FOR PROFESSIONAL SERVICES PROVIDED IN 2012 - \$56,172.47.
- P/A 163 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO TUOHY AND TUOHY FOR PROFESSIONAL SERVICES PROVIDED IN 2012 - \$184.60.
- P/A 164 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO MICHAEL A. ARMSTRONG FOR PROFESSIONAL SERVICES PROVIDED IN 2012 - \$9,765.79.
- P/A 165 - AUTHORIZATION TO RATIFY PAYMENT OF PRIOR SERVICES TO DECOTIIS, FITZPATRICK, COLE & WISLER, LLP FOR PROFESSIONAL SERVICES PROVIDED IN 2012- \$94,019.61.

NEW BUSINESS
RESOLUTION(S)

- P 194 - CITY COUNCIL HEREBY APPROVES STATE ECONOMIC REDEVELOPMENT AND GROWTH (“ERG”) GRANT APPLICATION TO THE NJ ECONOMIC DEVELOPMENT AUTHORITY FOR ATLANTIC PIER AMUSEMENT, INC. T/A STEEL PIER.
- P 195 - AUTHORIZATION TO SUBMIT AN APPLICATION TO THE LOCAL FINANCE BOARD TO APPROVE THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012.

12) OTHER PENDING BUSINESS

- 13) RHONDA WILLIAMS, CITY CLERK**
MONICA WEBB, ASSISTANT CITY CLERK