



~ 2007 ~

*VC Board of Commissioners
Commission Meetings
Minutes in Brief*

Explanation of Contents:

The Official Minutes of the Ventnor City Board of Commissioners have been compiled into one easy reading volume beginning with the January 4th, 2007 Commission Meeting. I am hopeful this addition to the Ventnor City's website will provide easier public access. It will be updated as quickly as possible after Minutes are approved.

The Minutes appear as written in full with the exception that resolutions authorizing the application or disposition of monies to an individual for deposit refunds, tax overpayments, double payments, senior & veterans exemptions, etc. are listed only by number & general description. All resolutions in original form can be viewed in the Official Minute Books of the City of Ventnor City in the City Clerk's Office.

To view complete ordinances, click on **2007 Index of Ordinances Pending & Adopted**.

You are always welcome to visit your City Clerk in person or phone (609) 823-7904.

Office of the City Clerk

Ventnor City Hall
6201 Atlantic Avenue
Ventnor City, NJ 08406
Fax (609) 823-2809

Business Hours:

Monday – Friday
8:30am-4:00pm

*Sandra M. Biagi, RMC/CMC
City Clerk*

*Janice K. Callaghan, RMC
Deputy City Clerk*

Ventnor City, NJ
January 4, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on January 4, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: No One

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the December 21, 2006 Regular Meeting & December 28, 2006 Special Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

WELCOME HOME PRESENTATION IRAQ USAF SERVICEMAN RICHARD FERRY

MAYOR KREISLER, COMMISSIONER VESPERTINO & COMMISSIONER SCHAFFER ceremoniously welcomed home USAF S/SGT. RICHARD FERRY from his tour in Iraq offering gratitude and respect to the returnee and all Veterans who served our nation protecting the freedoms we continue to enjoy.

The MAYOR thanked the Police and Fire in attendance this evening and invited S/SGT. RICHARD FERRY, his family and VFW #3361 members to the podium area to formally present the award accepted in his absence (April 21, 2005) by his mother.

RUSSELL T. SMITH, JA announced with pleasure that this outstanding young man, S/SGT. RICHARD FERRY is now a Life Member of Ventnor VFW Post 3361. He then introduced VFW Post 3361 COMMANDER JAMES CAULFIELD and JUNIOR VICE COMMANDER, LEE TYRRELL for a few words.

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-15 SALARY ORDINANCE

ESTABLISHING 2007 SALARIES, COMPENSATION AND SALARY RANGES OF OFFICERS AND EMPLOYEES OF THE CITY OF VENTNOR CITY AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH

The City Clerk read the Public Notice on Ordinance 2007-15 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-15 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING & ADOPTION OF ORDINANCE 2007-15

ESTABLISHING 2007 SALARIES, COMPENSATION AND SALARY RANGES OF OFFICERS AND EMPLOYEES OF THE CITY OF VENTNOR CITY AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-15 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 1 thru 9 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Cmr Vespertino moved, seconded by Cmr Schafer that Resolutions No.1 thru 9 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

January 4, 2007

RESOLUTION NO. 1 OF 2007 - ADOPTION OF 2007 TEMPORARY BUDGET

BE IT RESOLVED THAT The Temporary Budget for 2007 is hereby adopted

	ACCOUNT NUMBER	2007 TEMP. APPROP.
-	-	
CITY ADMINISTRATOR	20-100-000	
SALARIES & WAGES	20-100-010	\$10,046.25
OTHER EXPENSES	20-100-020	\$11,618.75
MAYOR'S OFFICE	20-110-000	
SALARIES & WAGES	20-110-010	\$14,593.50
OTHER EXPENSES	20-110-020	\$4,050.00
COMM. REV & FINANCE	20-112-000	
SALARIES & WAGES	20-112-010	\$1,875.00
OTHER EXPENSES	20-112-020	\$50.00
COMM. PUBLIC WORKS	20-114-000	
SALARIES & WAGES	20-114-010	\$1,875.00
OTHER EXPENSES	20-114-020	\$62.50
CITY CLERK	20-120-000	
SALARIES & WAGES	20-120-010	\$27,535.00
OTHER EXPENSES	20-120-020	\$9,755.00
CODIFICATION OF ORDINANCES	20-120-320	\$3,075.00
FINANCIAL ADMINISTRATION	20-130-000	
SALARIES & WAGES	20-130-010	\$41,738.75
OTHER EXPENSES	20-130-020	\$5,550.00
COLLECTION OF TAXES	20-145-000	
SALARIES & WAGES	20-145-010	\$18,070.00
OTHER EXPENSES	20-145-020	\$2,396.25
ASSESSMENT OF TAXES	20-150-000	
SALARIES & WAGES	20-150-010	\$18,450.00
OTHER EXPENSES	20-150-020	\$9,496.25
LEGAL SERVICES & COSTS	20-155-000	
SALARIES & WAGES	20-155-010	\$15,250.00
OTHER EXPENSES	20-155-020	\$31,250.00
CITY ENGINEER	20-165-000	
SALARIES & WAGES	20-165-010	\$8,971.25
OTHER EXPENSES	20-165-020	\$4,625.00
PLANNING BD - NJSA 40:55D-17	21-180-000	
OTHER EXPENSES	21-180-020	\$8,725.00
ZONING OFFICE	21-185-000	
OTHER EXPENSES	21-185-020	\$6,602.50
LONGPORT INTERLOCAL ENGINEER	22-165-000	
SALARIES & WAGES	22-165-010	\$17,942.50
OTHER EXPENSES	22-165-020	\$4,723.45
INSPECTION OF BUILDINGS	22-195-000	
SALARIES & WAGES	22-195-010	\$22,435.00
OTHER EXPENSES	22-195-010	\$2,627.50
INSPECTION OF HOUSING	22-196-000	
SALARIES & WAGES	22-196-010	\$49,722.50
OTHER EXPENSES	22-196-020	\$1,537.50
ELECTRICAL & PLUMBING INSPECTION	22-197-000	
SALARIES & WAGES	22-197-010	\$5,262.50
OTHER EXPENSES	22-197-020	\$125.00
LONGPORT INTERLOCAL UCC	22-198-000	
SALARIES & WAGES	22-198-010	\$6,000.00
OTHER EXPENSES	22-198-020	\$2,000.00
CITY INSURANCE:	23-000-000	
OTHER INSURANCE	23-210-020	\$52,936.25
WORKERS' COMP.	23-215-000	\$95,216.25
HEALTH INSURANCE	23-220-000	\$480,750.00
POLICE	25-240-000	
SALARIES & WAGES	25-240-010	\$787,822.50
OTHER EXPENSES	25-240-020	\$42,737.50
RADIO & COMMUNICATIONS	25-250-000	
SALARIES & WAGES	25-250-010	\$89,493.75
OTHER EXPENSES	25-250-020	\$9,361.25
EMERGENCY MANAGEMENT	25-252-000	
SALARIES & WAGES	25-252-010	\$17,911.25
OTHER EXPENSES	25-252-020	\$1,410.00
FIRE	25-255-000	
SALARIES & WAGES	25-255-010	\$788,158.75
OTHER EXPENSES	25-255-020	\$18,488.75
UNIFORM FIRE SAFETY ACT	25-265-000	
SALARIES & WAGES	25-265-010	\$30,775.00

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OTHER EXPENSES	25-265-020	\$2,180.50
STREETS & ROADS	26-290-000	
SALARIES & WAGES	26-290-010	\$93,058.75
OTHER EXPENSES	26-290-020	\$11,187.50
ELECTRICAL DIVISION	26-300-000	
SALARIES & WAGES	26-300-010	\$23,922.50
OTHER EXPENSES	26-300-020	\$4,253.75
SOLID WASTE/RECYCLING	26-305-000	
SALARIES & WAGES	26-305-010	\$25,192.50
OTHER EXPENSES	26-305-020	\$268,532.50
BUILDING & GROUNDS	26-310-000	
SALARIES & WAGES	26-310-010	\$66,240.50
OTHER EXPENSES	26-310-020	\$51,766.25
MOTOR VEHICLE MAINTENANCE	26-315-000	
SALARIES & WAGES	26-315-010	\$46,252.50
OTHER EXPENSES	26-315-020	\$14,366.25
DOG CONTROL	27-331-000	
OTHER EXPENSES	27-331-020	\$1,800.00
RECREATION	28-370-000	
SALARIES & WAGES	28-370-010	\$85,168.75
OTHER EXPENSES	28-370-020	\$17,862.50
GOLF DRIVING RANGE	28-375-000	
SALARIES & WAGES	28-375-010	\$19,177.50
OTHER EXPENSES	28-375-020	\$5,762.50
BEACH PATROL	28-380-000	
SALARIES & WAGES	28-380-010	\$103,750.00
OTHER EXPENSES	28-380-020	\$6,960.00
BEACH CONTROL	28-381-000	
SALARIES & WAGES	28-381-010	\$4,375.00
OTHER EXPENSES	28-381-020	\$1,025.00
CELEBRATION OF EVENTS/PUBLICITY	30-420-000	
OTHER EXPENSES	30-420-299	\$6,250.00
ELECTRICITY	31-430-000	\$100,193.75
TELEPHONE	31-440-000	\$12,468.75
NATURAL GAS	31-446-000	\$10,177.50
GASOLINE	31-460-000	\$23,575.00
FICA	36-472-000	\$59,062.50
UNEMPLOYMENT INS.	36-473-000	\$1,875.00
MEDICARE	36-476-000	\$18,900.00
MUNICIPAL COURT	43-490-000	
SALARIES & WAGES	43-490-010	\$45,625.00
OTHER EXPENSES	43-490-020	\$3,431.25
PUBLIC DEFENDER	43-495-000	
OTHER EXPENSES	43-495-011	\$2,250.00
DOWN PAYMENT ON IMPROV.	44-902-000	\$25,000.00
PAYMENT ON BOND PRINCIPAL	45-920-000	\$290,000.00
INTEREST ON BONDS	45-930-000	\$97,582.81
DEP GREEN ACRES LOAN	45-940-000	\$7,772.90
SCHOOL DEBT SERVICE		
PAYMENT ON PRINCIPAL	48-920-000	\$272,500.00
INTEREST ON NOTES	48-930-000	\$170,706.50
	TOTAL	\$4,783,303.90
WATER SEWER	55-000-000	
SALARY & WAGES TOTAL	55-501-010	\$307,943.75
OTHER EXPENSES TOTAL	55-502-299	\$266,287.75
ACUA TREATMENT	55-502-300	\$334,796.00
CAPITAL OUTLAY	55-512-000	\$11,820.00
PAYMENT ON BOND PRINCIPAL	55-520-000	\$86,250.00
INTEREST ON BONDS	55-523-000	\$16,470.00
DEFICIT IN OPERATIONS	55-532-000	\$2,736.56
FICA	55-541-000	\$23,557.50
UNEMPLOYMENT	55-542-000	\$375.00
	TOTAL	\$1,050,236.56

Comr Vespertino moved, seconded by Comr Schafer that Resolution No.1 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

January 4, 2007

RESOLUTION NO. 2 OF 2007 - DESIGNATION OF BANK DEPOSITORIES

WHEREAS, the City of Ventnor City is desirous of designating certain local bonds as depositories for City funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the following banks are sod designated:

1. Wachovia
2. Cape Savings Bank
3. Ocean City Home Bank
4. Commerce Bank NA
5. Sun National Bank
6. Boardwalk Bank
7. Bank of America
8. PNC Bank
9. Sovereign Bank
10. Susquehanna Patriot Bank

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Ventnor City that a copy of this Resolution be forthwith filed with the Chief Financial Officer of the City of Ventnor City.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No 2 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 3 OF 2007 - EMPLOYEE BONDS

WHEREAS, in accordance with NJSA 40A:5-34 and NJSA 40A:5-34.1, it is necessary for public officials to provide performance bonds for the faithful performance of their services for all years while employed for a municipality; and

WHEREAS, it is the direction of the Board of Commissioners that said faithful performance bonds be supplied for the year 2007 by said public officials.

NOW, THEREFORE, BE IT RESOLVED by the Board of commissioners of the City of Ventnor City that the Chief Financial Officer of said City of Ventnor City provide a performance bond for faithful service to said City in an amount that shall be acceptable to the Board of Commissioners, as well as a Surety that shall be acceptable to the Board of Commissioners as set forth in NJSA 40A:5-34.

BE IT FURTHER RESOLVED that the Tax Collector of said City provide a performance bond for faithful service to said City in an amount that shall be acceptable to the Board of Commissioners, as well as a Surety that shall be acceptable to the Board of Commissioners as set forth in NJSA 40A:5-34.

BE IT FURTHER RESOLVED that the Municipal Court Administrator, Deputy Court Administrator and Personnel employed in said City Court system shall provide a blanket bond in accordance with NJSA 40A:5-34.1 for an amount not less than \$15,000 per position.

BE IT FURTHER RESOLVED that all other officers and employees of the City of Ventnor City shall supply a blanket bond in an amount not less than \$50,000 per position in accordance with NJSA 40A:5-34.1.

BE IT FURTHER RESOLVED that all such bonds as hereinbefore mentioned shall be approved as to amount, surety and sufficiency by the Board of Commissioners of the City of Ventnor City with the advice from the City Auditor and the City Solicitor.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.3 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 4 OF 2007 - APPOINT BOWMAN & CO. AS AUDITOR

WHEREAS, there exists a need for auditing services for the preparation and submission of the Statutory Municipal Audit of the City of Ventnor City for the year 2006, the preparation of the financial statement for 2006, and assistance in the preparation of

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the 2007 Municipal Budget; and
WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (NJSA 40A:5-11 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners as follows:

The Contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because the law permits the waiving of competitive bids under NJSA 40A:5-11.

BE IT FURTHER RESOLVED that BOWMAN & COMPANY, LLP is hereby appointed auditor for the City of Ventnor City for the fiscal year 2007 and the said BOWMAN & COMPANY, LLP is hereby authorized and empowered to perform all services necessary for the preparation and submission of said audit and the necessary 2006 annual Financial Statement to accompany the 2007 Budget.

BE IT FURTHER RESOLVED that a notice of this appointment be published at least once in the Press pursuant to the requirements of Chapter 198 of the laws of 1971.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.4 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 5 OF 2007 - ADOPTION OF 2007 CASH MANAGEMENT PLAN

BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Cash Management Plan for the City of Ventnor City, as outlined in the attached document, is adopted for the 2007 fiscal year.

Cash Management Plan of Ventnor in the County of Atlantic

I STATEMENT OF PURPOSE

This Cash Management Plan (CMP) is prepared pursuant to provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits and investments of public funds of the City of Ventnor. The CMP is intended to assure that public funds identified herein are deposited in interest bearing accounts or otherwise safeguarded, in permitted investments to insure safety, liquidity and a maximum investment rate of return. The CMP is intended to insure that the any deposits and permitted investments mature within the time period that approximates the prospective need for the funds, deposited or invested so that there is a risk to the market value of Ventnor cash resources.

II CASH MANAGEMENT POLICY

A. Objectives: The priority of investing policies shall be, in order of descending importance, security, liquidity, and yield.

(1) Security: The safety of principal is the foremost objective of the Cash Management Plan. Investments shall be undertaken in a manner that seeds to ensure the preservation of capital in the overall portfolio. The objective is to mitigate credit risk and interest rate.

(2) Credit Risk: Credit risk is the risk of loss due to failure of the security issuer or backer. Credit risk may be mitigated by:

- (1) Limiting investments to the safest types of securities.
- (2) Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which an entity will do business.
- (3) Diversifying the investment portfolio so that potential losses on individual securities will be minimized.

(3) Interest Rate Risk:

Interest rate risk is the risk that the market value of the securities in the

portfolio will fall due to changes in general interest rates. Interest rate risk may be mitigated by:

- (1) Limiting investments to the safest types of securities.
 - (2) Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which an entity will do business.
 - (3) Diversifying the investment portfolio so that potential losses on individual securities will be minimized.
- (4) Interest Rate Risk:
- Interest rate risk is the risk that the market value of the securities in the portfolio will fall due to changes in general interest rates. Interest rate risk may be mitigated by:
- (1) Structuring the investment portfolio so that securities mature to meet cash requirement for ongoing operations thereby avoiding the need to sell securities on the open market prior to maturity, and
 - (2) By investing operating funds primarily in shorter-term securities.
- (5) Liquidity: The investment portfolio must remain sufficiently liquid so that securities mature concurrent with cash needs to meet anticipated demands (static liquidity). Furthermore since all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets (dynamic liquidity).
- (6) Yield: The investment must be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investment is of least importance compared to the safety and liquidity objective described above. The core of investments are limited to relative low risk securities in anticipation of earning a fair return relative to the risk being assumed. The Chief Financial Officer shall carefully evaluate any investment offering above market yields. Securities shall not be sold prior to maturity with the following exceptions:
- (1) A declining credit security could be sold early to minimize the loss of principal.
 - (2) A security swap would improve the quality, yield, or target duration in the portfolio.
 - (3) Liquidity needs of the local unit require that the security be sold.

Standards of Care

(1) **Prudence**

The standard of prudence to be used by investment officials shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio in accordance with the State Law and this policy. The Chief Financial Officer, acting in accordance with written procedures and this cash management plan and exercising due diligence shall be relieved of personal responsibility for an individual security's credit risk or marked price changes, provided deviations from expectations are reported in a timely fashion and the liquidity and the sale of securities are carried out in accordance with the terms of the cash management plan and policy.

Investment shall be made with the judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

Ethics and Conflicts of Interest

The designated officials in the investment process shall not have personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Actions of individuals involved in administering the cash management plan shall be governed by the Local Government Ethics Law. They shall disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. The action with the same individual with whom business is conducted on

behalf of the City.

(2) **Delegation of Authority**

Authority to manage the cash management plan is granted to the Chief Financial Officer pursuant to N.J.S.A. 40A:5-14. Responsibility for the operation of the cash management plan is hereby delegated to the Chief Financial Officer. No person may engage in an investment transaction except as provided under the terms of the policy and the written procedures established by the Chief Financial Officer. The Chief Financial Officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

III IDENTIFIED FUNDS AND ACCOUNTS TO BE COVERED BY THIS PLAN

The CMP is intended to cover the deposit and or investment of the following funds and of the City of Ventnor.

- Current Fund
- Dog License Trust
- Assessment Trust Fund
- Water/Sewer Utility Operating Fund
- Water/Sewer Utility Capital Fund
- Developer's Escrow
- Lifeguard Pension
- Other Trust Fund
- Capital Fund
- Unemployment Trust Fund

VI DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.

In the event that the Chief Financial Officer deems it advantageous to utilize the services of Brokerage Firms and Dealers, this CMP will be amended to specify designees.

VII AUTHORIZED INVESTMENT.

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by the CMP, to the extent not otherwise held in deposits, in the following permitted investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America.
- (2) Government money market mutual funds.
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor.
- (4) Bond or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part of within which the school district is located.
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
- (6) Local government investment pools.
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section I of P.L. 1977, c. 281 (C.52:18A-90.4); or
- (8) Agreement for the repurchase of fully collateralized securities if
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) the custody of collateral is transferred to a third party;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section I of P.L. 1970. C.236(C.17:9-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For the purpose of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940" 15 U.S.C. sec 80a-1 et seq, and operated in accordance with 17 C.F.R. sec 270.2a-7
 - (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec 270. 2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (1) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
- (2) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940" 15 U.S.C. sec 80B-1 et seq., with experience investing in US Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- (a) Which is managed in accordance with 17 C.F.R. sec. 270.2a-7
- (b) Which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) Which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. Sec. 270k.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) Which is in compliance with rules adopted pursuant to the "Administrative Procedure Act" P.L. 1968, c.41 0(c.52:14B-1 et seq) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investment;
- (e) Which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize and index that does not support a stable net asset value; and
- (f) Which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to Section 9 to P.L. 1967 c.9 (C.49:3-56) an has at least \$25 million in Capital stock (or equivalent capitalization if not a corporation) surplus reserves for contingencies and undivided profits, or through a securities and reports daily to the Federal Reserve Bank of New York its position in the borrowing on such U.S. Government securities.

SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the City to assure that there is not unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the City or by third party custodian prior to or upon the release of the City's Funds.

To assure that all parties with whom the City deals with by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this CMP, all such parties shall be supplied with a copy of this CMP in writing and all such parties shall

acknowledge the receipt of the CMP in writing, a copy of which shall be on file with the Designated Officials.

IX REPORTING REQUIREMENTS:

On the first day of each month during which this CMP is in effect, the Designated Officials referred to in Section IV hereof shall supply to the governing body of the City a written report of any Deposits of Permitted Investment made pursuant to this CMP, which shall include, at a minimum, the following information:

REPORTING REQUIREMENTS:

On the first day of each month during which this CMP is in effect, the Designated Officials referred to in Section IV hereof shall supply to the governing body of the City a written report of any Deposits of Permitted Investment made pursuant to this CMP, which shall include, at a minimum, the following information:

- (a) The fees incurred to undertake such Deposits or Permitted Investments.
- (b) The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month
- (c) All other information which may be deemed reasonable from time to time by the governing body of the City.

X TERM OF PLAN:

This CMP shall be in effect from January 1, 2007 to December 31, 2007. Attached to this CMP is a resolution of the governing body of the City approving this CMP is a resolution of the governing body of the City approving this CMP for such period of time. The CMP may be amended from time to time. To the extent that any amendment is adopted by the Board of Commissioners, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved CMP, which amendment shall be acknowledged in writing in the same manner as the original CMP was so acknowledged.

Comr Vespertino moved, seconded by Comr Schafer that Resolution No.5 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 6 OF 2007 - OPPOSING S457/A3870 TIME OF DECISION RULE

WHEREAS, Senate bill S-457 and Assembly bill A-3870 are intended to modify the "time of decision" rule which currently allows municipalities to change the zoning regulations during the pendency of an application for development; and

WHEREAS, under the bill the ordinances in effect at the time of an application is submitted shall govern the review of that application, and any decision made following upon that review;

WHEREAS, "the time of decision rule" is a judicially recognized principal that decisions are to be made on the basis of laws, ordinances and regulations in effect at the time the decision is rendered; and

WHEREAS, courts have applied the "time of decision rule" to correct errors in zoning ordinances, thus giving local legislators the opportunity to correct legislative policy that had been found to be imperfectly expressed;

WHEREAS, the "time of decision rule" has permitted a municipality to give additional legislative consideration to serious and substantial land use planning concerns that, for whatever reason, had not been previously addressed in the ordinance;

WHEREAS, application and zoning changes require public discussion and hearings, and S-457/A-3870 would permit developers to "beat the clock" by filing applications and freezing the ability of local officials to act;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City hereby urges our State Legislators to oppose S-457/A-3870;

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to State Senator William L. Gormley, Assemblyman Francis J. Blee, Assemblyman Jim Whelan, the sponsors of S-457 and A-3870, members of the Senate Community and Urban Affairs Committee and the Assembly Housing and Local Government committee, the New Jersey State League of Municipalities and the Office of the Governor.

Comr Vespertino moved, seconded by Comr Schafer that Resolution No.6 of 2007 be adopted.

January 4, 2007

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 7 OF 2007 - APPOINTMENT OF JANICE CALLAGHAN AS REGISTRAR

BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Janice K. Callaghan is herein and hereby appointed to the position of Registrar of Vital Statistics effective January 1, 2007.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.7 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 8 OF 2007 - APPOINTMENT OF SANDRA BIAGI AS DEPUTY REGISTRAR

BE IT RESOLVED that Sandra M. Biagi is herein and hereby appointed to the position of Deputy Registrar of Vital Statistics effective January 1, 2007.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.8 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 9 OF 2007 - AWARD OF BIDS, FIRE HOSE & RELATED ITEMS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, December 12, 2006 at 2:00 P.M. nine (9) separate bid proposals for the supply of fire fighting hose and related equipment, which bids were requested and submitted both for individual items as well as in total ; and

WHEREAS, the Fire Chief has reviewed same and has herewith recommended award to the apparent lowest responsible bidders for the individual items, Mason-Dixon Fire Equipment of Williamsport, MD, Municipal Emergency Services of Exton, PA, Continental Fire & Safety, Inc. of Trenton, NJ, All Hands Fire Equipment of Wall, NJ, Campbell Supply Co., Inc. of Edison, NJ and First Due Emergency Supply Co. of Sewell, NJ.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contracts for the fire fighting hose and related equipment to the apparent lowest responsible bidders for the individual items, Mason-Dixon Fire Equipment of Williamsport, MD \$29,028.00, Municipal Emergency Services of Exton, PA \$1,870.74, Continental Fire & Safety, Inc. of Trenton, NJ \$1,380.50, All Hands Fire Equipment of Wall, NJ \$219.45, Campbell Supply Co., Inc. of Edison, NJ \$4,716.36, and First Due Emergency Supply Co. of Sewell, NJ \$79.50 for a Total Amount Bid of \$37,294.55; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.9 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF PAYROLL

The City Clerk read payroll from 12-23-06 to 1-5-07 in the amount of \$461,760.98 for approval. So ordered.

ANNOUNCEMENTS & REMARKS

RUSSELL T. SMITH, 7100 Ventnor Gardens Plaza reported that 21 additional names have been added to the WWII Memorial Plaque at the library and that the displaying of all our Officially Designed American Flags looks wonderful - and thanked the Mayor/Commissioners for all their cooperation.

January 4, 2007

COMMISSIONER VESPERTINO returned the compliment, thanking MR SMITH and VFW # 3361 for all they have done & continue to do for Ventnor.

ADJOURNMENT: 6:26 PM

Ventnor City, NJ
January 18, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on January 18, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the January 4, 2006 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PROCLAMATION - ALBIE BATTAGLIA, NJ ALLIANCE VOLUNTEER OF THE YEAR

CMR VESPertino introduced honoree and lifelong resident, ALBIE BATTAGLIA as "a man who has always been there for anyone who needs help" and sprinkled his comments with delightful hometown antidotes spanning younger days when ALBIE was dubbed "the coaching legend from across the bridge" up to his present volunteer activities with Ventnor students educational, recreational & Alliance programs. CMR. VESPertino then presented the following proclamation:

APPRECIATION PROCLAMATION VENTNOR MUNICIPAL ALLIANCE
"NJ ALLIANCE VOLUNTEER OF THE YEAR" ALBERT "ALBIE" BATTAGLIA

Whereas, for the past ten years ALBIE BATTAGLIA has served on the Ventnor Municipal Alliance and has been actively involved in Ventnor Alliance activities while serving as the Substance Awareness Coordinator for the Ventnor Public School system, the school liaison to the SCORE program and a member of the Countywide Underage Drinking Coalition & a county representative in the statewide coalition; and

Whereas, to further tackle the issues of underage drinking and in an attempt to ensure the majority of youths would be reached, ALBIE BATTAGLIA energetically worked to assure that the state's message of the "15-5-21" program was incorporated into the Ventnor school's programming efforts and was responsible for Ventnor City's adoption of an Ordinance addressing the responsibilities of underage drinking on private property; and

Whereas, in 2006 ALBIE BATTAGLIA was honored for his years of volunteerism and dedicated concern for the youth of Ventnor City being selected and designated as the "ATLANTIC COUNTY MUNICIPAL ALLIANCE VOLUNTEER OF THE YEAR" and was chosen by the State of New Jersey Governor's Council On Alcoholism and Drug Abuse as the "2006 ALLIANCE VOLUNTEER OF THE YEAR".

Now Be It Resolved by the VENTNOR CITY BOARD OF COMMISSIONERS that this Proclamation shall serve to publicly congratulate, recognize & applaud Ventnor City resident and outstanding volunteer ALBERT "ALBIE" BATTAGLIA for his contributions, involvement and concern with the many issues effecting the youth of our community.

Be It Further Resolved that ALBIE BATTAGLIA be presented this Proclamation of Appreciation with sincere acknowledgement that the backbone of every successful organization is formed by its volunteers.

VENTNOR CITY BOARD OF COMMISSIONERS

Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino

ATTEST: Sandra M. Biagi, City Clerk

DATE: January 2007

MAYOR KREISLER and CMR SCHAFFER echoed CMR VESPertino's remarks emphasizing the invaluable enthusiasm and energy ALBIE brings to everything he does and lacing their appreciation with humorous reminiscences of times shared. The MAYOR complimented Bill Gussie, for his foresight in taking ALBIE away from the casinos to coach in our schools and tribute was paid to ALBIE'S wife & family for providing the proverbial backbone behind every good man.

PRESENTATION OF CERTIFICATES TO HOLIDAY LIGHTING WINNERS

CMR SCHAFFER thanked PAUL MACCAGNANO (home recuperating from elective surgery) for judging the Holiday Lighting contest and for his efforts in getting a few of our merchants to donate prizes of candy and gift certificates. CMR SCHAFFER said some arrangement will be made for those not present to receive their prizes. Winners announced were:

1 STORY HOME WINNERS - 1st place, Richard/Mary Lovecchio, 811 Harvard
2nd place, Gino & Belinda Novelli, 521 Somerset
3rd place, Ms. Robin Luber, 514 North Derby Avenue.

January 18, 2007

2 STORY HOME WINNERS - 1st place, Gene & Mary Siracusa, 900 Harvard
2nd place, Edward & Jackie Thompson, 305 Windsor Drive,
3rd place, Marie McQueen, 419 North Oxford Avenue.

VC BUSINESS WINNERS - 1st place, Tom Harris/Kenya Gems, 6504 Ventnor
2nd place, George Wimberg Funeral Home, 7300 Ventnor Avenue,
3rd place, Jagielky's Candies, 5115 Ventnor Avenue.

NEW BUSINESS

Prior to adoption of the Consent Agenda, the MAYOR introduced VFW's CMDR. JIM CAUFIELD, SR., VICE-CMDR TONY MUSARRA & RUSSELL T. SMITH, JA, invited this evening to speak in support of VC Resolution No. 17 - requesting that the Governor Veto NJ bills A-17/S-9, which would remove any mandatory teaching to public school students, the history or purpose of Veterans & Memorial Day holidays.

RUSS SMITH spoke of the positive effects the American Legion and the VFW participation has provided to students over the years in various educational activities, essays, contests and scholarships. COMMANDER CAUFIELD & VICE-CMDR MUSARRA shared their thoughts against the legislation - adding a few suggestions by other Post 3361 members.

CARMINE BONANNI, Ventnor School Supt assured the VFW representatives that the new Social Studies curriculum (disks/text/data) will include the historical significance addressed tonight and will continue to support and cooperate with our Veterans in all aspects. The MAYOR thanked everyone for coming and expressing their views.

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 10 thru 17 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.10 thru 17 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 10 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO. 11 OF 2007 - TAX TRANSFERS/CANCELLATIONS/VARIOUS

RESOLUTION NO.12 OF 2007 - TAX REFUNDS, OVERPAYMENTS/3RD PARTY REDEMPT'S

RESOLUTION NO. 13 OF 2007 - W/S REFUNDS, OVERPAYMENTS/3RD PARTY REDEMPT'S

RESOLUTION NO. 14 OF 2007 - APPROVAL OF PLANS & SPECS, ROADWAY IMPROVEMENTS TO WINCHESTER AVE FROM WEYMOUTH TO FRANKFORT

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 ROADWAY IMPROVEMENTS IN WINCHESTER AVENUE from Weymouth Avenue to Frankfort Avenue in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer; reviewed and approved by the Atlantic County Improvement Authority and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the January 22, 2007 edition of the Atlantic City Press, with bids to be received on February 01, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.14 of 2007 be adopted.

January 18, 2007

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 15 OF 2007 - AUTHORIZING CONTRACT FOR CONTAMINATION MONITORING, BL 122, LOTS 2,3,4,5,6,7 (6503-13 VENTNOR AVE)

WHEREAS, the City of Ventnor City is the owner of properties indicated on the Official Taxing Map as Block 122; Lots 2, 3, 4, 5, 6, and 7; and

WHEREAS, the City has been directed by the New Jersey Department of Environmental Protection in compliance of their regulations to perform certain solids and water testing on said property; and

WHEREAS, the Municipal Engineer of the City of Ventnor City requested and received five (5) written informal quotes for required environmental testing at Block 122; Lots 2,3,4,5,6, and 7 in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommends award to the apparent lowest responsible bidder, Contract Services Company, LLC of Ocean City, N.J.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards a contract to Contracts Services Company, of Ocean City, N.J. in the amount of \$5,870.00 for environmental testing at Block 122; Lots 2,3,4,5,6, and 7 in accordance with the contents of their Proposal dated November 21, 2006; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No 15 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 16 OF 2007 - AUTHORIZING INTERLOCAL AGREEMENT WITH ATLANTIC COUNTY IMPROVEMENT AUTHORITY TO ADMINISTER COMMUNITY DEVELOPMENT BLOCK GRANT(CDBG)APPLICATION FOR FUNDING ADA BDWK RAMPING

WHEREAS, the City of Ventnor has opted to participate in the Atlantic County Community Development Block Grant (CDBG) Program for FY2004 and FY2006; and

WHEREAS, as a participant, the City of Ventnor expects to be allocated \$160,053.00 for FY2004 and FY2006 for the project known as ADA Ramping to Boardwalk; and

WHEREAS, in order to be allocated CDBG funds, the City of Ventnor must enter into an interlocal service agreement with the Atlantic County Improvement Authority, the administrator of the Atlantic County CDBG Entitlement Program.

NOW, THEREFORE, BE IT RESOLVED that the Agreement by and between the Atlantic County Improvement Authority and the City of Ventnor, which is attached hereto, is approved and the Chief Elected Official and the Municipal Clerk are authorized to sign said agreement.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.16 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 17 OF 2007 - URGING GOVERNOR TO VETO A-17/S-9 MAKES TEACHING OF VETERANS/MEMORIAL DAY IN PUBLIC SCHOOLS NOT MANDATORY

WHEREAS, Assembly Bill A-17 was introduced on December 11, 2006 which eliminates various mandates imposed on public school districts and amending, supplementing and repealing various sections of the New Jersey Statutes; and

WHEREAS, Assembly Bill A-17 would eliminate the requirement that

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school districts hold exercises on the last school day preceding various patriotic holidays such as Veterans Day and Memorial Day; and

WHEREAS, Assembly Bill A-17 would permit school districts to use their own discretion in conducting exercises and instruction to commemorate Veterans Day and Memorial Day.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City urges the Governor not to sign Assembly Bill A-17 and Senate Bill S-9 until the mandate requiring school districts to conduct exercises or instruction regarding Veterans Day and Memorial Day be reinstated.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be transmitted to Governor Jon Corzine, Senator William Gormley and Assemblymen Frank Blee and Jim Whelan.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.17 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF PAYROLL

The City Clerk read payroll from 1-6-07 to 1-19-07 in the amount of \$402,417.06 for approval. So ordered.

ADJOURNMENT: 6:34PM

Ventnor City, NJ
February 1, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on February 1, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the January 18, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

"BEST PRACTICES" COMMENDATION TO CRAIG KAHN/POWER POINT PRESENTATION

MAYOR KREISLER read the following proclamation to CRAIG KAHN after which the teacher offered a delightful & informative Power Point presentation which illustrated the various marketing skills and techniques his students had learned and applied to the Lemonade Project. The Student Lemonade Company was made up of 4th graders (30 classes/30day cycle X6 per year) who used Word Perfect to create advertisements via posters, flyers and Power Point presentations and Excel for finance accountability with spread sheets and merchandizing forms tracking the purchase of supplies & product ingredients. Also presented by CRAIG KAHN and enjoyed by all, were samples of the winning product, Lemonade.

VENTNOR ELEMENTARY
SCHOOL TEACHER CRAIG KAHN
2005-2006 BEST PRACTICES RECIPIENT

WHEREAS, the City of Ventnor City acknowledges its enormous debt to our public school teachers for their innumerable contributions to school children and their families; and

WHEREAS, the City of Ventnor City seeks to promote school excellence and student achievement; and

WHEREAS, Best Practices is a program that honors schools and educators that have specific models of excellence and equity and demonstrate a strong commitment to educational excellence for all students.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City do herein and hereby congratulate and commend

Ventnor Elementary School Teacher

Craig Kahn

2005-2006 BEST PRACTICES Recipient

for the STUDENT LEMONADE COMPANY

and laud his outstanding contributions as a dedicated and passionate educator in the Ventnor City School system.

VENTNOR CITY BOARD OF COMMISSIONERS

Mayor Jim Kreisler
Commissioner Joseph Schafer
Commissioner Sandy Vespertino

Attest: *Sandra M. Biagi, RMC/CMC*
City Clerk

Date: February 1, 2007

BID OPENING REPORT ROADWAY IMPROVEMENTS WINCHESTER (WEYMOUTH/FRANKFORT)

The City Clerk reported that she was in receipt of the following Bid Report:

2007 ROADWAY IMPROVEMENTS TO WINCHESTER AVE
FROM WEYMOUTH AVE TO FRANKFORT AVE

Date of Bid Opening: February 1, 2007 @10:00 AM

Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

1. Spencer V. Maussner, Inc. \$118,888.88
Marlton, NJ
10% Bid Bond Attached
2. Arthur R. Henry, Inc. \$143,789.00
Egg Harbor Twp., NJ
10% Bid Bond Attached
3. P & D Construction, Inc. \$162,277.00
Vineland, NJ
10% Bid Bond Attached
4. Mathis Construction Co., Inc. \$184,251.00
Little Egg Harbor, NJ
10% Bid Bond Attached
5. West Bay Construction \$185,900.00

February 1, 2007

Egg Harbor City, NJ
10% Bid Bond Attached

Report Submitted By: Sandra M. Biagi, RMC/CMC, City Clerk

Cmr Vespertino moved, seconded by Cmr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-01 - WASTEWATER TREATMENT FEES

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 186 - SEWERS
OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-01 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

RESOLUTION NO. 18 OF 2007 - AUTHORIZING CHIEF FINANCIAL OFFICER TO COUNTERSIGN FIRE INSURANCE RECOVERY CHECK (6001 VENTNOR AVE)

ANNOUNCEMENTS

PROCLAMATION: WEAR RED DAY MAYOR KREISLER announced a proclamation supporting American Heart Association National "Wear Red Day For Women", Friday, February 2nd

The Mayor also announced that on February 8th @10AM-12 NOON, the US Postal Service will use our Community Building to put on a program of consumer fraud & consumer scams.

APPROVAL OF PAYROLL

The City Clerk read payroll from 1-19-07 to 2-02-07 in the amount of \$403,213.56 for approval. So ordered.

ADJOURNMENT: 6:27PM

Ventnor City, NJ
February 15, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on February 15, 2007 at 6:00PM following the Pledge of Allegiance which was lead by Ventnor Cub Pack #275.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the February 1, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PRESENTATION OF PLAQUE - CUB PACK#275

COMMISSIONER SCHAFFER spoke with pride of his younger years as a Scout and of the many values he had learned through scouting after which CUB MASTER ALEX LINSK and the CUB SCOUTS of VENTNOR PACK#275 were invited to the podium to receive the following plaque:

*PROCLAMATION OF RECOGNITION AND APPRECIATION
"THE BOY SCOUTS OF AMERICA"*

WHEREAS, the **Boy Scouts of America** is a volunteer organization; and

WHEREAS, the organization volunteers selflessly serve young people in their communities through the organizations chartered by the **Boy Scouts of America** to use the program; and

WHEREAS, these men and women most often neither receive nor seek the thanks of the general public for their good works and generous actions; and

WHEREAS, this month marks the 97th anniversary of the founding of the **Boy Scouts of America**;

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that this Proclamation shall serve to publicly recognize and congratulate the many volunteers of the **Boy Scouts of America** and thank them for their generous and precious contribution of time, energy and ideas.

BE IT FURTHER RESOLVED that the **Boy Scouts of America** be presented this Proclamation of Recognition and Appreciation with sincere acknowledgement that the backbone of every successful organization is formed by its volunteers.

BE IT FURTHER RESOLVED that the month of February is hereby proclaimed to be **Boy Scouts of America Anniversary Month** and all are urged to honor and thank all **Boy Scouts of America** volunteers.



VENTNOR CITY BOARD OF COMMISSIONERS
*Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino*

ATTEST: *Sandra M. Biagi, City Clerk* Date: *February 15, 2007*

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-01

ORDINANCE AMENDING & SUPPLEMENTING CHP 186 - SEWERS
OF THE CODE OF THE CITY OF VENTNOR CITY

The City Clerk read the Public Notice on Ordinance 2007-01 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-01 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-01

ORDINANCE AMENDING & SUPPLEMENTING CHP 186 - SEWERS
OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-01 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

February 15, 2007

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 19 thru 28 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.19 thru 28 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 19 OF 2007 - COMMEMORATING ACMJIF 20TH ANNIVERSARY

WHEREAS, the Atlantic County Municipal Joint Insurance Fund has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and

WHEREAS, the City of Ventnor City is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, the Atlantic County Municipal Joint Insurance Fund commenced operations on January 1, 1987 with seven charter members who, when challenged with an unfavorable market for their insurance, decided to join together to avoid the high costs and limited coverage associated with traditional insurance for fire and property, liability and workers compensation risks; and

WHEREAS, over the past 20 years the Fund has grown to 43 members and stands today as one of the greatest examples of an inter-local service agreement in the State of New Jersey's history; and

WHEREAS, municipalities participating in the ACMJIF have saved their local taxpayers millions of dollars in the form of lower premiums and the return of nearly \$17 million dollars in surplus distributions; and

WHEREAS, the elected officials and the municipal employees covered by the Atlantic County Municipal Joint Insurance Fund are the foundation of the Fund's success and without whose dedication to the Fund Safety and Risk Management programs the Fund would not have achieved the status it enjoys today; and

WHEREAS, the City of Ventnor City wishes to recognize and commemorate the Fund on its 20th year of successful operation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City does hereby recognize and commemorate 2007 as the 20th year of the successful operation of the Atlantic County Municipal Joint Insurance Fund; and

BE IT FURTHER RESOLVED that the City of Ventnor City wishes to acknowledge this 20th Anniversary as a milestone event in the history of the Fund and wishes the Fund continued success for many years to come; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to the Executive Director of the Atlantic County Municipal Joint Insurance Fund for his information and distribution to the membership.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.20 OF 2007 - SETTING DATE FOR ABANDONED VEHICLE AUCTION

WHEREAS, the City of Ventnor City is interested in aiding in the sale of certain vehicles which are identified in Schedule A attached hereto and made a part hereof; and

WHEREAS, said vehicles have remained unclaimed by the owner or other persons having legal right to same within the required period pursuant

to NJ Statutes; and

WHEREAS, the City of Ventnor City is desirous of aiding in the sale of said vehicles at a public auction; and

WHEREAS, pursuant to NJ Statutes said vehicles may be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City Clerk of the City of Ventnor City is hereby authorized to coordinate a public auction at a public place of those motor vehicles identified in Schedule A.

BE IT FURTHER RESOLVED that said public auction shall be held on Tuesday, March 6, 2007 at 10AM, prevailing time, at the Ventnor City Public Works Complex, Cornwall and Winchester Aves., Ventnor City, NJ.

BE IT FURTHER RESOLVED that Notice of said public auction has been given in writing by certified mail, return receipt requested, to the appropriate parties in accordance with NJ Statutes.

BE IT FURTHER RESOLVED THAT Notice of said public auction has also been given by certified mail, return receipt requested, to the holder of any security interest filed with the Director of the Division of Motor Vehicles of the State of NJ at least ten (10) days prior to the date of the public auction.

BE IT FURTHER RESOLVED that the Notice of said public auction shall be published one (1) time at least ten (10) days prior to the date of the sale in one (1) or more newspapers published in the State of NJ and circulating in the municipality in which the motor vehicles are held.

BE IT FURTHER RESOLVED that all vehicles listed in Schedule A shall be sold a one (1) lot to the highest bidder.

BE IT FURTHER RESOLVED that the sale of all motor vehicles is final, absolute and the purchaser of the vehicles is required to pay for the vehicles in full in cash or by certified check at the auction.

BE IT FURTHER RESOLVED that the successful bidder shall remove all vehicles from the site no later than fourteen (14) days from the date of the sale.

SCHEDULE "A"

#	Control #	Year	Make	Model	Vehicle Identification #
1	06-975	2000	Ford	Ranger	1FTYR10C6YPB0404
2	06-981	1992	Chevy	Cavalier	1G1JC1441N7123571
3	06-982	1998	Mercedes	C230	WDBHA23G1WA547266
4	06-1003	1998	Pontiac	GrandAm	1G2NW12M8WC764538
5	06-1004	1995	Ford	Taurus	1FALP5748SA212999
6	06-1005	1993	Honda	Civic	1HGEJ1151PL025325
7	06-1006	2002	Honda	Civic	1HGEM22992LO98627
8	06-1007	1986	Subaru	GL	JF2AG53B2GE806446
9	06-1008	1992	Toyota	Camry	4T1SK12E9NU1211069
10	06-1009	1996	Nissan	Altima	1N4BU31D2TC151365
11	06-1012	1997	Ford	Taurus	1FALP52U8VA259302
12	06-1013	1988	Chevy	Van	1GCJP32J7J3314042
13	06-1018	1992	Ford	Mustang	1FACP41M1NF164708
14	06-1019	1987	Dodge	CRV	2B4FK41G0HR184457
15	06-1022	1996	Chevy	Beretta	1G1LV15M2TY154627

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 21 OF 2007 - REFUND, TAX OVERPAYMENTS

RESOLUTION NO.22 OF 2007 - AUTHORIZING AGREEMENT WITH SAMUEL ROSENFELD TO NAME ENTRANCE TO FISHING PIER "JORDAN'S WAY"

WHEREAS, Samuel M. Rosenfeld and Sacha Rosenfeld, parents of the late Jordan Rosenfeld, have requested of the City of Ventnor permission to donate monies, implement improvements and maintain a portion of the Ventnor Fishing Pier; and

WHEREAS, Samuel and Sacha Rosenfeld have requested in return for said donation and maintenance permission to name the entrance area of the Ventnor Fishing Pier "Jordan's Way" in

memoriam of their late son; and

WHEREAS, the Governing Body of the City of Ventnor City has determined that the proposal to donate money, implement improvements and maintain a portion of the Ventnor Fishing Pier in return for creating a memorial at the entrance area of the Ventnor Fishing Pier is appropriate and have agreed to accept the proposal and have instructed the City Solicitor to prepare an agreement for the purpose or memorializing the acceptance of said proposal;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey, as follows:

- (1) The Preambles hereof are incorporated herein as though fully set forth at length.
- (2) The Mayor and City Clerk are hereby authorized to execute an Agreement incorporating the following terms and conditions:
 1. Decking and re-decking of the walkway from the Boardwalk to the entrance gate of the Ventnor Fishing Pier, same being approximately 250 feet, decking improvement not to include the substructure or support structures, railings or lighting;
 2. Placement of large planters similar to the planters in place at the Ventnor Library and a planting of flowers between Memorial Day and Labor Day;
 3. Installation of a drip irrigation system utilizing the existing water line under the decking furnishing water to the existing bathroom on the fishing pier;
 4. Purchase of four (4) benches at the price benches have previously been sold;
 5. Placement of a pole and a street sign similar to other street signs on Ventnor Boardwalk with the name "Jordan's Way";
 6. Purchase and installation of two bronze plaques at the entrance of Jordan's Way measuring 12" x 18";
 7. Installation of a solar light so as to light the Jordan's Way sign up at night without incurring electrical expense to the City;
 8. Right to maintain the entrance area in the aforesaid improvements for as long as the Rosenfelds or a foundation to be established by the Rosenfelds, has the ability and desire to maintain said area;
 9. The Governing Body shall have final authority with regard to all decisions concerning the implementation and maintenance of improvements and reserves the right to remove, alter, eliminate or otherwise change any such improvements at its sole discretion.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 23 OF 2007 - AUTHORIZING 3" ENCROACHMENT ON NEWPORT AV & GRANTING JO JO'S PERMISSION TO ENTER CITY PROPERTY TO REPAIR WALL

WHEREAS, Vincent and Emilio Cannuscio, hereinafter "Cannuscio" are the owners of property located at 6501 Ventnor Ave identified as Blk 122, Lot 1 and commonly known as JoJo's Restaurant, Ventnor City, Atlantic County, New Jersey; and

WHEREAS, Cannuscio has requested the Commissioners of the City of Ventnor City grant a revocable license so as to permit Cannuscio to construct and maintain a second floor addition and revitalization of existing restaurant structure which will necessitate an encroachment into the right of way of Newport Avenue and Ventnor Avenue; and

WHEREAS, Cannuscio has additionally requested permission to utilize adjoining property southwest of the property currently owned by the City of Ventnor City for the purpose of improving the existing exterior wall of the restaurant structure; and

WHEREAS, Cannuscio has agreed to allow reasonable access onto their

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property for the purpose of investigating and otherwise determining the extend of contamination emanating from either City property or other adjoining property and to further permit the City of Ventnor City to implement any necessary remediation steps, at the sole cost of the City; and

WHEREAS, the Board of Commissioners has determined that a revocable license agreement, permission to utilize on a temporary basis municipal property, and the right to proceed with an investigation of existing contamination of municipal property is appropriate and in the best interest of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED By The Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey, that the Mayor and City Clerk are hereby authorized to execute and deliver a revocable license agreement to be prepared by the City Solicitor so as to permit the construction, utilization and maintenance of an exterior wall and second floor area to the existing restaurant structure, which improvements may extend and otherwise encroach into the existing Newport Avenue right of way controlled by the City of Ventnor City by no more than one foot, as well as extend into the existing right of way of Ventnor Avenue no more than one foot, which Ventnor Avenue right of way is subject to the jurisdiction of Atlantic County; and

BE IT FURTHER RESOLVED, that said agreement shall contain appropriate language so as to permit Cannuscio to utilize, on a temporary basis, vacant land owned by the City of Ventnor City and adjacent to the southwest of the Cannuscio property, said right to utilize the municipal property shall be temporary and for the purpose of improving and otherwise allowing the construction, maintenance and repair of an existing exterior wall and an addition to the existing Cannuscio building; said right to utilize municipal property being subject to termination upon direction by the Governing Body at it sole discretion; and

BE IT FURTHER RESOLVED that the agreement shall contain appropriate language to allow the City of Ventnor City and its agents, servants and employees to investigate and otherwise remediate existing contamination emanating from adjoining property owned by the City of Ventnor City.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 24 OF 2007 - AWARD CONTRACT FOR 2007 WINCHESTER AVE ROADWAY IMPROVEMENTS, WEYMOUTH TO FRANKFORT AVE

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Thursday, February 01, 2007 at 10:00AM five (5) separate bid proposals for the 2007 WINCHESTER AVENUE ROADWAY IMPROVEMENTS from Weymouth Avenue to Frankfort Avenue in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award to the apparent lowest responsible bidder, Spencer V. Maussner, Inc. of Marlton, N.J.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 WINCHESTER AVENUE ROADWAY IMPROVEMENTS from Weymouth Avenue to Frankfort Avenue to the apparent lowest responsible bidder, Spencer V. Maussner, Incorporated of Marlton, N.J., for their Total Amount Bid of \$118,888.88; and

BE IT FURTHER RESOLVED this award is subject to approval by the Atlantic County Improvement Authority under the conditions of their Grant to the City of Ventnor City for partial funding of this Project under the 2005 allocation of the Community Development Block Grant Program; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

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Comr Schafer moved, seconded by Comr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 25 OF 2007 - APPROVAL OF PLANS & SPECS, 2007 REHABILITATION OF MUNICIPAL PIER

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 REHABILITATION OF MUNICIPAL PIER Cambridge Avenue at Boardwalk in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer; reviewed and approved by the NJ Green Acres Program and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the February 19, 2007 edition of the Atlantic City Press, with bids to be received on March 13, 2007 at 10:00AM, prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 26 OF 2007 - APPROVAL OF PLANS & SPECS, 2007 CONSTRUCTION OF BOARDWALK HANDICAPPED RAMPS @ VARIOUS LOCATIONS

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 CONSTRUCTION OF BOARDWALK HANDICAPPED RAMPS Various locations in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer; reviewed and approved by the Atlantic County Improvement Authority; and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the February 19, 2007 edition of the Atlantic City Press, with bids to be received on March 13, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 27 OF 2007 - AUTHORIZING AGREEMENT WITH MEL TO ACCEPT \$5000 PAYMENT TO BE RELEASED FROM SUIT (TONY GERARD ASSOC., INC v. VENTNOR CITY)

WHEREAS, The Municipal Excess Joint Liability Insurance Fund, hereinafter "MEL" has tendered the sum of \$5,000 to the City of Ventnor City in return for absolving said MEL from any and all responsibility to provide a defense or indemnification with regard to the matter of Tony Gerard Associates, LLC v. City of Ventnor City, Docket No. ATL-L-16881-06; and

February 15, 2007

WHEREAS, the City of Ventnor City has determined to accept said \$5,000 to absolve the MEL of any responsibility in connection with the claim by Tony Gerard Associates, LLC;

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey that the Mayor and City Clerk are hereby authorized to execute a Release absolving the Municipal Excess Joint Liability Insurance Fund from any obligation to defend and/or indemnify the City of Ventnor City with regard to the claim by Tony Gerard Associates, LLC in return for the payment of said \$5,000.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 28 OF 2007 - AUTHORIZING INTERLOCAL SERVICES AGREEMENT WITH SHILOH BOROUGH PLANNING BD, FOR PROVIDING OF BOARD ENGINEERING AND PLANNING SERVICES

WHEREAS, the State of New Jersey through the Office of the Governor, encourages Municipalities and Boards to share services with the goal of reducing costs, improving services, and at the same time stabilizing tax rates for the benefit of taxpayers in the State of New Jersey; and

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. authorizes the City of Ventnor City in Atlantic County and the Planning Board of the Borough of Shiloh in Cumberland County to enter into a Contract for the sharing of services; and

WHEREAS, it is the desire of the Governing Body of the City of Ventnor City to authorize the execution of an Interlocal Governmental Services Agreement with the Shiloh Borough Planning Board in Cumberland County for sharing of a Planning Board Engineer and Board related Engineering and Planning Services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey, as follows:

- (1) The Preambles hereof are incorporated herein as though fully set forth at length.
- (2) The Mayor is hereby authorized to execute, and City Clerk to attest, to an Interlocal Government Services Agreement with the Borough of Shiloh Planning Board in Cumberland County for the purpose of sharing a Board Engineer and related Board Engineering and Planning Services. A copy of said Agreement, in substantial form to be executed, is on file in the City Clerk's Office and available for inspection as a Public Document.
- (3) All Resolutions inconsistent with the provisions hereof are hereby immediately repealed upon adoption of this Resolution, which shall be effective immediately according to law.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.19 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF R LICENSE #341, CONGREGATION BETH JUDAH & APPROVAL OF AMENDMENTS TO B LICENSE #337 & R LICENSE #338, ST JAMES R.C. CHURCH

Cmr Vespertino moved, seconded by Cmr Schafer the Raffle License #341 for Congregation Beth Judah and the amendments to St. James Bingo License #337 & Raffle License #338 be approved.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

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Cmr Vespertino moved, seconded by Cmr Schafer.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,811,729.62 and payroll from 2-03-07 to 2-16-07 in the amount of \$404,813.98 for approval. So ordered.

REAPPOINTMENTS TO PLANNING BD

Mayor Kreisler announced great pleasure in reappointing to the Planning Board, JOHN VANDUYNE (1-1-07 TO 1-1-11), JAY COOKE (1-1-07 TO 1-1-11), JOHN SANTORO (11-22-06 TO 11-22-08), DENNIS LOTT (11-22-05 TO 11-22-07) and noted the good amount of time the four individuals have all put in - recently completing the revision to City's Master Plan and in the many years they have served on the Planning Board

Cmr Vespertino moved, seconded by Cmr Schafer the appointments be ratified.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPOINTMENT TO BD OF EDUCATION

MAYOR KREISLER announced the appointment of JOAN GLICK to the Board of Education to serve NELSON MORGAN'S unexpired term until 5-15-07. After looking for a suitable replacement for several months, happily, JOAN GLICK, a past member who had left the Board when her children finished their tenure in the Ventnor Schools has agreed to return.

Cmr Schafer moved, seconded by Cmr Vespertino the appointment be ratified.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

MAYOR KREISLER publicly thanked and wished well THERESA KELLY, another member who recently stepped down. He praised the many years she admirably served Ventnor City on our Board of Education and lauded as even greater, THERESA KELLY'S role in her capacity as Ventnor's Sending District Representative to the Atlantic City Board of Education. Being mindful that her position as liaison was very tough, having to go up to the Atlantic City Board of Education on a monthly and regular basis, he acknowledged how hard it will be to fill her shoes picking a replacement, particularly when realizing the years of aggravation she had put up with.

MAXINE STONEHILL, 5901 Winchester, President of the St. Leonard's Association spoke in opposition to the proposed miniature golf range at the tennis courts (Somerset Beach) saying that so many taxpayers have called from here and Florida saying it was too commercial an enterprise for St Leonard's Tract, that the traffic, etc. everything was wrong, that the Park should be kept just for the children and wished her to relate these views to the City Commission.

CMR VESPERTINO explained that from the very beginning when they heard of the man's proposal, their intent was always not to act until they could get the feelings of the neighbors and having heard their views, it was safe to assume there would not be a miniature golf course in that area. MAYOR KREISLER added that at times, putting things out on the table for feedback was a way for them to give an honest response to individuals who want to try something. MAXINE STONEHILL offered appreciation to the Commission adding that it was wonderful for Ventnor by not a that location. CMR SCHAFFER expressed that the feelings already expressed were his exactly - that the location was the problem not the concept and enumerated the many activities and structures presently existing on that block.

CMR SCHAFFER proudly announced his pleasure in learning that one of our Ventnor Students, KAITLIN MUNN, has been selected for the NJ State Governor's School of Environmental Studies.

ADJOURNMENT: 6:24PM

Ventnor City, NJ
March 1, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on March 1, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioner Schafer and Mayor Kreisler
Absent: Commissioner Vespertino
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the February 15, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Schafer and Mayor Kreisler
Absent: Commissioner Vespertino

NEW BUSINESS

RESOLUTION NO. 29 OF 2007 - TAX OVERPAYMENT REFUND

APPROVAL OF BILLS & PAYROLL

The Deputy City Clerk read bills in the amount of \$1,886,994.34 and payroll from 2-17-07 to 3-2-07 in the amount of \$411,742.43 for approval. So ordered.

ANNOUNCEMENTS AND REMARKS

Commissioner Schafer announced the death of former Ventnor Police Chief Thomas Bird noting that as a long time Ventnor resident and member of the Police department he served the community well and will be missed.

ADJOURNMENT: 6:05PM

Ventnor City, NJ
March 15, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on March 15, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: No One

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the March 1, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PRESENTATION TO VENTNOR CITY BY WM SUBIN VIKING ROWING CLUB ART

WILLIAM SUBIN personally and on behalf of the VIKING ROWING CLUB presented the City of Ventnor with a reproduction of the original art he had done commemorating the Viking Rowing Club's entire existence as a formal club since its inception and as a foundation within Ventnor City. Offering particular thanks to our present Commission for their help in Doc Holland's dream being realized - to provide a facility open to anyone who wanted to learn how to row. He credited Doc's insight into the importance of youth rowing that led to the instituting of training programs now having 11 different crews in Atlantic, Cape & Cumberland Counties and inspiring rowers from all over the country.

With Ventnor's help, Viking Rowing Club is flourishing. It has been able to teach 10,000 youngsters over the years and is open to everyone. Thanks to the City of Ventnor kindly donating this property @\$1.00 per yr lease, the Club continues to honor their agreement to make it available to all the youth. With this in mind, the Viking Rowing Club felt it befitting and appropriate to present this replica of Doc's dream by WILLIAM SUBIN to the City of Ventnor for hanging wherever the City chooses.

Following the formal art presentation and photos, MAYOR KREISLER, COMMISSIONERS VESPERTINO & SCHAFFER each offered thanks and best wishes for the Viking Rowing Club's continued success.

REPORT OF BID OPENING, 2007 REHABILITATION OF MUNICIPAL PIER

The City Clerk reported that she was in receipt of the following bid report:

Date of Bid Opening: March 13, 2007 @10:00 AM

Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

- | | |
|---|----------------|
| 1. A.P. Construction, Inc.
Blackwood, NJ 08012
10% Bid Bond Attached | \$3,489,400.00 |
| 2. Agate Construction Co., Inc.
Ocean View, NJ
10% Bid Bond Attached | \$3,587,550.00 |
| 3. Midlantic Construction
Manasquan, NJ
10% Bid Bond Attached | \$2,662,169.00 |
| 4. Walters Marine Construction, Inc.
Ocean View, NJ
10% Bid Bond Attached | \$3,554,202.10 |

Report Submitted By: Sandra M. Biagi, RMC/CMC, City Clerk

Comr Vespertino moved, seconded by Comr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

March 15, 2007

REPORT OF BID OPENING, 2007 CONSTRUCTION OF BOARDWALK HANDICAPPED RAMPS @ VARIOUS LOCATIONS

The City Clerk reported that she was in receipt of the following bid report:

Date of Bid Opening: March 13, 2007 @10:00 AM
Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

1. Walters Marine Construction, Inc. \$154,200.00
Ocean View, NJ 08230
10% Bid Bond Attached
2. Marandino Concrete Co. \$150,472.00
Vineland, NJ 08361
10% Bid Bond Attached
3. R.A. Walters & Son, Inc. \$124,755.00
Cape May Court House, NJ 08210
10% Bid Bond Attached

Report Submitted By: Sandra M. Biagi, RMC/CMC, City Clerk

Comr Vespertino moved, seconded by Comr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 30 thru 34 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Comr Schafer moved, seconded by Comr Vespertino that Resolutions No.30 thru 34 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 30 OF 2007 - DELINEATING BOUNDARY OF THE ERUV OF YOUNG ISRAEL OF MARGATE MODERN ORTHODOX SHUL IN VENTNOR CITY

WHEREAS, the Young Israel of Margate Modern Orthodox Shul desires to establish an Eruv in the City of Ventnor to allow observant Jews to engage in secular activities on the Sabbath; and

WHEREAS, under Orthodox Jewish law an Eruv is not valid unless a civil official with jurisdiction over the circumscribed area issues a ceremonial proclamation delineating the Eruv are; and

WHEREAS, the Young Israel of Margate Modern Orthodox Shul has asked the City of Ventnor to pass a resolution delineating the boundary of the Eruv.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic that the attached map setting forth the delineated area of the Eruv is hereby approved and proclaimed as the delineated area for the Eruv of Young Israel of Margate Modern Orthodox Shul.



Comr Schafer moved, seconded by Comr Vespertino that Resolution No.30 of 2007 be adopted.

Roll Call Vote:

Yeas: Comrs Schafer, Vespertino & Mayor Kreisler

RESOLUTION NO.31 OF 2007 - APPLICATION FOR RECYCLING TONNAGE GRANT

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new

March 15, 2007

municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the City of Ventnor City to apply for such tonnage grants will memorialize the commitment of the City of Ventnor City to recycling and indicate the assent of the Board of Commissioners of the City of Ventnor City to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City of Ventnor City hereby endorses the submission of a Municipal Recycling Tonnage Grant Application for 2007 to the New Jersey Department of Environmental Protection, Office of Recycling and designates David P. Smith, Superintendent of Public Works, City Hall, 6201 Atlantic Avenue, Ventnor City, NJ 08406 to ensure that the said Application is properly filed.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.31 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 32 OF 2007 - TAX REFUND, OVERPAYMENT
RESOLUTION NO.33 OF 2007 - CANCEL INTEREST CHARGED IN ERROR

WHEREAS, interest in the amount of \$28.44 was charged on Block 5, Lot 1 C1605 assessed to Sima Djiji and known as 5000 Boardwalk, Unit #1605, Ventnor, NJ 08406 due to a misposted payment; and

WHEREAS, the payments were made in a timely manner and interest should not have been charged.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Tax Collector of the City of Ventnor City is authorized to cancel interest as stated above.

BE IT FURTHER RESOLVED that the Comptroller/Treasurer and the Tax Collector of the City of Ventnor City are authorized to mark their books and records accordingly.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.33 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 34 OF 2007 - AWARD OF CONTRACT FOR 2007 CONSTRUCTION OF BOARDWALK HANDICAPPED RAMPS @ VARIOUS LOCATIONS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, March 13, 2007 at 10:00 A.M. three (3) separate bid proposals for the 2007 CONSTRUCTION OF HANDICAP BOARDWALK RAMPS at Richards, Newport, and Suffolk Avenues in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award to the apparent lowest responsible bidder, R. A. Walters and Son, Incorporated of Cape May Court House, N.J.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 CONSTRUCTION OF HANDICAP BOARDWALK RAMPS at Richards, Newport,

March 15, 2007

and Suffolk Avenues to the apparent lowest responsible bidder, R.A. Walters and Son, Incorporated of Cape May Court House, N.J., for their Total Amount Bid of \$124,755.00; and

BE IT FURTHER RESOLVED this award is subject to approval by the Atlantic County Improvement Authority under the conditions of their Grant to the City of Ventnor City for their funding of this Project under the 2005-6 allocations of the Community Development Block Grant Program; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.34 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,524,864.19 and \$621,731.42 for a total of \$2,146,595.61 and payroll from 3-3-07 to 3-16-07 in the amount of \$415,431.32 for approval. So ordered.

ADJOURNMENT: 6:PM

Ventnor City, NJ
March 22, 2007

A Special Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in the Mayor's Office, City Hall on March 22, 2007 at 8:30AM, following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law" and further explained the particular necessity of the 2007 Municipal Budget being introduced at this time. A copy of the Public Notice hereby follows:

VENTNOR CITY
SUNSHINE NOTICE
NOTICE OF SPECIAL EMERGENCY MEETING

March 20, 2007

To All Interested Parties:

Notice is hereby given that a Special Emergency Meeting of the Ventnor City Board of Commissioners will be held immediately preceding their regularly scheduled Thursday, March 22, 2007, 8:30am Workshop. The Board of Commissioners must take formal action to introduce the 2007 Municipal Budget, its related Resolutions and the Index Rate Ordinance to comply with the requirement that the 2007 Municipal Budget must be introduced by 3/22/07 in order to qualify for Application for Extraordinary Aid from the State - which must be filed by the 3/22/07 date as well.

By order of Andrew J. McCrosson, Jr., Municipal Administrator

Sandra M. Biagi, RMC/CMC
City Clerk

OVERVIEW OF 2007 VENTNOR MUNICIPAL BUDGET - GENERAL INCREASES

ADMINISTRATOR MCCROSSON presented an overview of the 2007 Municipal Budget, responding to each query posed by the Board of Commissioners. The 2007 Budget evidences a 7.8% increase over the 2006 budget expenditures. Of the \$1.2 Million overall increase, \$432,339 was attributed to an increased bill received from the NJ State Pension makeup. (State plan payable over 3 years with 1st 2006, 2nd 2007 & 3rd 2008. He recited how Ventnor's 2005 revaluation and 2006 reassessment subsequently resulted in 730 tax appeals being filed, creating an \$89,678,684 overall net reduction in property values over the amount placed on the 2006 books which translates into a total of \$1,494,299 in "forgiven" taxes. Another effect was the tax collection rate, normally @97-98% dropped last year to 93.92% causing the need to raise our reserve for uncollected taxes from \$1,186,550 to \$1,663,325, an increase of \$476,775. These factors created an operating deficit of \$2.1 Million in last year's budget. With salaries escalating, the use of attrition was employed - and with savings realized from negotiations for a new Health Insurance Administrator the increase was reduced to \$1.2 Million.

INTRODUCTION OF ORDINANCE 2007-02 - INDEX RATE ORDINANCE

CITY OF VENTNOR CITY, NEW JERSEY

ORDINANCE No. 2007-02

2007 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK FOR THE CALENDAR YEAR 2007

(N.J.S.A. 40A: 4-45.14)

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-02 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 35 OF 2007 - RESOLUTION TO AVERAGE TAX COLLECTION RATE FOR USE IN THE 2007 MUNICIPAL BUDGET

WHEREAS, the City of Ventnor City experienced a decline in the tax collection rate for the year 2006;
and

WHEREAS, the use of the lower collection rate in arriving at the budget appropriation Reserve for Uncollected Taxes in the 2007 Municipal Budget would result in an unfair tax burden to the taxpayers of the City of Ventnor City; and

March 22, 2007

WHEREAS, the Division of Local Government Services, Department of Community Affairs will allow the City of Ventnor City to use the average of the prior three years' collection rates in calculating the budget appropriation Reserve for Uncollected Taxes in the 2007 Municipal Budget; and

WHEREAS, the prior three years' collection rates are 96.92% for 2004, 97.55% for 2005 and 93.92% for 2006; and

WHEREAS, the averaging of the prior three years' collection rates result in a collection rate of 96.13%;

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey that the City of Ventnor City will use the collection rate of 96.10% in calculating the budget appropriation Reserve for Uncollected Taxes in the 2007 Municipal Budget.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.35 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 36 OF 2007 - AUTHORIZING SUBMISSION OF EXTRAORDINARY AID APPLICATION FOR 2007

WHEREAS, the Atlantic County Board of Taxation and/or the Tax Court of the State of New Jersey deliberated over 730 property tax appeals and ultimately granted a total net reduction of \$89,678,684 in Net Valuation Taxable and a one-time forgiveness of property taxes in the amount of \$1,494,299; and

WHEREAS, the significant number of appeals and the resulting reduction of Net Valuation Taxable had a detrimental impact on the property tax collection rate for 2006; and

WHEREAS, due to the combination of the above factors the City of Ventnor City accordingly experienced a unique decline in the financial position of the City for the year 2006 resulting in an operating deficit of \$1,219,265; and

WHEREAS, the City of Ventnor City has initiated appropriate measures to address this unique set of financial circumstances through the budget introduced for 2007; and

WHEREAS, in determining the 2007 Municipal Budget it would result in an unfair tax burden to the taxpayers of the City of Ventnor City to recover the amount of property taxes forgiven; and

WHEREAS, the Division of Local Government Services, Department of Community Affairs provides a mechanism to apply for extraordinary municipal aid.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey that the City of Ventnor City shall submit an Extraordinary Aid Application for 2007 to the Division of Local Government Services, Department of Community Affairs.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No.36 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 37 OF 2007- MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A 40A:4-45.3 ET SEQ.

WHEREAS, the Board of Commissioners of the City of Ventnor City in the County of Atlantic desires to make application to the Local Finance Board for its approval of a proposed budget cap waiver pursuant to N.J.S.A. 40:4-45.3e and,

WHEREAS, the Board of Commissioners believes that:

- (a) it is in the public interest to accomplish such purpose; and,

March 22, 2007

- (b) the cap waiver is for the health, wealth, convenience or betterment of the inhabitants of the City of Ventnor City; and,
- (c) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City of Ventnor City;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Chief Financial Officer, along with other representatives of the City of Ventnor City are hereby authorized to prepare such application and to represent the City of Ventnor City in matters pertaining thereto.

Section 2. The Municipal Clerk of the City of Ventnor City is hereby directed to file a copy of the proposed cap waiver with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

INTRODUCTION OF 2007 MUNICIPAL BUDGET

The City Clerk announced the introduction of Ventnor City's 2007 Municipal Budget appropriating expenditures of \$24,312,020.83. The Budget Synopsis will appear in the April 4, 2007 issue of the Press of the Atlantic City. Public Hearing on the Budget and Tax Resolution will be held at the Regular Commission Meeting of April 19, 2007 at 6:00pm. The Mayor reiterated the circumstances which created the anomaly which attributed to the Budget being introduced at this time. He reminded those present that the Board of School Estimates will meet in the Commission Chambers on Monday, March 26th at 7PM.

The 2007 Municipal Budget for the City of Ventnor as introduced, appears on pages 17748 through 17797 following. Such pages are photo copies of the Budget introduced and sent to the NJ Division of Local Government Services.

Cmr Vespertino moved, seconded by Cmr Schafer the 2007 Municipal Budget be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

ADJOURNMENT: 9:45AM

Ventnor City, NJ
April 5, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on April 5, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the March 15, 2007 Regular Meeting and the March 22, 2007 Special Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-02

2007 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK FOR THE CALENDAR YEAR 2007
(N.J.S.A. 40A: 4-45.14)

The City Clerk read the Public Notice on Ordinance 2007-02 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-02 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-02

2007 "CAP" ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK FOR THE CALENDAR YEAR 2007
(N.J.S.A. 40A: 4-45.14)

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-02 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 38 thru 44 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.38 thru 44 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 38 OF 2007 - TAX REFUND, OVERPAYMENT

RESOLUTION NO. 39 OF 2007 - APPROVAL OF SPECIFICATIONS, UNIFORM RENTAL & LAUNDERING/PUBLIC WORKS DEPARTMENT

WHEREAS, the City of Ventnor City is desirous of receiving bids for uniform rental & laundering for the Public Works Department; and

WHEREAS, Specifications have been prepared and are on file with the City Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Specifications.

BE IT FURTHER RESOLVED that it hereinafter authorizes the City Clerk to advertise for bids in the April 9, 2007 issue of the Atlantic City Press, with bids to be received on April 25, 2007 at 2:00PM, prevailing time, in the City Clerk's Office, Room 5, City Hall in the

April 5, 2007

City of Ventnor City, New Jersey.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.39 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 40 OF 2007 - AUTHORIZING PARTICIPATION IN NJ "CLICK IT OR TICKET" SEAT BELT ENFORCEMENT GRANT PROGRAM

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety is presently sponsoring a Click It or Ticket Seat Belt Enforcement Grant Program; and

WHEREAS, under the program the Division of Highway Traffic Safety will pay up to \$4,000 in overtime enforcement grant funding, to be utilized during the two week Click It or Ticket campaign from May 22, 2007 to June 3, 2007; and

WHEREAS, the City of Ventnor City wishes to participate in this Click It or Ticket Seat Belt Enforcement Grant Program; and

WHEREAS, the Ventnor City Police Department has completed the required application and will adhere to all the components of the grant guidelines; and

WHEREAS, since this is a reimbursement grant the City of Ventnor will incur the costs of the program then submit the required documentation to the Division of Highway Traffic Safety for reimbursement.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that it herein authorizes the Police Department to participate in the State of New Jersey Click It or Ticket Seat Belt Enforcement Grant Program.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.40 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.41 OF 2007 - REAPPOINTMENT OF CITY ENGINEER, R.CARTER

WHEREAS, by Resolution No. 16 of 2003, Richard L. Carter was appointed City Engineer for the City of Ventnor City for a period of three (3) years in accordance with NJSA 40A:9-140, which appointment expired on December 31, 2005; and

WHEREAS, Richard L. Carter has continued to serve in the position of City Engineer since such expiration date; and

WHEREAS, the City of Ventnor City has determined that Richard L. Carter should be reappointed as Engineer for the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that it hereby reappoints Richard L. Carter to the position of City Engineer for a period of three (3) years effective January 1, 2006 until December 31, 2008.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.41 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 42 OF 2007 - EMERGENCY "NO PARKING" ON LAFAYETTE AVE DURING STREET PAVING PROGRAM

WHEREAS, Arawak Paving Company, Incorporated will be performing roadway construction under contract to the City which will require that no parking be enforced to effectuate the speedy completion of the project and ensure the safety of the traveling public; and

April 5, 2007

WHEREAS, due to this construction a temporary condition exists necessitating special traffic regulations on the Municipal Street as listed below; and

WHEREAS, in accordance with N.J.S.A. 39:197.3, a Municipality has the right to permit special traffic regulations when circumstances of this type dictate its necessity.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that it hereinafter authorizes the following temporary, special traffic regulations to be implemented in the City of Ventnor City, Atlantic County, New Jersey:

"No Parking" on both sides of:

Roadway	From	To
Lafayette Avenue	Calvert Avenue	Wellington Avenue

AND BE IT FURTHER RESOLVED that prohibition of parking shall expire upon completion of the aforesaid project or thirty (30) days from this date of adoption, whichever is the sooner.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.42 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.43 OF 2007 - AUTHORIZES READING OF BUDGET BY TITLE ONLY

WHEREAS, NJSA 40A:4-8 as amended by Chapter 259, P.L. 1995 provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the budget has been made available for public inspection in the free public library, if any, located within our municipality and a county library. If there is no county library located within the municipality, then it must be provided to any county library in the county wherein the municipality is located. Further, the public officer delegated the responsibility for delivery of the copies to said libraries has completed a certification forwarded to the governing body that such deliveries were made and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these two conditions have been met.

NOW, THEREFORE, BE IT RESOLVED that the budget shall be read by title only.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.43 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 44 OF 2007 - ASSESSOR'S APPEALS

BE IT RESOLVED THAT the Tax Assessor is hereby authorized to file an Assessor's Appeal with the Atlantic County Board of Taxation for the purpose of correcting certain errors or omissions on the 2007 Tax List.

BLOCK	LOT	OWNER NAME PROPERTY LOCATION REASON FOR APPEAL	FROM			TO		
			LAND	IMPROV.	TOTAL	LAND	IMPROV.	TOTAL
63	3	CHAVILLE 15 S DORSET TAX COURT DECISION	\$ 843,800	\$ 153,000	\$ 996,800	\$ 641,800	\$ 137,700	\$ 779,500

April 5, 2007

73	2	CONWAY 6627 ATLANTIC TAX COURT DECISION	\$ 598,800	\$ 123,900	\$ 722,700	\$ 500,000	\$ 75,000	\$ 575,000
74	12	SAVERIN 9 S RICHARDS TAX COURT DECISION	\$ 332,500	\$ 91,700	\$ 424,200	\$ 300,000	\$ 91,700	\$ 391,700
110	1	GELTZER 4 N SOMERSET TAX COURT DECISION	\$ 1,018,200	\$ 247,200	\$ 1,265,400	\$ 1,018,200	\$ 124,500	\$ 1,142,700
117	2	YASKIN 6003 WINCHESTER TAX COURT DECISION	\$ 458,400	\$ 81,000	\$ 539,400	\$ 400,000	\$ 75,000	\$ 475,000
149	4	HARTWIG 109 N SURREY TAX COURT DECISION	\$ 196,000	\$ 52,600	\$ 248,600	\$ 180,000	\$ 20,000	\$ 200,000

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.44 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RATIFICATION OF APPOINTMENT OF NELSON MORGAN TO VC BOARD EDUCATION

The Mayor announced his appointment of past Board of Education member Nelson Morgan, returning from a personal leave of absence to the fill the unexpired term of Theresa Kelly until 5-16-09.

Cmr Schafer moved, seconded by Cmr Vespertino that the appointment of Nelson Morgan to the Board of education be ratified.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,598,774.98 and payroll from 3-17-07 to 3-30-07 in the amount of \$412,575.89 for approval. So ordered.

ANNOUNCEMENTS AND REMARKS

PROCLAMATION TO BE PRESENTED TO PINKY KRAVITZ AT AC ROTARY AWARDS

Mayor Kreisler announced he will be presenting long time resident and talk show host Pinky Kravitz with the following Appreciation Proclamation at the Atlantic City Rotary Club Beacon Awards Dinner on April 11, 2007:

Proclamation Of Appreciation

PINKY KRAVITZ
*Recipient of Atlantic City Rotary Club's
Local Community Service Award*

Whereas, PINKY KRAVITZ has been a lifelong citizen of Absecon Island and a Ventnor City resident for over 41 years; and

Whereas, throughout those years, PINKY KRAVITZ has unhesitatingly volunteered numerous hours of personal time, talents and efforts helping the many charitable and humanitarian causes which benefit the citizens of Atlantic County; and

Whereas, the ATLANTIC CITY ROTARY CLUB has resolved that PINKY KRAVITZ is deserving of public recognition and acclaim for his volunteerism and has selected him to be this year's recipient of the Beacon Local Community Service Award; and

Whereas, the governing body of the City of Ventnor City wishes to join with the ATLANTIC CITY ROTARY CLUB to herein & hereby offer public recognition and appreciation of Ventnor City resident, PINKY KRAVITZ.

Now Be It Resolved by the VENTNOR CITY BOARD OF COMMISSIONERS that this Proclamation be presented to PINKY KRAVITZ at the AC Rotary Club's Beacon Awards dinner on April 11th, 2007 in appreciation and acknowledgement that volunteerism and activism are the supporting backbone of all successful social endeavors.

April 5, 2007

MAYOR DECLARES APRIL AS "AUTISM AWARENESS MONTH IN VENTNOR"

Declaring April as "**Autism Awareness Month**" in Ventnor City, MAYOR KREISCHER invited ISABELLE MOSCA with her family to the dais to present the Proclamation. Mrs. Mosca then offered heartfelt thanks to the governing body for the support they have given to this cause over the past 5 years. Praising the growth of autism awareness, what began in Ventnor, now being a part of Atlantic, Cape May, Cumberland & Ocean Counties which offers monthly educational series for approximately 75 teachers, professionals, therapists, etc. Reciting the latest US statistics 1 child in every 150 and in NJ, 1 child in every 94 is diagnosed with autism, MS MOSCA emphasized that diagnosis and early treatment of autism is life altering. Listing some of the upcoming awareness events, she proudly noted that the landmark event now nationally known - "**Blowing Bubbles for Autism**" - where thousands of children blow bubbles into the sky to send faith and hope for a cure for the families touched by autism, *started in Ventnor schools.*

COMR VESPERTINO shared the overwhelming emotions he had felt upon being told that his friends had an autistic boy and that later upon realizing the mounting statistics on the birth rate of autism in the US and in NJ and the difficult plight of each autistic child.

KEN MOSCA, 209 N Lafayette, husband to Isabelle, father of an autistic child spoke of the importance of an autistic child to have at least one friend. He addressed City Clerk as "*the great*" - for being the Grandmother of DOUGLAS EDWARD BIAGI who is a best friend to his son, KYLE. Reflecting on the difficulty autistic children face of making a single friend or to ever know the joys of friendship - he expressed his heartfelt gratitude of the City Clerk's grandson, calling him a friend who truly loves KYLE and KYLE loves DOUGLAS. It's an amazing thing to see and DOUGIE is such a special kid and they work so well together. In closing, KEN said he just wanted to say on the record, "Thank you, DOUGLAS EDWARD BIAGI, for being such a good friend to KYLE".

The MAYOR & CMR SCHAFER echoed the sentiments expressed by CMR VESPERTINO and thanked ISABELLE & KEN MOSCA for all they have done.

LEE SIROTA, 14 N. WYOMING requested a copy of the entire budget with print big enough for her to read it and suggested that more enlarged copies of the full budget be available. A discussion of the printed size, requirements, etc. ensued, after which the CITY CLERK explained that the size normally requested and distributed is sufficient for most people but that she had no problem making up a special full size copy for Ms Sirota as she had done for her last year. Anyone else who requests an enlarged version may have one made special.

ADJOURNMENT: 6:20PM

Ventnor City, NJ
April 19, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on April 19, 2007 at 6:00PM following the Pledge of Allegiance. Remaining standing for a moment of silent reflection on behalf of the victims of the Virginia Tech shooting was offered.

Present: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer (At bedside of wife in recovery from surgery)
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the April 5, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

PUBLIC SAFETY COMMENDATIONS

MAYOR KREISLER expressed his pleasure at this evening's recognition of several people from one of Ventnor City's greatest attributes, Public Safety Police & Fire. Praising the tremendous job the Police/Fire do protecting us on a daily basis, he spoke of the tragedies the past year, some of a magnitude we are not used to experiencing. Yet, on those occasions, certain individuals rose to a level we thought it appropriate to acknowledge. The Mayor said that in speaking to the Chiefs about it - both said it wasn't necessary "it's what we do"! But "doing what they do" shouldn't stop us from saying thanks and recognizing them for what they've done. To those who think it's unnecessary, the Mayor offered that these individuals are not just accepting commendations for themselves - they are accepting them on behalf of our Police & Fire of today and of those who went before them. It is on behalf of those who set this high standard, this mark of excellence, a leadership from which we have benefited throughout the history of the Ventnor City Police & Fire.

MAYOR KREISLER then awarded the following Commendation Certificates:

Presented to: **FIREFIGHTERS JOSEPH DEIBERT, RICHARD RAU, ERIC GRANT, JEFFREY MOORE, JOSEPH RUSSO, JOSEPH DANIELS, MICHAEL BORIN, LT. RICHARD FERRIN & CAPTAIN MIKE BAGNELL** "In recognition and appreciation of your outstanding performance on February 17, 2007 at the Shalom House which contributed to the successful fire rescue of Luz Sobolewski."

Presented to: **FIREFIGHTERS JAMES ARENTZ, KENNETH COBLE, KEVIN HOOK, BRADY MIDDLESWORTH, PHILLIP BOYLE, DANIEL CAREW, WILLIAM DEVENNY, LT. KEVIN HOWARTH AND DEPUTY CHIEF JOHN HAZLETT** "In recognition & appreciation of your outstanding performance and role you played in the rescue of Theresa Sacco under fire conditions at 5308 Atlantic Avenue on March 18, 2007"

Presented to: **POLICE OFFICERS, STEVEN DOYLE, JOSEPH WOOTTON, HOMMY QUINONES & SGT. FRED KOV** "In recognition and appreciation of your outstanding performance during a fire in progress at 5308 Atlantic Avenue on March 18, 2007. Your swift and precise first-response actions played an intricate role in the successful evacuation of the building's inhabitants."

The MAYOR then introduced Lt. DOUGLAS BIAGI, recalling the fire at 6500 Block Ventnor Avenue several years ago where people remember DOUG as being one of the first officers on the scene. Seeing at the time of the fire that the buildings were occupied, DOUG BIAGI immediately rushed inside and made sure that everyone got out safely. Lt. BIAGI was also one of the officers who reported in response to the Ventnor Avenue tragedy of postal worker DePrince. And once again, DOUGLAS BIAGI was the Lt. of the shift we are honoring tonight.

Presented to:
POLICE LT. DOUGLAS BIAGI "In recognition and appreciation of your commendable performance & outstanding command leadership during a fire in progress at 5308 Atlantic Avenue on March 18, 2007. Your swift and precise first-response actions played an intricate role in the successful evacuation of the building's inhabitants."

The Mayor called upon CHIEF BERT SABO to offer a few words regarding the next award. The CHIEF announced that last night KEVIN HOWARTH

April 19, 2007

received Atlantic County's Top Valor Award for his actions at Cambridge & Ventnor Avenues where Maureen DePrince ended up losing both her legs. The CHIEF said that while KEVIN doesn't really feel that way, he has no doubt that KEVIN HOWARTH'S actions saved her life - he added that while KEVIN was backed up by an entire shift's response it was his continued presence the entire time, that made the difference. "In recognition and appreciation of your life saving responses, your efforts and exceptional performance on behalf of US Postal worker, Maureen DePrince on July 24, 2007" FIRE Lt. KEVIN HOWARTH.

CMR VESPERTINO complemented the quality of our Fire & Police officers and offered a few historical anecdotes of the Howarth and Bagnell families - applauding their families for the difference they have made in our community. MAYOR KREISCHER acknowledged KEVIN'S mother, and his immediate family present this evening and gave an overview of memories of KEVIN'S sport accomplishments in early years. Emphasizing him as multifaceted, MAYOR acknowledged him to be an All-Star on the field and City.

(3 MINUTE RECESS)POLICE/FIRE/FAMILIES LEAVE CHAMBERS

MEETING COMMENCED WITH PUBLIC HEARING - 2007 MUNICIPAL BUDGET

The City Clerk announced the Public Hearing of the 2007 Ventnor City Municipal Budget was open after which Mayor Kreisler asked if anyone wished to be heard on any matter concerning the 2007 Municipal Budget.

There being no one wishing to be heard, Cmr Vespertino moved, seconded by Mayor Kreisler, the Public Hearing be closed.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

Mayor Kreisler noted that with no one from the public requesting budget discussion, the Administrator would forego his Presentation

INTRODUCTION OF ORDINANCE 2007-03

AN ORDINANCE AMENDING AND SUPPLEMENTING CHP 102 DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF VENTNOR CITY RELATING TO ARTICLE XII RESIDENTIAL 9 ZONING

Cmr Vespertino moved, seconded by Mayor Kreisler that Ordinance 2007-03 be introduced.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 45 thru 50 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no questions or comments, Cmr Vespertino moved, seconded by Mayor Kreisler that Resolutions No.45 thru 50 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 45 OF 2007 - W/S CHARGE CANCELLATIONS, VARIOUS REASONS

WHEREAS, certain property owners have requested an adjustment of their water/sewer charges; and

WHEREAS, the accounts were reviewed and the adjustments granted as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>REASON</u>
163	13	DONALD MILORA	125 N SACRAMENTO AVE.	\$2,764.45	1
84	6	ALLWELL LLC	15 S WASHINGTON AVE.	\$428.21	2
32	9	ALLWELL LLC	106 S RICHARDS AVE.	\$257.50	3
96	1	5011 VENTNOR AVE LLC ACCT 2436-0	5011 VENTNOR AVE.	\$772.50	3

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96	1 5011 VENTNOR AVE LLC ACCT 2436-2	5011 VENTNOR AVE.	\$643.75	3
96	1 5011 VENTNOR AVE LLC ACCT 2436-3	5011 VENTNOR AVE.	\$386.25	3
134	9 RUSHTON/GIBBONS	20 N SWARTHMORE AVE	\$995.61	3
155	1 VINCENT & MARY ANELLO	101 N DORSET AVE.	\$75.00	4

REASON CODES

1. ERRONEOUS READING
2. HOUSE DEMOLISHED
3. METER REMOVED
4. DECONVERTED

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, that the Tax Collector of the City of Ventnor City is authorized to make the adjustments as stated above.

BE IT FURTHER RESOLVED, that the Tax Collector of the City of Ventnor City is authorized to mark the books and records accordingly.

Cmr Vespertino moved, seconded by Mayor Kreischer that Resolution No.45 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreischer

Absent: Commissioner Schafer

RESOLUTION NO. 46 OF 2007 - TAX REFUND, OVERPAYMENT

RESOLUTION NO. 47 OF 2007 - TAX CANCELLATION, VETERANS DEDUCTION

RESOLUTION NO.48 OF 2007 - TAX CREDIT TRANSFER ONE YEAR TO ANOTHER

RESOLUTION NO. 49 OF 2007 - RENEWAL OF INTERLOCAL SERVICE AGREEMENT WITH ACIA FOR ADMINISTRATION OF PROGRAM INCOME FROM SMALL CITIES GRANTS FOR HOUSING REHABILITATION

WHEREAS, the City of Ventnor City entered into an interlocal service agreement with Atlantic County Improvement Authority (ACIA) in 2001 for the administration of the program income from small cities grants for housing rehabilitation; and

WHEREAS, said agreement was renewed for an additional three year term on June 30, 2004; and

WHEREAS, said agreement renewal expires June 29, 2007 and the City of Ventnor is desirous of renewing said agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it herein and hereby renews its agreement with the ACIA for the administration of the program income from small cities grants for housing rehabilitation.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign said agreement on behalf of the City of Ventnor City.

Cmr Vespertino moved, seconded by Mayor Kreischer that Resolution No.49 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreischer

Absent: Commissioner Schafer

RESOLUTION NO. 50 OF 2007 - TEMPORARY "NO PARKING" ON WINCHESTER AVE, WEYMOUTH TO FRANKFORT DURING STREET PAVING PROJECT

WHEREAS, Spencer V. Maussner, Incorporated will be performing roadway construction under contract to the City which will require that no parking be enforced to effectuate the speedy completion of the project and ensure the safety of the traveling public; and

WHEREAS, due to this construction a temporary condition exists necessitating special traffic regulations on the Municipal Street as listed below; and

WHEREAS, in accordance with N.J.S.A. 39:197.3, a Municipality has the right to permit special traffic regulations when circumstances of

April 19, 2007

this type dictate its necessity.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that it hereinafter authorizes the following temporary, special traffic regulations to be implemented in the City of Ventnor City, Atlantic County, New Jersey:

'No Parking' on both sides of:

Roadway	From	To
Winchester Ave	Hillside Ave	Little Rock Ave
Weymouth Ave	Winchester Ave (North)	Winchester Ave (South)

AND BE IT FURTHER RESOLVED that prohibition of parking shall expire upon completion of the aforesaid project or thirty (30) days from this date of adoption, whichever is the sooner.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No.50 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF RAFFLE LICENSE - ST. JAMES R.C. CHURCH

Cmr Vespertino moved, seconded by Mayor Kreisler the Raffle License for ST. JAMES R.C. CHURCH be approved.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$941,239.16 and payroll from 4-1-07 to 4-13-07 in the amount of \$420,393.07 for approval. So ordered.

APPOINTMENTS/REAPPOINTMENTS

Mayor Kreisler announced the appointment of BASIL DICERBO to the Zoning Board of Adjustment to fill the unexpired term of JOSEPH SARNESE (until 12-01-07) and the reappointments of LARRY PACENTRILLI & JOAN GLICK (05-16-07 TO 05-15-11) to the Board of Education.

Cmr Vespertino moved, seconded by Mayor Kreisler that the appointment of BASIL DICERBO to the Zoning Board be approved and the appointment of LARRY PACENTRILLI and JOAN GLICK to the School Board be ratified.

Roll Call Vote:

Yeas: Commissioners Vespertino and Mayor Kreisler

Absent: Commissioners Schafer

REMARKS - BUDGET ADOPTION HELD MAYOR KREISLER called upon the City Administrator to explain the reasons we are not adopting the Municipal Budget tonight. ADMINISTRATOR MCCROSSEN responded "that the Adoption of the 2007 budget will be delayed until the New Jersey Department of Community Affairs, Division of Local Government Services, Local Finance Board rules on the City's Application for Request for "Cap" Waiver to exclude the prior year deficit from inside the "cap". In addition, the City has applied for Extraordinary Aid for 2007, although the budget can be adopted before any final determination and award. An award of extraordinary aid, if granted, may occur subsequent to the adoption of the 2007 budget and in that case will result in a budget amendment".

MAYOR KREISLER announced that a recent decision by an Administrative Law Judge that Sending Districts did not have the right to vote on the Solicitor's Position on the ACBOE. The MAYOR observed that with all the money paid for lawsuits, the amount of money we have involved - the decision is absurd that we would not have the ability to vote on that very important position. The Ventnor City Board of Education has filed an appeal to that decision.

ADJOURNMENT: 6:30PM

Ventnor City, NJ
May 3, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on May 3, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the April 19, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-03

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102 - DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF VENTNOR CITY RELATING TO ARTICLE XII - RESIDENTIAL 9 ZONING

The City Clerk read the Public Notice on Ordinance 2007-03 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Vespertino moved, seconded by Cmr Schafer the Public Hearing on Ordinance 2007-03 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

REPORT OF BID OPENING - UNIFORM RENTAL & LAUNDERING/PUBLIC WORKS DEPT

The City Clerk reported that she was in receipt of the following bid report:

Date of Bid Opening: April 25, 2007 @ 2:00 PM
Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

1. American Wear, Inc.	Weekly:	\$374.08
E. Orange, NJ 07017	Annual:	\$19,452.16
10% Bid Bond Attached	2 Yr Contract:	\$38,904.32

Report Submitted by: Sandra M. Biagi, RMC/CMC, City Clerk

Cmr Vespertino moved, seconded by Cmr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-04

AN ORDINANCE AMENDING AND SUPPLEMENTING THE TOWING PROVISIONS OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-04 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-03

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102 - DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF VENTNOR CITY RELATING TO ARTICLE XII - RESIDENTIAL 9 ZONING

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-03 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

May 3, 2007

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 51 thru 55 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.51 thru 55 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 51 OF 2007 - AWARD OF CONTRACT, UNIFORM RENTAL & LAUNDERING, PUBLIC WORKS DEPT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Wednesday, April 25, 2007 at 2:00 PM one(1) bid proposal for UNIFORM RENTAL & LAUNDERING FOR THE PUBIC WORKS DEPARTMENT in the City of Ventnor City; and

WHEREAS, the Public Works Department has reviewed same and has herewith recommended award to the sole bidder.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the UNIFORM RENTAL & LAUNDERING FOR THE PUBIC WORKS DEPARTMENT to AMERICAN WEAR, INC. of E. Orange, NJ for their Total 2 Year Contract Amount of \$38,904.32; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.51 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 52 OF 2007 - COMMUNITY BLG RENTAL & DEPOSIT FEE REFUND

RESOLUTION NO. 53 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO.54 OF 2007 - TAX CANCELLATION, 100% VETERAN EXEMPTION

RESOLUTION NO. 55 OF 2007 - SETTING DATE OF ABANDONED VEHICLE AUCTION

WHEREAS, the City of Ventnor City is interested in aiding in the sale of certain vehicles which are identified in Schedule A attached hereto and made a part hereof; and

WHEREAS, said vehicles have remained unclaimed by the owner or other persons having legal right to same within the required period pursuant to NJ Statutes; and

WHEREAS, the City of Ventnor City is desirous of aiding in the sale of said vehicles at a public auction; and

WHEREAS, pursuant to NJ Statutes said vehicles may be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City Clerk of the City of Ventnor City is hereby authorized to coordinate a public auction at a public place of those motor vehicles identified in Schedule A.

BE IT FURTHER RESOLVED that said public auction shall be held on Tuesday, May 22, 2007 at 10AM, prevailing time, at the Ventnor City Public Works Complex, Cornwall and Winchester Aves., Ventnor City, NJ.

BE IT FURTHER RESOLVED that Notice of said public auction has been given in writing by certified mail, return receipt requested, to the appropriate parties in accordance with NJ Statutes.

BE IT FURTHER RESOLVED THAT Notice of said public auction has also been given by certified mail, return receipt requested, to the holder of any security interest filed with the Director of the Division of Motor Vehicles of the State of NJ at least ten (10) days prior to the date of

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the public auction.

BE IT FURTHER RESOLVED that the Notice of said public auction shall be published one (1) time at least ten (10) days prior to the date of the sale in one (1) or more newspapers published in the State of NJ and circulating in the municipality in which the motor vehicles are held. BE IT FURTHER RESOLVED that all vehicles listed in Schedule A shall be sold a one (1) lot to the highest bidder.

BE IT FURTHER RESOLVED that the sale of all motor vehicles is final, absolute and the purchaser of the vehicles is required to pay for the vehicles in full in cash or by certified check at the auction.

BE IT FURTHER RESOLVED that the successful bidder shall remove all vehicles from the site no later than fourteen (14) days from the date of the sale.

SCHEDULE "A"

Vehicles may be viewed on 5/21/07 from 1:00 PM to 3:00 PM at the Act II Towing storage facility at 2416 Fairmount Ave Atlantic City NJ

#	Control #	Year	Make	Model	Vehicle Identification #
1	06-1010	1998	Dodge	Neon	1B3ES47C2WD654525
2	06-1014	1993	Honda	Civic	1HGEG8652PL004855
3	06-1015	1993	Ford	Explorer	1FMDU34X7PUB50748
4	06-1016	1995	Dodge	Neon	1B3ES547C7SD261145
5	06-1017	1990	Ford	Escort	1FAPP9191LW190541
6	06-1020	1995	Dodge	Neon	1B3ES47C4SD568532
7	06-1021	1996	Ford	Aspire	KNJLT05HXT6164924
8	06-1026	2001	Suzuki	Est	JS2GB41S515200091
9	07-1027	1990	Honda	Accord	1HGCB7244LA030392
10	07-1028	1999	Chevy	Prism	1Y1SK5286XZ434010
11	07-1029	1991	Ford	Tempo	1FAPP36XXMK103670
12	07-1030	1996	Suzuki	X90	JS3LA11S3T4100060
13	07-1036	1989	Honda	Accord	1HGCA5634KA001000

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.55 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,888,889.44 and payroll from 4-14-07 to 4-27-07 in the amount of \$414,601.16 for approval. So ordered.

ADJOURNMENT: 6:09PM

Ventnor City, NJ
May 17, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on May 17, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the May 3, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-04

AN ORDINANCE AMENDING AND SUPPLEMENTING
THE TOWING PROVISIONS OF THE CITY OF VENTNOR CITY

The City Clerk read the Public Notice on Ordinance 2007-04 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-04 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RECEIPT OF SUPPLEMENTAL DEBT STATEMENT

The City Clerk reported that she was in receipt of the supplemental debt statement prepared as of 5-17-07.

Cmr Vespertino moved, seconded by Cmr Schafer the supplemental debt statement be received and filed according to law.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-05

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 102 - DEVELOPMENTAL REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-05 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-06

BOND ORDINANCE APPROPRIATING THE SUM OF \$450,000 FOR REHABILITATION OF VENTNOR FISHING PIER IN THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY. APPROPRIATING \$143,750. AS THE RESULT OF A GRANT FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM AND AUTHORIZING DEBT IN THE FORM OF A LOAN FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN TRUST LOCAL ASSISTANCE PROGRAM, IN THE AMOUNT OF \$306,250, AND AUTHORIZING THE ISSUANCE OF ANY FINANCING DOCUMENTS AS SPECIFIED IN A GREEN TRUST PROJECT AGREEMENT TO BE EXECUTED BY THE CITY OF VENTNOR CITY AND THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION.

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-06 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-07

BOND ORDINANCE APPROPRIATING \$1,885,000, AND AUTHORIZING THE ISSUANCE OF \$1,790,750 BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NJ.

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-07 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-04

AN ORDINANCE AMENDING AND SUPPLEMENTING THE TOWING PROVISIONS OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-04 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 56 thru 59 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.56 thru 59 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 56 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO. 57 OF 2007 - AMENDING TEMPORARY BUDGET

BE IT RESOLVED THAT The Temporary Budget for 2007 is hereby Amended

	ACCOUNT NUMBER	2007 TEMP. APPROP.	AMENDMENT	AMENDED TEMP. APPROP.
CITY ADMINISTRATOR	20-100-000			
SALARIES & WAGES	20-100-010	\$10,046.25	\$5,020.00	\$15,066.25
OTHER EXPENSES	20-100-020	\$11,618.75	\$5,810.00	\$17,428.75
MAYOR'S OFFICE	20-110-000			
SALARIES & WAGES	20-110-010	\$14,593.50	\$7,300.00	\$21,893.50
OTHER EXPENSES	20-110-020	\$4,050.00	\$2,030.00	\$6,080.00
COMM. REV & FINANCE	20-112-000			
SALARIES & WAGES	20-112-010	\$1,875.00	\$940.00	\$2,815.00
OTHER EXPENSES	20-112-020	\$50.00	\$30.00	\$80.00
COMM. PUBLIC WORKS	20-114-000			
SALARIES & WAGES	20-114-010	\$1,875.00	\$940.00	\$2,815.00
OTHER EXPENSES	20-114-020	\$62.50	\$30.00	\$92.50
CITY CLERK	20-120-000			
SALARIES & WAGES	20-120-010	\$27,535.00	\$13,770.00	\$41,305.00
OTHER EXPENSES	20-120-020	\$9,755.00	\$4,880.00	\$14,635.00
CODIFICATION OF ORDINANCES	20-120-320	\$3,075.00	\$1,540.00	\$4,615.00
FINANCIAL ADMINISTRATION	20-130-000			
SALARIES & WAGES	20-130-010	\$41,738.75	\$20,870.00	\$62,608.75
OTHER EXPENSES	20-130-020	\$5,550.00	\$2,780.00	\$8,330.00
COLLECTION OF TAXES	20-145-000			
SALARIES & WAGES	20-145-010	\$18,070.00	\$9,040.00	\$27,110.00
OTHER EXPENSES	20-145-020	\$2,396.25	\$1,200.00	\$3,596.25
ASSESSMENT OF TAXES	20-150-000			
SALARIES & WAGES	20-150-010	\$18,450.00	\$9,230.00	\$27,680.00
OTHER EXPENSES	20-150-020	\$9,496.25	\$4,750.00	\$14,246.25
LEGAL SERVICES & COSTS	20-155-000			
SALARIES & WAGES	20-155-010	\$15,250.00	\$7,630.00	\$22,880.00
OTHER EXPENSES	20-155-020	\$31,250.00	\$15,630.00	\$46,880.00
CITY ENGINEER	20-165-000			
SALARIES & WAGES	20-165-010	\$8,971.25	\$4,490.00	\$13,461.25
OTHER EXPENSES	20-165-020	\$4,625.00	\$2,310.00	\$6,935.00
PLANNING BD - NJSA 40:55D-17	21-180-000			

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OTHER EXPENSES	21-180-020	\$8,725.00	\$4,360.00	\$13,085.00
ZONING OFFICE	21-185-000			
OTHER EXPENSES	21-185-020	\$6,602.50	\$3,300.00	\$9,902.50
LONGPORT INTERLOCAL ENGINEER	22-165-000			
SALARIES & WAGES	22-165-010	\$17,942.50	\$8,970.00	\$26,912.50
OTHER EXPENSES	22-165-020	\$4,723.45	\$2,360.00	\$7,083.45
INSPECTION OF BUILDINGS	22-195-000			
SALARIES & WAGES	22-195-010	\$22,435.00	\$11,220.00	\$33,655.00
OTHER EXPENSES	22-195-010	\$2,627.50	\$1,310.00	\$3,937.50
INSPECTION OF HOUSING	22-196-000			
SALARIES & WAGES	22-196-010	\$49,722.50	\$24,860.00	\$74,582.50
OTHER EXPENSES	22-196-020	\$1,537.50	\$770.00	\$2,307.50
ELECTRICAL & PLUMBING INSPECTION	22-197-000			
SALARIES & WAGES	22-197-010	\$5,262.50	\$2,630.00	\$7,892.50
OTHER EXPENSES	22-197-020	\$125.00	\$60.00	\$185.00
LONGPORT INTERLOCAL UCC	22-198-000			
SALARIES & WAGES	22-198-010	\$6,000.00	\$3,000.00	\$9,000.00
OTHER EXPENSES	22-198-020	\$2,000.00	\$1,000.00	\$3,000.00
CITY INSURANCE:	23-000-000			
OTHER INSURANCE	23-210-020	\$52,936.25	\$26,470.00	\$79,406.25
WORKERS' COMP.	23-215-000	\$95,216.25	\$47,610.00	\$142,826.25
HEALTH INSURANCE	23-220-000	\$480,750.00	\$240,380.00	\$721,130.00
POLICE	25-240-000			
SALARIES & WAGES	25-240-010	\$787,822.50	\$393,910.00	\$1,181,732.50
OTHER EXPENSES	25-240-020	\$42,737.50	\$21,370.00	\$64,107.50
RADIO & COMMUNICATIONS	25-250-000			
SALARIES & WAGES	25-250-010	\$89,493.75	\$44,750.00	\$134,243.75
OTHER EXPENSES	25-250-020	\$9,361.25	\$4,680.00	\$14,041.25
EMERGENCY MANAGEMENT	25-252-000			
SALARIES & WAGES	25-252-010	\$17,911.25	\$8,960.00	\$26,871.25
OTHER EXPENSES	25-252-020	\$1,410.00	\$710.00	\$2,120.00
FIRE	25-255-000			
SALARIES & WAGES	25-255-010	\$788,158.75	\$394,080.00	\$1,182,238.75
OTHER EXPENSES	25-255-020	\$18,488.75	\$9,240.00	\$27,728.75
UNIFORM FIRE SAFETY ACT	25-265-000			
SALARIES & WAGES	25-265-010	\$30,775.00	\$15,390.00	\$46,165.00
OTHER EXPENSES	25-265-020	\$2,180.50	\$1,090.00	\$3,270.50
STREETS & ROADS	26-290-000			
SALARIES & WAGES	26-290-010	\$93,058.75	\$46,530.00	\$139,588.75
OTHER EXPENSES	26-290-020	\$11,187.50	\$5,590.00	\$16,777.50
ELECTRICAL DIVISION	26-300-000			
SALARIES & WAGES	26-300-010	\$23,922.50	\$11,960.00	\$35,882.50
OTHER EXPENSES	26-300-020	\$4,253.75	\$2,130.00	\$6,383.75
SOLID WASTE/RECYCLING	26-305-000			
SALARIES & WAGES	26-305-010	\$25,192.50	\$12,600.00	\$37,792.50
OTHER EXPENSES	26-305-020	\$268,532.50	\$134,270.00	\$402,802.50
BUILDING & GROUNDS	26-310-000			
SALARIES & WAGES	26-310-010	\$66,240.50	\$33,120.00	\$99,360.50
OTHER EXPENSES	26-310-020	\$51,766.25	\$25,880.00	\$77,646.25
MOTOR VEHICLE MAINTENANCE	26-315-000			
SALARIES & WAGES	26-315-010	\$46,252.50	\$23,130.00	\$69,382.50
OTHER EXPENSES	26-315-020	\$14,366.25	\$7,180.00	\$21,546.25
DOG CONTROL	27-331-000			
OTHER EXPENSES	27-331-020	\$1,800.00	\$900.00	\$2,700.00
RECREATION	28-370-000			
SALARIES & WAGES	28-370-010	\$85,168.75	\$42,580.00	\$127,748.75
OTHER EXPENSES	28-370-020	\$17,862.50	\$8,930.00	\$26,792.50
GOLF DRIVING RANGE	28-375-000			
SALARIES & WAGES	28-375-010	\$19,177.50	\$9,590.00	\$28,767.50
OTHER EXPENSES	28-375-020	\$5,762.50	\$2,880.00	\$8,642.50
BEACH PATROL	28-380-000			
SALARIES & WAGES	28-380-010	\$103,750.00	\$51,880.00	\$155,630.00
OTHER EXPENSES	28-380-020	\$6,960.00	\$3,480.00	\$10,440.00
BEACH CONTROL	28-381-000			
SALARIES & WAGES	28-381-010	\$4,375.00	\$2,190.00	\$6,565.00
OTHER EXPENSES	28-381-020	\$1,025.00	\$510.00	\$1,535.00
CELEBRATION OF EVENTS/PUBLICITY	30-420-000			
OTHER EXPENSES	30-420-299	\$6,250.00	\$3,130.00	\$9,380.00
ELECTRICITY	31-430-000	\$100,193.75	\$50,100.00	\$150,293.75
TELEPHONE	31-440-000	\$12,468.75	\$6,230.00	\$18,698.75
NATURAL GAS	31-446-000	\$10,177.50	\$5,090.00	\$15,267.50
GASOLINE	31-460-000	\$23,575.00	\$11,790.00	\$35,365.00
FICA	36-472-000	\$59,062.50	\$29,530.00	\$88,592.50

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UNEMPLOYMENT INS.	36-473-000	\$1,875.00	\$940.00	\$2,815.00
MEDICARE	36-476-000	\$18,900.00	\$9,450.00	\$28,350.00
MUNICIPAL COURT	43-490-000			
SALARIES & WAGES	43-490-010	\$45,625.00	\$22,810.00	\$68,435.00
OTHER EXPENSES	43-490-020	\$3,431.25	\$1,720.00	\$5,151.25
PUBLIC DEFENDER	43-495-000			
OTHER EXPENSES	43-495-011	\$2,250.00	\$1,130.00	\$3,380.00
DOWN PAYMENT ON IMPROV.	44-902-000	\$25,000.00	\$12,500.00	\$37,500.00
PAYMENT ON BOND PRINCIPAL	45-920-000	\$290,000.00	\$145,000.00	\$435,000.00
INTEREST ON BONDS	45-930-000	\$97,582.81	\$48,790.00	\$146,372.81
DEP GREEN ACRES LOAN	45-940-000	\$7,772.90	\$3,890.00	\$11,662.90
SCHOOL DEBT SERVICE				
PAYMENT ON PRINCIPAL	48-920-000	\$272,500.00	\$136,250.00	\$408,750.00
INTEREST ON NOTES	48-930-000	\$170,706.50	\$85,350.00	\$256,056.50
	TOTAL	\$4,783,303.90	\$2,391,730.00	\$7,175,033.90
WATER SEWER	55-000-000			
SALARY & WAGES TOTAL	55-501-010	\$307,943.75	\$153,970.00	\$461,913.75
OTHER EXPENSES TOTAL	55-502-299	\$266,287.75	\$133,140.00	\$399,427.75
ACUA TREATMENT	55-502-300	\$334,796.00	\$167,400.00	\$502,196.00
CAPITAL OUTLAY	55-512-000	\$11,820.00	\$5,910.00	\$17,730.00
PAYMENT ON BOND PRINCIPAL	55-520-000	\$86,250.00	\$43,130.00	\$129,380.00
INTEREST ON BONDS	55-523-000	\$16,470.00	\$8,240.00	\$24,710.00
DEFICIT IN OPERATIONS	55-532-000	\$2,736.56	\$1,370.00	\$4,106.56
FICA	55-541-000	\$23,557.50	\$11,780.00	\$35,337.50
UNEMPLOYMENT	55-542-000	\$375.00	\$190.00	\$565.00
	TOTAL	\$1,050,236.56	\$525,130.00	\$1,575,366.56

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.57 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 58 OF 2007 - AWARD OF CONTRACT FOR 2007 REHABILITATION OF MUNICIPAL PIER

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, March 13, 2007 at 10:00 A.M. four (4) separate bid proposals for the 2007 REHABILITATION TO MUNICIPAL FISHING PIER at Boardwalk and Cambridge Avenue in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award to the apparent lowest responsible bidder, Midlantic Construction, L.L.C. of Manasquan, N.J.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 REHABILITATION TO MUNICIPAL FISHING PIER at Boardwalk and Cambridge Avenue to the apparent lowest responsible bidder, Midlantic Construction, L.L.C. of Manasquan, N.J., for their Total Amount Bid of \$2,662,169.00; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.58 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.59 OF 2007 - TEMPORARY CAPITAL BUDGET

BE IT RESOLVED that the attached temporary Capital Budget be adopted.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.59 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

CAPITAL BUDGET (Current Year Action)
2007

Local Unit: CITY OF VENTNOR

1 PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5 PLANNED FUNDING SERVICES FOR CURRENT YEAR - 2007					6 TO BE FUNDED IN FUTURE YEARS
				5a 2007 Budget Appropriations	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
Purchase of Public Safety Equipment	2007-1	25,750.00		25,750.00					
Purchase of Office Computer Systems	2007-2	24,500.00		24,500.00					
Library Improvements	2007-3	15,000.00		15,000.00					
Improvements to Fishing Pier and City Buildings	2007-4	2,945,000.00	565,000.00	45,000.00	94,250.00		143,750.00	2,097,000.00	
Paving Projects	2007-5	250,000.00		100,000.00			150,000.00		
Improvements to Fire Stations	2007-6	50,000.00		50,000.00					
ADA Improvements	2007-7	72,050.00					72,050.00		
TOTALS - ALL PROJECTS	33-199	3,382,300.00	565,000.00	260,250.00	94,250.00	0.00	365,800.00	2,097,000.00	0.00

YEAR CAPITAL BUDGET PROGRAM -
Anticipated Project Schedule and Funding Requirements

Local Unit: CITY OF VENTNOR

1 PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER BUDGET YEAR						
				5a 2007	5b 2008	5c 2009	5d 2010	5e 2011	5f 2012	
Purchase of Public Safety Equipment	2007-1	25,750.00	2007	25,750.00						
Purchase of Office Computer Systems	2007-2	24,500.00	2007	24,500.00						
Library Improvements	2007-3	15,000.00	2007	15,000.00						
Improvements to Fishing Pier and City Buildings	2007-4	2,945,000.00	2007-08	2,380,000.00						
Paving Projects	2007-5	250,000.00	2007-08	250,000.00						
Improvements to Fire Stations	2007-6	50,000.00	2007	50,000.00						
ADA Improvements	2007-7	72,050.00	2007-08	72,050.00						
TOTALS - ALL										

YEAR CAPITAL PROGRAM -
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Local Unit: CITY OF VENTNOR

1 Project Title	2 Estimated Total Cost	3 BUDGET APPROPRIATIONS		4 Capital Improvement Fund	5 Capital Surplus	6 Grants-In Aid and Other Funds	7 BONDS AND NOTES				
		3a Current Year 2007	3b Future Years				7a General	7b Self Liquidating	7c Assessment	7d School	
Purchase of Public Safety Equipment	25,750.00	25,750.00									
Purchase of Office Computer Systems	24,500.00	24,500.00									
Library Improvements	15,000.00	15,000.00									
Improvements to Fishing Pier and City Buildings	2,945,000.00	45,000.00		94,250.00		285,000.00	2,520,750.00				
Paving Projects	250,000.00	100,000.00				150,000.00					
Improvements to Fire Stations	50,000.00	50,000.00									
ADA Improvements	72,050.00					72,050.00					
TOTALS-ALL PROJECTS 33-399	3,382,300.00	260,250.00	0.00	94,250.00	0.00	507,050.00	2,520,750.00	0.00	0.00	0.00	0.00

APPROVAL OF BINGO LIC.#343 & RAFFLE LIC.#344 - ST. JAMES R.C. CHURCH
Cmr Vespertino moved, seconded by Cmr Schafer, that Bingo License #343 and Raffle License #344 for St. James R.C. Church be approved.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,304,212.59 and payroll from 4-28-07 to 5-11-07 in the amount of \$438,512.79 for approval. So ordered.

ANNOUNCEMENTS & REMARKS

The MAYOR announced the following PROCLAMATIONS to be presented to:



Proclamation of Appreciation
Barbara Winston Altman
Beth Judah Men's Club Honoree

Whereas, *Barbara Winston Altman* is a lifetime resident of Ventnor City who has devoted countless hours of time and energy in support of various community, charitable, recreational and religious activities and events; and

Whereas, *Barbara Altman* has been acclaimed by grateful organizations benefiting from her kindnesses & generous efforts and celebrated by her vast listening radio audience for the professionalism, inspiration & encouragement she imparts daily hosting the popular talk show, *Barbara Altman's Front Porch*. She has been celebrated by thousands of runners for her 17 years of involvement as Director of the Atlantic City Marathon; and

Whereas, *Barbara Altman* will be honored on May 20, 2007 by the Congregation *Beth Judah's Men's Club* at their *Humanitarian Award Brunch* and the Ventnor City Board of Commissioners wish to extend their sincere appreciation of *Barbara Altman* by adoption of this Proclamation.

Now, Be It Resolved by the Ventnor City Board of Commissioners that this Proclamation shall hereby serve to offer our congratulations to Ventnor native, *Barbara Altman* - a woman deserving of all honors bestowed - and shall be presented to her at the *Humanitarian Award Brunch* with our best wishes for her continued success in all future endeavors.



VENTNOR CITY BOARD OF COMMISSIONERS
Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino
ATTEST: Sandra M. Biagi, City Clerk DATE: May 20, 2007

BARBARA ALTMAN: Honoree "Beth Judah Men's Club" To Be Presented At Beth Judah's Humanitarian Award Brunch on May 20, 2007.

CSURE CHILDREN'S PARK named official 2007 spring & summer VENTNOR CITY'S FAMILY COMMUNITY PROJECT 2007 to be presented 6/3/07 at Family Community Day Celebration.



Proclamation
City of Ventnor

Whereas, Ventnor City, NJ is a residential, family community situated along the beautiful shore of the Atlantic Ocean; and

Whereas, *Csure Children's Park* is a non-profit corporation created by *Marsha Galespie* and supported by volunteers consisting of residents & local businesses who have requested the City of Ventnor grant them permission to construct a children's park at *Somerset Avenue and the Beach*, which construction is slated to commence on August 15, 2007; and

Whereas, Ventnor City encourages this project which seeks to provide a safe, healthy, outdoor environment in which children of all abilities, capabilities & disabilities might freely play, share, exercise and socialize with one another.

Be It Resolved by the City of Ventnor that the project named:

CSURE CHILDREN'S PARK
is hereby designated as the official 2007 spring & summer
Family Community Project of Ventnor

VENTNOR CITY BOARD OF COMMISSIONERS
Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino

ATTEST: Sandra M. Biagi, City Clerk DATE: June 3, 2007

May 17, 2007

MAYOR KREISCHER displayed the PAUL AIKEN ENCORE AWARD presented to the CITY OF VENTNOR at the SOUTH JERSEY CULTURAL ALLIANCE ANNUAL AWARDS last evening. **Excerpt from the Program Booklet*

**City of Ventnor
Ventnor Cultural Arts Center &
Ventnor Historical Society**

The Ventnor Cultural Art Center joins with the Ventnor Historical Society to present the Paul Aiken Encore Award to the City of Ventnor for their commitment to the development of a unique facility which will provide residents with a central location for cultural, historical and educational programs and activities for many years to come. Presenting the award to Mayor Tim Kreischer are Victoria Clark and Dr. James Mason.

ADDITIONAL COMMISSION WORKSHOP

The Mayor noted that beginning Saturday, June 16 at 10AM, a Workshop will be held to benefit those unable to attend the Thurs prior Workshop & will utilize that Agenda.

ADJOURNMENT: 6:15PM

Ventnor City, NJ
June 7, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on June 7, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the May 17, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-5

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 102 - DEVELOPMENTAL REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR CITY

The City Clerk read the Public Notice on Ordinance 2007-05 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

BRIAN CALLAGHAN, ESQ., 6802 Winchester/2428 Atlantic (Law Office), speaking on behalf of clients with projects in the working for 6-8 months, requested the effective date of Ord 2007-05 be changed from 30 days to 60 days to allow sufficient time to get before a Board that meets once a month. He gave examples of client's projects and intended purposes which, if not heard by the Board by the effective date, would require a complete redesign and a result in an enormous loss of space. Appreciating that the Board has created a basically good policy with Ord 2007-05, MR CALLAGHAN added his concern from a creative interest, that in a rush to comply with new restrictions we will be seeing more flat roofs.

Local Architect PETE WEISS, 301 N. Somerset, requested a 60 day grace period to complete nearly done projects - affording clients the time to get their building permits or go before a board. He explained that two projects "well under way", are based on the old zoning and would be severely impacted by the height change in losing their 3rd floor. While appreciating most changes proposed, MR WEISS suggested that the definition of minimum roof slope be changed to a set number as 9/12 or 10/12 to allow for 3rd floor storage space and houses would appear as more than just a tall box. He illustrated the technical aspect of how, when maximum heights are decreased, eaves must be extended wider and that as it stands, small lots with homes built close will be most effected by these height limits - being left without a 3rd floor storage area or by losing a full story.

Addressing the thought of setting the pitch by number, CMR VESPERTINO explained the amount of time, effort and consideration the committee had given to the changes, i.e. charting all areas such as beach blocks where elevation 10 was higher, looking at air conditioning units, storage bins and enclosures on existing rooftops - discussing how the proposed changes would affect each zone. MR CARTER described how amendments were determined using various scenarios and allowances made for dormers, etc. Finally, he noted that each year, when cases of granted variances are evaluated, the governing body has at their discretion, the option of changing the zoning.

LEE SIROTA, 14 N WYOMING inquired as to previous maximum heights & setbacks and offered her view that they should remain at 35'. MAYOR KREISLER explained how past zoning practices - their relationship to the closeness of houses, changing neighborhood patterns and law suits arising from denials of variances formed the basis of this Amendment.

Architect, TODD MILLER, 5000 Boardwalk(Offices)said the Ordinance was a good one and would stop the mass of large 3-story buildings. With several projects in the works, his concern was directed to the quick adoption period - suggesting perhaps an extension or clarification on the definition of time when a project is *grandfathered* (when project is listed? submitted? heard?)

June 7, 2007

MAYOR KREISCHER clarified that we are looking at two separate things. The submission of plans that would fit under the old ordinance but will not comply with the new one and the applications being submitted with other variances needed. MR CARTER responded to the MAYOR'S question of time limitations saying that the deadline for application submission is 30 days and that Ventnor's CODE OFFICIAL, J Agnesino, has agreed to date stamp each application on the day received. In keeping with 30 days, the MAYOR cited possible scenarios for interchanging time dates, i.e. submission, completion & hearing.

The CITY ENGINEER suggested that extending it to 45 days would be the more simpler way to go, since the City is not out to hurt anyone - 45 days would work best by tying it to the Zoning Board's Decision. The MAYOR questioned a 45 day solution when 60 days was requested. In response to MAYOR KREISCHER, BRIAN CALLAGHAN affirmed that 45 days as MR CARTER said, is reasonable, if tied to *approval*. Case law reveals that to do otherwise - tying date to submission/pending/hearing - wreaks havoc on litigation.

Upon further examination of extending the effective date to 45 days, it was made clearly understood that applicants must be heard at the July Zoning Board meeting for *approval* to be timely.

There being no one further wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-05 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-06

BOND ORDINANCE APPROPRIATING THE SUM OF \$450,000 FOR REHABILITATION OF VENTNOR FISHING PIER IN THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY APPROPRIATING \$143,750. AS THE RESULT OF A GRANT FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM AND AUTHORIZING DEBT IN THE FORM OF A LOAN FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN TRUST LOCAL ASSISTANCE PROGRAM, IN THE AMOUNT OF \$306,250, AND AUTHORIZING THE ISSUANCE OF ANY FINANCING DOCUMENTS AS SPECIFIED IN A GREEN TRUST PROJECT AGREEMENT TO BE EXECUTED BY THE CITY OF VENTNOR CITY AND THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION.

The City Clerk read the Public Notice on Ordinance 2007-06 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

LEE SIROTA inquired why Bond Ordinances 2007-06 and 2007-06 are seemingly for the same project. ADMINISTRATOR MCCROSSON explained that State and Federal finance laws require that municipalities set forth in advance and put into place - what method they will use for paying their share of any grant or loan - prior to the actual grant or loan being accepted or issued. MRS SIROTA'S main concern was the City's need to spend huge \$\$ sums rehabilitating a fishing pier that historically has produced little revenue, has high operating costs and a small membership. She questioned what benefit the fishing pier offers to Ventnor Taxpayers paying this huge burden and inquired of any other alternatives being explored, using the Margate Fishing Pier as an example - perhaps how a joint operation might be the solution. She asked if she could be provided with operational figures of the fishing pier, i.e., the total number of members, visitors vs. costs - number of employees, salaries, utilities, maintenance, etc. The MAYOR offered approximates but stated that the data was not on hand tonight but assured her the figures would be provided in the morning when the offices opened should she come in.

MAYOR KREISCHER confirmed that the Ventnor's pier is a deficit operation costing approximately \$210,000 yearly. And is as the only municipally owned fishing pier left on the Jersey coast, he had made gestures to the State about taking over entire pier operation but they were not interested. The MAYOR agreed that the Margate Fishing pier was a possibility worth looking into.

CMR VESPERTINO added that the rehabilitation project was the result of an emergency. After an underwater study was done, the City was put on notice that 66 pilings were damaged and must be replaced. The

June 7, 2007

choice was to either close the pier or rehabilitate. CMR SCHAFFER added that the age of the pilings, the pier's history of damages & repair costs were considered - but as other buildings which once existed at that site were damaged (1962 storm) and never rebuilt, if we closed the pier now, it too would probably be lost. LEE said that even 40 years ago the membership was very small and operational costs were not so high - but Ventnor taxpayers can't afford to operate the pier at today's high costs. After further discussion, MRS SIROTA returned to her original argument of: Is the pier **affordable?**

There being no one further wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-06 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-07

BOND ORDINANCE APPROPRIATING \$1,885,000, AND AUTHORIZING THE ISSUANCE OF \$1,790,750 BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NJ

The City Clerk read the Public Notice on Ordinance 2007-07 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

*LEE SIROTA asked that her remarks just made during the Public Hearing of Ordinance 2007-06 be noted as applying here.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-07 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-05

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102 - DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-05 be adopted with an amendment changing the effective date from 30 days to read **45 days. (*Section VIII This Ordinance shall take effect 45 days after final passage, approval and publication).*

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler*

*MAYOR KREISLER publicly thanked the members of the Planning Board, their subcommittee & City Planner, Richard Carter for accomplishing, after a year's hard work at considerably low cost to the City, this desired result - a workable effective Ordinance.

FINAL READING AND ADOPTION OF ORDINANCE 2007-06

BOND ORDINANCE APPROPRIATING THE SUM OF \$450,000 FOR REHABILITATION OF VENTNOR FISHING PIER IN THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY APPROPRIATING \$143,750. AS THE RESULT OF A GRANT FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM AND AUTHORIZING DEBT IN THE FORM OF A LOAN FROM THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN TRUST LOCAL ASSISTANCE PROGRAM, IN THE AMOUNT OF \$306,250, AND AUTHORIZING THE ISSUANCE OF ANY FINANCING DOCUMENTS AS SPECIFIED IN A GREEN TRUST PROJECT AGREEMENT TO BE EXECUTED BY THE CITY OF VENTNOR CITY AND THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-06 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler*

*MAYOR KREISLER pledged they will continue to work with the DEP to reduce the overall cost to the City of Ventnor through additional funding sources such as changing funding ratios that would result in greater monies for grants vs. loans. He agreed to contact Margate but was not hopeful they would share services; and rather than chance

June 7, 2007

losing another "ballroom" from our history, the Fishing Pier should be kept that future generations might enjoy one of the same amenities as we had. CMR VESPERTINO offered that visits to the pier with his grandfather may have decided where he would be raised as a child.

FINAL READING AND ADOPTION OF ORDINANCE 2007-07

BOND ORDINANCE APPROPRIATING \$1,885,000, AND AUTHORIZING THE ISSUANCE OF \$1,790,750 BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NJ

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-07 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

*CMR SCHAFFER commented on realtors quoting the pier as a decided selling point to people looking to buy homes in Ventnor because it was part of the community. Additionally, if we are to fix the pier and save this important piece of Ventnor's history - the ever rising costs of construction gives us reason to do it now not later.

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 60 and 61 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.60 and 61 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 60 OF 2007 - 2007/2008 LIQUOR LICENSE RENEWALS

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS of the City of Ventnor City, New Jersey, that Plenary Retail Distribution Licenses as set forth below heretofore issued by the City of Ventnor City shall be and hereby are renewed from the period of July 1, 2007 to June 30, 2008 to the persons and locations as set forth below.

BE IT FURTHER RESOLVED that the licensees having paid their annual renewal fee of \$360.00 and the required fee to the Division of Alcoholic Beverage Control of \$200.00, that the City Clerk is designated to issue, sign and deliver the license renewal on behalf of the City of Ventnor City to the following premises:

NAME OF LICENSEE	LICENSED PREMISES	LICENSE NUMBER
Parekh Corp. T/A Bloom's Liquor Store	6500 Ventnor Ave	0122-44-001-007
Sulochanba, LLC T/A Moonlight Liquor	5216 Atlantic Ave	0122-44-002-011
Famcamp, Inc. T/A White Star Liquors	6812-14 Ventnor Ave	0122-44-003-004
Sacramento Deli & Liquors, Inc	In Pocket since 9-17-06	0122-44-004-005
V&R, Inc. T/A Florida Cold Cuts of Ventnor	7301 Ventnor Ave	0122-44-005-003
Jay Sikotar, LLC T/A Community Liquors	137 N. Dorset Ave	0122-44-006-007
Basia's Inc. T/A Basia's Deli & Liquor	4825 Atlantic Ave	0122-44-009-005
Ventnor City Liquor & Wines Inc T/A Plaza Liquors or Plaza Discount Liquors	5030 Wellington Ave	0122-44-012-003

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.60 of 2007 be adopted.

June 7, 2007

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 61 OF 2007 -TAX OVERPAYMENT REFUND

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,127,565.95 and payroll from 5-12-07 to 5-25-07 in the amount of \$423,916.07 and from 5-26-07 to 6-8-07 in the amount of \$460,331.38 for approval. So ordered.

PUBLIC REMARKS

A frustrated JOSEPH CUTUGNO, 604 Dudley asked where the phantom pumps were - referring to remedial pumps promised earlier to mitigate the flooding in his area and calling it ridiculous & unacceptable that the City has \$2 Million for a fishing pier & we have people trapped for 8-10 hours in their houses - that the small pumps were always a joke. He complained of water surrounding and laying underneath houses, rugs curled, diseases from brackish water, etc. CMR VESPERTINO reminded him of their conversation 3 months ago when he said the City had agreed to repair, put in new pumps, etc. which would be done as soon as the budget passed and a purchase order could be written. MAYOR KREISLER affirmed the success/failure of the last 2 sets of pumps but assured MR CUTUGNO that all research, including a Sea Isle visit, was done. Also, with a great extent of the water runoff coming from Wellington Av, the County has agreed to pay 50% of the cost of the pumps. MR.CUTUGNO said he was still concerned that 4" or 6" pumps simply won't work. Technical discussion ensued with the CITY ENGINEER giving assurances that with the larger pipe and strainer, more pumping capacity w/22" discharge and a check valve (constructed outside)the job will be done. The estimated time frame for completion was set at 3-4 months.

DJ GLUCK, 109 S BARTRAM AC apologized for being late for the public hearing of Ordinance 2007-05 and asked on behalf of clients that have already made the purchase and have contacts they can't get out of, if an expansion of time was the outcome. MAYOR KREISLER explained the amendment from 30 days to 45 days.

TIM KALAVRUZOS, 119 S Sacramento about to be a new resident, fell in love with Ventnor - is in the process of building their dream home Everything needed to be has been done and closing is in 2-3 weeks. The Ordinance, now in place, creates a hardship with the new sq footage and changes must now be made but appreciated the extension to 45 days. MR KALAVRUZOS said he sincerely hoped that each application will be looked at with regard to the time frame and other criteria such as being on the ocean front with the process of getting State approvals, etc.

REMARKS:

Cmr Schafer and Cmr Vespertino acknowledged the passing of two active well known, longtime residents of our community & offered condolences to the families and friends of Ventnor Historian, DR. JAMES MASON and Mayor Kreisler's father, RODNEY PETE KREISLER, former Ventnor City Councilman and member of the Mayor's Office staff for many years.

ADJOURNMENT: 7:08PM

Ventnor City, NJ
June 21, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on June 21, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the June 7, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-08

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 102 - DEVELOPMENTAL REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-08 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 62 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO. 63 OF 2007 - WATER/SEWER REFUND, OVERPAYMENT

RESOLUTION NO. 64 OF 2007 - SETTING DATE OF ABANDONED VEHICLE AUCTION

WHEREAS, the City of Ventnor City is interested in aiding in the sale of certain vehicles which are identified in Schedule A attached hereto and made a part hereof; and

WHEREAS, said vehicles have remained unclaimed by the owner or other persons having legal right to same within the required period pursuant to NJ Statutes; and

WHEREAS, the City of Ventnor City is desirous of aiding in the sale of said vehicles at a public auction; and

WHEREAS, pursuant to NJ Statutes said vehicles may be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City Clerk of the City of Ventnor City is hereby authorized to coordinate a public auction at a public place of those motor vehicles identified in Schedule A.

BE IT FURTHER RESOLVED that said public auction shall be held on Tuesday, July 10, 2007 at 10AM, prevailing time, at the Ventnor City Public Works Complex, Cornwall and Winchester Aves., Ventnor City, NJ.

BE IT FURTHER RESOLVED that Notice of said public auction has been given in writing by certified mail, return receipt requested, to the appropriate parties in accordance with NJ Statutes.

BE IT FURTHER RESOLVED THAT Notice of said public auction has also been given by certified mail, return receipt requested, to the holder of any security interest filed with the Director of the Division of Motor Vehicles of the State of NJ at least ten (10) days prior to the date of the public auction.

BE IT FURTHER RESOLVED that the Notice of said public auction shall be published one (1) time at least ten (10) days prior to the date of the sale in one (1) or more newspapers published in the State of NJ and circulating in the municipality in which the motor vehicles are held.

BE IT FURTHER RESOLVED that all vehicles listed in Schedule A shall be sold a one (1) lot to the highest bidder.

BE IT FURTHER RESOLVED that the sale of all motor vehicles is final, absolute and the purchaser of the vehicles is required to pay for the

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vehicles in full in cash or by certified check at the auction.

BE IT FURTHER RESOLVED that the successful bidder shall remove all vehicles from the site no later than fourteen (14) days from the date of the sale. SCHEDULE "A"

Vehicles may be viewed on 7/09/07 from 1:00 PM to 3:00 PM at the Act II Towing storage facility at 2416 Fairmount Ave Atlantic City NJ

#	Control #	Year	Make	Model	Vehicle Identification #
1	07-1031	1998	Ford	Taurus	1FAFP52U9WA173673
2	07-1033	1999	Toyota	Camry	4T1BG22K9XU870956
3	07-1034	2002	Chevy	Blazer	1GNDS13SX22482652
4	07-1035	1992	Toyota	4RN	JT3VN39W3N8039128
5	07-1038	1993	Ford	Explorer	1FMCU22XXPUD62925
6	07-1039	1996	Dodge	Intrepid	2B3HD46T9TH127430
7	07-1040	1994	Ford	Escort	3FARP13J0RR132997
8	07-1041	1997	Nissan	Altima	1N4BU31D7VC155074
9	07-1042	1995	Nissan	Sentra	1N4AB41D7SC701309
10	07-1043	1992	Mercury	Cougar	1MEPM6044NH624075
11	07-1044	1996	Ford	Windstar	2FMDA5146TBA45049
12	07-1045	1990	Ford	Ranger	1FTCR11T2LUC05897
13	07-1047	1998	Ford	Contour	1FALP6539WK166499
14	07-1048	2001	Dodge	Stratus	1B3AJ46U41N637160
15	07-1049	1993	Infinity	J30	JNKAY21D2PM028880

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.64 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 65 OF 2007 - AUTHORIZING MEMBERSHIP RENEWAL IN ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND (JIF)

WHEREAS, the City of Ventnor City is a member of the Atlantic County Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, said membership terminates as of January 1, 2008 unless earlier renewed by agreement between the municipality and the FUND; and

WHEREAS, the City of Ventnor City desires to renew said membership.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The City of Ventnor City agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. Andrew J. McCrosson, Jr., Fund Commissioner, shall be and hereby is authorized to execute the "Agreement to Renew Membership annexed hereto and made a part hereof and to deliver same to the FUND evidencing the City of Ventnor City's intention to renew its membership.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.65 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 66 OF 2007 - AUTHORIZING TEMPORARY SUSPENSION OF ENFORCEMENT OF AWNING SIGN & OUTSIDE SEATING REGULATIONS

WHEREAS, The Governing Body of the City of Ventnor City has determined to review and possibly revise Ordinance provisions pertaining to awnings for commercial establishments and the utilization of sidewalk areas adjacent to commercial establishments; and

WHEREAS, it has been determined to allow ongoing awning and sidewalk use to continue which use may currently not be in compliance with ordinance provisions pending a more thorough review and possible amendment of ordinance provisions;

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NOW, THEREFORE, BE IT RESOLVED BY THE Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey, that the enforcement of the following ordinance provisions be suspended pending review and possible amendment, as follows:

Section I. 102-118.7F pertaining to awnings utilized by commercial establishments and intruding into the public right of way no greater than four (4) feet (The remaining portions of the paragraph shall remain in effect.)

Section II. 197-9B(1) pertaining to the placement of tables and chairs in the public right of way abutting a commercial establishment. (The remaining portions of the paragraph shall remain in effect.)

Section III. 197-9B(2) pertaining the placement of a bench, seat, stool, table or clothing rack more than four (4) feet from the face of the building. (The remaining portions of the paragraph shall remain in effect, including the requirement that a walkway of not less than four (4) feet in width remain in effect.)

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.66 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 67 OF 2007 - DECLARING MIDLANTIC CONSTRUCTION, LLC IN DEFAULT OF EXECUTING CONTRACT FOR 2007 REHABILITATION OF MUNICIPAL PIER & AUTHORIZING READVERTISING FOR BIDS

WHEREAS, in accordance with Resolution 58 of 2007, approved May 17, 2007, the Governing Body awarded a Contract for the 2007 Rehabilitation to Municipal Fishing Pier in the amount of \$2,662,169.00 to Midlantic Construction, LLC of Manasquan, N.J. as the apparent lowest responsible bidder; and

WHEREAS, said award was based on a mutual extension to the 60 day requirement under N.J.S.A.40A:11-24 in accordance with a letter issued by said Contractor to the City dated May 11, 2007; otherwise, the City would have awarded within the required 60 DAY time; and

WHEREAS, said Bidder on May 17, 2007, issued a letter to the City indicating the withdrawal of the May 11, 2007 letter as a result of an unintentional error; and

WHEREAS, said Bidder has failed to execute the Contract Documents issued to him by the City on May 23, 2007;

WHEREAS, said Bidder has issued a letter dated June 07, 2007 seeking a change order to the award in the amount of \$791,039.00 in order to execute said Contracts;

WHEREAS, the Commissioners of the City of Ventnor City entered into a Contract on March 27, 2007 with Spencer V. Maussner, Inc. of Marlton, New Jersey for the 2007 Winchester Avenue Roadway Improvements for the total amount bid of \$118,888.88; and

WHEREAS, the Governing Body, at their Workshop of June 14, 2007, rejected the request for said change order;

WHEREAS, it is necessary for the City to perform said rehabilitation of the Fishing Pier in a timely fashion as a matter of public health and safety.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter declares Midlantic Construction, LLC of Manasquan, New Jersey, in default for failure to execute the Contract Documents for the 2007 Rehabilitation to Municipal Fishing Pier; and

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter authorizes the Municipal Clerk to properly readvertise in the June 25, 2007 edition of the Atlantic City Press for the receipt of public bids for the 2007 Rehabilitation to Municipal Fishing Pier and to receive said bids on Tuesday, July

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10, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.67 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 68 OF 2007 - CHANGE ORDER #1, IMPROVEMENTS TO WINCHESTER AVE WEYMOUTH TO FRANKFORT, (1.45% INCREASE)

WHEREAS, in order to meet field as built quantities and accommodate unforeseen circumstances, it will be necessary to adjust the Contract Item quantities and incorporate supplemental items as indicated on Change Order No. 1-Final prepared by the Municipal Engineer and attached hereto.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that Change Order No. 1-Final for the 2007 Winchester Avenue Roadway Improvements, which Change Order will increase the Contract by \$2,744.00 from the Original Contract Amount of \$118,888.88 to a Total Adjusted Contract Amount of \$121,632.88 for a percentage increase of 1.45% is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor be and he is directed to execute, and the Municipal Clerk to attest, to Change Order No. 1-Final for the 2007 Winchester Avenue Roadway Improvements; and

BE IT FURTHER RESOLVED that a Certificate of Available Funds issued by the Chief Financial Officer is attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.68 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 69 OF 2007 - REAPPOINTMENT OF JANE DELUCA AS CONSTABLE

WHEREAS, NJSA 40A:9-120 provides that the governing body of any municipality, by resolution, may appoint constables; and

WHEREAS, Jane K. DeLuca is known as a woman of good character and has requested that she be reappointed to the position of Constable; and

WHEREAS, a surety bond will be given to the municipality by Jane K. DeLuca.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that pursuant to NJSA 40A:9-120, Jane K. DeLuca is herewith reappointed Constable of the City of Ventnor City for a three (3) year term effective June 1, 2007.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.69 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 70 OF 2007 - PARTIAL REFUND OF BUILDING CODE FINE

WHEREAS, in January, 2006, Francis Matarozzi was assessed a fine of \$1000.00 by the Ventnor City Construction Official for not securing construction permits for work to be performed at his residence at 7305 Atlantic Avenue, Ventnor, NJ; and

WHEREAS, on January 25, 2006 Mr. Matarozzi paid the necessary permit fees and \$1000.00 fine and was issued construction permit #60000048 by the Construction Official; and

WHEREAS, prior to payment being made by Mr. Matarozzi the Construction Official determined that the \$1000 fine was excessive and should have been \$500 thus causing an overpayment; and

WHEREAS, the Construction Official has requested that a refund be

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given to Mr. Matarozzi.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the Comptroller/Treasurer of Ventnor City is hereby authorized to issue a refund check in the amount of \$500.00 to Francis Matarozzi, 7305 Atlantic Avenue, Ventnor, NJ 08406.

BE IT FURTHER RESOLVED that the Comptroller/Treasurer and Code Enforcement Office are authorized to mark their books and records accordingly.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.70 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 71 OF 2007 - AMENDING TEMPORARY BUDGET

BE IT RESOLVED THAT The Temporary Budget for 2007 is hereby Amended

	ACCOUNT NUMBER	AMENDED TEMP. APPROP.	AMENDMEN T	2nd AMENDED TEMP. APPROP.
CITY ADMINISTRATOR	20-100-000			
SALARIES & WAGES	20-100-010	\$15,066.25	\$5,020.00	\$20,086.25
OTHER EXPENSES	20-100-020	\$17,428.75	\$5,810.00	\$23,238.75
MAYOR'S OFFICE	20-110-000			
SALARIES & WAGES	20-110-010	\$21,893.50	\$7,300.00	\$29,193.50
OTHER EXPENSES	20-110-020	\$6,080.00	\$2,030.00	\$8,110.00
COMM. REV & FINANCE	20-112-000			
SALARIES & WAGES	20-112-010	\$2,815.00	\$940.00	\$3,755.00
OTHER EXPENSES	20-112-020	\$80.00	\$30.00	\$110.00
COMM. PUBLIC WORKS	20-114-000			
SALARIES & WAGES	20-114-010	\$2,815.00	\$940.00	\$3,755.00
OTHER EXPENSES	20-114-020	\$92.50	\$30.00	\$122.50
CITY CLERK	20-120-000			
SALARIES & WAGES	20-120-010	\$41,305.00	\$13,770.00	\$55,075.00
OTHER EXPENSES	20-120-020	\$14,635.00	\$4,880.00	\$19,515.00
CODIFICATION OF ORDINANCES	20-120-320	\$4,615.00	\$1,540.00	\$6,155.00
FINANCIAL ADMINISTRATION	20-130-000			
SALARIES & WAGES	20-130-010	\$62,608.75	\$20,870.00	\$83,478.75
OTHER EXPENSES	20-130-020	\$8,330.00	\$2,780.00	\$11,110.00
COLLECTION OF TAXES	20-145-000			
SALARIES & WAGES	20-145-010	\$27,110.00	\$9,040.00	\$36,150.00
OTHER EXPENSES	20-145-020	\$3,596.25	\$1,200.00	\$4,796.25
ASSESSMENT OF TAXES	20-150-000			
SALARIES & WAGES	20-150-010	\$27,680.00	\$9,230.00	\$36,910.00
OTHER EXPENSES	20-150-020	\$14,246.25	\$4,750.00	\$18,996.25
LEGAL SERVICES & COSTS	20-155-000			
SALARIES & WAGES	20-155-	\$22,880.00	\$7,630.00	\$30,510.00

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OTHER EXPENSES	20-155-020	\$46,880.00	\$15,630.00	\$62,510.00
CITY ENGINEER	20-165-000			
SALARIES & WAGES	20-165-010	\$13,461.25	\$4,490.00	\$17,951.25
OTHER EXPENSES	20-165-020	\$6,935.00	\$2,310.00	\$9,245.00
PLANNING BD - NJSA 40:55D-17	21-180-000			
OTHER EXPENSES	21-180-020	\$13,085.00	\$4,360.00	\$17,445.00
ZONING OFFICE	21-185-000			
OTHER EXPENSES	21-185-020	\$9,902.50	\$3,300.00	\$13,202.50
LONGPORT INTERLOCAL ENGINEER	22-165-000			
SALARIES & WAGES	22-165-010	\$26,912.50	\$8,970.00	\$35,882.50
OTHER EXPENSES	22-165-020	\$7,083.45	\$2,360.00	\$9,443.45
INSPECTION OF BUILDINGS	22-195-000			
SALARIES & WAGES	22-195-010	\$33,655.00	\$11,220.00	\$44,875.00
OTHER EXPENSES	22-195-010	\$3,937.50	\$1,310.00	\$5,247.50
INSPECTION OF HOUSING	22-196-000			
SALARIES & WAGES	22-196-010	\$74,582.50	\$24,860.00	\$99,442.50
OTHER EXPENSES	22-196-020	\$2,307.50	\$770.00	\$3,077.50
ELECTRICAL & PLUMBING INSPECTION	22-197-000			
SALARIES & WAGES	22-197-010	\$7,892.50	\$2,630.00	\$10,522.50
OTHER EXPENSES	22-197-020	\$185.00	\$60.00	\$245.00
LONGPORT INTERLOCAL UCC	22-198-000			
SALARIES & WAGES	22-198-010	\$9,000.00	\$3,000.00	\$12,000.00
OTHER EXPENSES	22-198-020	\$3,000.00	\$1,000.00	\$4,000.00
CITY INSURANCE:	23-000-000			
OTHER INSURANCE	23-210-020	\$79,406.25	\$26,470.00	\$105,876.25
WORKERS' COMP.	23-215-000	\$142,826.25	\$47,610.00	\$190,436.25
HEALTH INSURANCE	23-220-000	\$721,130.00	\$240,380.00	\$961,510.00
POLICE	25-240-000			
SALARIES & WAGES	25-240-010	\$1,181,732.50	\$393,910.00	\$1,575,642.50
OTHER EXPENSES	25-240-020	\$64,107.50	\$21,370.00	\$85,477.50
RADIO & COMMUNICATIONS	25-250-000			
SALARIES & WAGES	25-250-010	\$134,243.75	\$44,750.00	\$178,993.75
OTHER EXPENSES	25-250-020	\$14,041.25	\$4,680.00	\$18,721.25
EMERGENCY MANAGEMENT	25-252-000			
SALARIES & WAGES	25-252-010	\$26,871.25	\$8,960.00	\$35,831.25
OTHER EXPENSES	25-252-020	\$2,120.00	\$710.00	\$2,830.00
FIRE	25-255-000			
SALARIES & WAGES	25-255-000	\$1,182,238.75	\$394,080.00	\$1,576,318.75

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OTHER EXPENSES	25-255-020	\$27,728.75	\$9,240.00	\$36,968.75
UNIFORM FIRE SAFETY ACT	25-265-000			
SALARIES & WAGES	25-265-010	\$46,165.00	\$15,390.00	\$61,555.00
OTHER EXPENSES	25-265-020	\$3,270.50	\$1,090.00	\$4,360.50
STREETS & ROADS	26-290-000			
SALARIES & WAGES	26-290-010	\$139,588.75	\$46,530.00	\$186,118.75
OTHER EXPENSES	26-290-020	\$16,777.50	\$5,590.00	\$22,367.50
ELECTRICAL DIVISION	26-300-000			
SALARIES & WAGES	26-300-010	\$35,882.50	\$11,960.00	\$47,842.50
OTHER EXPENSES	26-300-020	\$6,383.75	\$2,130.00	\$8,513.75
SOLID WASTE/RECYCLING	26-305-000			
SALARIES & WAGES	26-305-010	\$37,792.50	\$12,600.00	\$50,392.50
OTHER EXPENSES	26-305-020	\$402,802.50	\$134,270.00	\$537,072.50
BUILDING & GROUNDS	26-310-000			
SALARIES & WAGES	26-310-010	\$99,360.50	\$33,120.00	\$132,480.50
OTHER EXPENSES	26-310-020	\$77,646.25	\$25,880.00	\$103,526.25
MOTOR VEHICLE MAINTENANCE	26-315-000			
SALARIES & WAGES	26-315-010	\$69,382.50	\$23,130.00	\$92,512.50
OTHER EXPENSES	26-315-020	\$21,546.25	\$7,180.00	\$28,726.25
DOG CONTROL	27-331-000			
OTHER EXPENSES	27-331-020	\$2,700.00	\$900.00	\$3,600.00
RECREATION	28-370-000			
SALARIES & WAGES	28-370-010	\$127,748.75	\$42,580.00	\$170,328.75
OTHER EXPENSES	28-370-020	\$26,792.50	\$8,930.00	\$35,722.50
GOLF DRIVING RANGE	28-375-000			
SALARIES & WAGES	28-375-010	\$28,767.50	\$9,590.00	\$38,357.50
OTHER EXPENSES	28-375-020	\$8,642.50	\$2,880.00	\$11,522.50
BEACH PATROL	28-380-000			
SALARIES & WAGES	28-380-010	\$155,630.00	\$51,880.00	\$207,510.00
OTHER EXPENSES	28-380-020	\$10,440.00	\$3,480.00	\$13,920.00
BEACH CONTROL	28-381-000			
SALARIES & WAGES	28-381-010	\$6,565.00	\$2,190.00	\$8,755.00
OTHER EXPENSES	28-381-020	\$1,535.00	\$510.00	\$2,045.00
CELEBRATION OF EVENTS/PUBLICITY	30-420-000			
OTHER EXPENSES	30-420-299	\$9,380.00	\$3,130.00	\$12,510.00
ELECTRICITY	31-430-000	\$150,293.75	\$50,100.00	\$200,393.75
TELEPHONE	31-440-000	\$18,698.75	\$6,230.00	\$24,928.75
NATURAL GAS	31-446-	\$15,267.50	\$5,090.00	\$20,357.50

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	000			
GASOLINE	31-460-000	\$35,365.00	\$11,790.00	\$47,155.00
FICA	36-472-000	\$88,592.50	\$29,530.00	\$118,122.50
UNEMPLOYMENT INS.	36-473-000	\$2,815.00	\$940.00	\$3,755.00
MEDICARE	36-476-000	\$28,350.00	\$9,450.00	\$37,800.00
MUNICIPAL COURT	43-490-000			
SALARIES & WAGES	43-490-010	\$68,435.00	\$22,810.00	\$91,245.00
OTHER EXPENSES	43-490-020	\$5,151.25	\$1,720.00	\$6,871.25
PUBLIC DEFENDER	43-495-000			
OTHER EXPENSES	43-495-011	\$3,380.00	\$1,130.00	\$4,510.00
DOWN PAYMENT ON IMPROV.	44-902-000	\$37,500.00	\$12,500.00	\$50,000.00
PAYMENT ON BOND PRINCIPAL	45-920-000	\$435,000.00	\$145,000.00	\$580,000.00
INTEREST ON BONDS	45-930-000	\$146,372.81	\$48,790.00	\$195,162.81
DEP GREEN ACRES LOAN	45-940-000	\$11,662.90	\$3,890.00	\$15,552.90
SCHOOL DEBT SERVICE				
PAYMENT ON PRINCIPAL	48-920-000	\$408,750.00	\$136,250.00	\$545,000.00
INTEREST ON NOTES	48-930-000	\$256,056.50	\$85,350.00	\$341,406.50
	TOTAL	\$7,175,033.90	\$2,391,730.00	\$9,566,763.90
WATER SEWER	55-000-000			
SALARY & WAGES TOTAL	55-501-010	\$461,913.75	\$153,970.00	\$615,883.75
OTHER EXPENSES TOTAL	55-502-299	\$399,427.75	\$133,140.00	\$532,567.75
ACUA TREATMENT	55-502-300	\$502,196.00	\$167,400.00	\$669,596.00
CAPITAL OUTLAY	55-512-000	\$17,730.00	\$5,910.00	\$23,640.00
PAYMENT ON BOND PRINCIPAL	55-520-000	\$129,380.00	\$43,130.00	\$172,510.00
INTEREST ON BONDS	55-523-000	\$24,710.00	\$8,240.00	\$32,950.00
DEFICIT IN OPERATIONS	55-532-000	\$4,106.56	\$1,370.00	\$5,476.56
FICA	55-541-000	\$35,337.50	\$11,780.00	\$47,117.50
UNEMPLOYMENT	55-542-000	\$565.00	\$190.00	\$755.00
	TOTAL	\$1,575,366.56	\$525,130.00	\$2,100,496.56

Comr Schafer moved, seconded by Comr Vespertino that Resolution No.71 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 72 OF 2007 - AUTHORIZING TAX COLLECTOR TO ESTIMATE TAX RATE AND ISSUE ESTIMATED TAX BILLS

WHEREAS, the City of Ventnor City is awaiting word of Extraordinary Aid from the State of New Jersey in order to adopt the 2007 budget and the City of Ventnor City Tax Collector will be unable to mail the City's 2007 tax bills on a timely basis; and

WHEREAS, the City of Ventnor City Tax Collector in consultation with the City of Ventnor City Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54: 4-66.3, and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the

June 21, 2007 City of Ventnor City, County of Atlantic, State of New Jersey as follows:

1. The Ventnor City Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the City for the third installment of 2007 taxes to reflect 105%. The Tax Collector shall proceed to take such actions as are permitted and required by P.L. 1994, c72 (N.J.S.A. 54: 4-66.2 and 54.4-66.3).
2. The entire estimated tax levy for 2007 is hereby set at \$41,239,931.41.
3. In accordance with the law the third installment of 2007 taxes shall not be subject to interest until the th later of August 10 or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

PROPOSED CALCULATION OF 2007 ESTIMATED TAX RATE				
	2006 TAX LEVY AND TAX RATE		2007 ESTIMATED RANGE FOR TAX LEVY	
	LEVY	TAX RATE	95%	105%
LOCAL MUNICIPAL PURPOSES	\$15,169,865.32	0.549	\$14,411,372.05	\$15,928,358.59
DISTRICT SCHOOL PURPOSES				
DISTRICT SCHOOL BUDGET	\$14,785,867.00	0.535	\$14,046,573.65	\$15,525,160.35
LOCAL MUNICIPAL BUDGET	\$1,460,089.19	0.053	\$1,387,084.73	\$1,533,093.65
COUNTY TAXES				
COUNTY BUDGET	\$6,363,696.04	0.23	\$6,045,511.24	\$6,681,880.84
COUNTY LIBRARY	\$724,021.72	0.026	\$687,820.63	\$760,222.81
COUNTY HEALTH SERVICES	\$341,023.38	0.012	\$323,972.21	\$358,074.55
OPEN SPACE	\$431,562.50	0.016	\$409,984.38	\$453,140.63
TOTAL TAX LEVY	\$39,276,125.15	1.421	\$37,312,318.89	\$41,239,931.41
2007 RATABLE BASE	\$2,674,012,188	EST. RATE	1.395	1.542
(Sig.) Julie Harron, Tax Collector				
(Sig.) William Johnson, CFO				

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.72 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$416,917.61 and payroll from 6-9-07 to 6-22-07 in the amount of \$452,607.18 for approval. So ordered.

REMARKS:

LEE SIROTA 14 N WYOMING questioned Agenda #13(R71) and #14(R72). The MAYOR explained how Budget requirements set a Temporary Budget @25% with a necessity to amend when State approval of the Municipal Budget is delayed - held for inclusion of Discretionary Aid figures. ADMIN MCCROSSON explained #14(R72) "Authorizing Estimated Tax Rate & Bills" permits property tax revenue to be collected while waiting State Budget Approval.

MRS SIROTA protested the use of *overly large* print on data she received from the City Administrator - declaring the *oversized* print to be deliberately done because she previously complained about *overly small* print on budget printouts. *Note: A copy of the original full sized NJDLGS Budget was prepared for MRS SIROTA without OPRA charges.

A discussion ensued of the various font types and sizes - ranging from 8-14 that are used in the municipal operation. It was explained that each size (standard, petite, elite, www, HTML, computer, power point, legal etc.) is considered "normal" in printouts. In conclusion, the Mayor suggested that MRS SIROTA complete an OPRA request, give it to the City Clerk and state her preference of the exact font size she would like. This would alleviate any future misunderstanding or of anyone being accused of not giving MRS SIROTA whatever she wants. The City Clerk offered friendly caution that charges could double when pages are increased in size, i.e. computer print to letter size (OPRA per page fees).

ADJOURNMENT: 6:19 PM

Ventnor City, NJ
July 5, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on July 5, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the June 21, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-08

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 102 - DEVELOPMENTAL REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR CITY

The Deputy City Clerk read the Public Notice on Ordinance 2007-08 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-08 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

ADOPTION OF ORDINANCE 2007-08

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 102 - DEVELOPMENTAL REGULATIONS
OF THE CODE OF THE CITY OF VENTNOR CITY

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-08 be adopted with the addition in PARAGRAPH C. "**AND AS MAY BE AMENDED FROM TIME TO TIME**".

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 73 thru 80 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.73 thru 80 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 73 OF 2007 - TRANSFER OF LIQUOR LIC #0122-44-004-005 (SACRAMENTO DELI & LIQUOR, INC TO SHAIVA, LLC)

WHEREAS, there exists in the City of Ventnor City a certain Plenary Retail Distribution License, being License #0122-44-004-005, Sacramento Deli & Liquors, Inc. t/a Sacramento Deli & Liquors; and

WHEREAS, said owners have filed with the issuing authority a letter of consent to transfer said license; and

WHEREAS, said applicant has complied with all State and Local requirements for said transfer including legal advertisements under such statutes made and provided; and

WHEREAS, the applicant has complied with the provisions of NJSA 33:2-7.10(3), namely:

- (3) The applicant has disclosed, and the authority has

July 5, 2007

reviewed the source of all funds used in the purchase of this license and the licensed business, and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Plenary Retail Distribution License #0122-44-004-005 is hereby transferred to Shaiva, LLC whose sole stockholders are Nutanbahen G. Patel and Harshal G. Patel of 38 Theresa Court, Galloway Township, NJ 08205.

BE IT FURTHER RESOLVED that said 0122-44-004-005 license shall remain "in pocket".

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 73 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 74 OF 2007 - AUTHORIZING CITY ADMINISTRATOR TO NEGOTIATE ONE YEAR CONTRACT WITH PRE-HOSPITAL MANAGEMENT SYSTEMS

WHEREAS, the City of Ventnor (hereinafter "City") desires to enter into a one (1) year contract with Pre-Hospital Management Systems so as to provide for the collection and payment of emergency medical services; and

WHEREAS, the City desires that the City Administrator initiate negotiations for a one (1) year contract with Pre-Hospital Management Systems as to as provide for the collection and payment of emergency medical services;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor, Atlantic County, New Jersey, that it does hereby authorize and direct the City Administrator to negotiate a one (1) year contract with Pre-Hospital Management Systems and to submit a proposed contract to the Board of Commissioners for final approval and authorization.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.74 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 75 OF 2007 - EMERGENCY RESOLUTION, REPLACEMENT OF STORM DRAINAGE PUMPING EQUIPMENT

WHEREAS, both the Fulton Avenue and Fremont Avenue Stormwater Pumping Stations discharge stormwater runoff from numerous streets within Ventnor Heights; and

WHEREAS, the existing pumps after extensive maintenance and repair have suddenly both failed to remove the stormwater runoff in an safe and efficient manner; and

WHEREAS, the failure of the pumps have resulted in substantial flooding to the area streets such that there is a high potential of damage to both public and private property which affects the health, safety, and welfare of the General Public; and

WHEREAS the Municipal Engineer has been informed that it will take at least eight to ten weeks to obtain new pumping equipment from the date of official order; and

WHEREAS the existing pumping rails, chambers, and seats have been designed to accommodate specific size pumps of a specific manufacturer

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter concurs with the Municipal Engineer's declaration of an emergency affecting the public health, safety, and welfare; and

BE IT FURTHER RESOLVED that it hereby directs the Municipal Administrator to pre order the replacement pumps from Flygt Industries and further directs the Engineer to prepare plans and

July 5, 2007

specifications for the public bidding to install said new pumps at the earliest moment of said pump delivery to the City.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds for this emergency award be issued by the Municipal Chief Financial Officer and attached hereto

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.75 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 76 OF 2007 - AUTHORIZING PURCHASE OF WATER METERS UNDER STATE CONTRACT

WHEREAS, the City of Ventnor City, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the City of Ventnor City has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the City of Ventnor City intends to enter into a contract with National Water Works of Berlin, New Jersey, a State Contract Vendor, through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor City authorizes the Purchasing Agent to purchase certain goods or services from the approved New Jersey State Contract Vendor above listed, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the City of Ventnor City pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendor shall be from July 5, 2007 through completion of the installation of the water meters ordered in accordance with this resolution.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.76 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 77 OF 2007 - AUTHORIZING PROFESSIONAL SERVICE CONTRACT, STRUCTURAL ENGINEER JE ROSENKRANTZ

WHEREAS, the City of Ventnor City (hereinafter "City") is the owner of one-half of a duplex structure located at 5008 Ventnor Avenue and on property identified as Block 50, Lot 14 as shown on the Tax Map of the City (hereinafter "subject property"); and

WHEREAS, the Governing Body has determined to evaluate the physical condition of the subject property; and

WHEREAS, J.E. Rosenkrantz P.E., M.S.C.E. has submitted an agreement for structural engineering services dated June 25, 2007.

NOW, THEREFORE, BE IT RESOLVED by the BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR, ATLANTIC COUNTY, NEW JERSEY, that it does hereby engage the services of J.E. Rosenkrantz P.E., M.S.C.E. to render services pursuant to the agreement dated June 25, 2007 attached hereto, same being in the amount of \$2,450.00.

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Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.77 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 78 OF 2007 - APPROVAL OF PLANS & SPECS, PURCHASE OF PUBLIC WORKS VEHICLE MAINTENANCE TRUCK

WHEREAS, the City of Ventnor City is desirous of receiving bids for the SUPPLY & DELIVERY OF a VEHICLE MAINTENANCE DEPARTMENT TRUCK; and

WHEREAS, Specifications have been prepared and are on file with the City Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Specifications.

BE IT FURTHER RESOLVED that it hereinafter authorizes the City Clerk to advertise for bids in the July 9, 2007 issue of the Atlantic City Press, with bids to be received on July 24, 2007 at 11:00AM, prevailing time, in the City Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.78 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 79 OF 2007 - AUTHORIZING RADIO PURCHASE UNDER STATE CONTRACT (TEK-TRON)

WHEREAS, the City of Ventnor City, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the City of Ventnor City has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the City of Ventnor City intends to enter into a contract with TekTron Corporation, Inc. of Pennsauken, New Jersey, a State Contract Vendor, through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor City authorizes the Purchasing Agent to purchase certain goods or services from the approved New Jersey State Contract Vendor above listed, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the City of Ventnor City pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the City of Ventnor City and the Referenced State Contract Vendor shall be from June 11, 2007 to July 5, 2007

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.79 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

July 5, 2007

RESOLUTION NO. 80 OF 2007 - AUTHORIZING EMERGENCY REPAIR OF POLICE PROPERTY ROOM

WHEREAS, the New Jersey Department of Labor and Workforce Development, Office of Public Employees Occupational Safety and Health (PEOSH) conducted a routine inspection of City Hall; and

WHEREAS, the existence of an unsafe condition was discovered in the Police Department Property Room; and

WHEREAS, the continued existence could result in damage to both public and private property which affects the health, safety, and welfare of the General Public employees of the City of Ventnor; and

WHEREAS, PEOSH has ordered the immediate remediation of said conditions; and

WHEREAS, repair requires the specialized skills of plaster and stucco repair.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter concurs with the declaration of an emergency affecting the public health, safety, and welfare; and

BE IT FURTHER RESOLVED that it hereby directs the Municipal Administrator to engage the services of George Schallus to effectuate the necessary repairs to the Police Department Property Room for the sum of \$4,520.00.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds for this emergency award be issued by the Municipal Chief Financial Officer and attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.80 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF PAYROLL

The Deputy City Clerk read payroll from 6-23-07 to 7-06-07 in the amount of \$480,469.10 for approval. So ordered.

REMARKS:

THERESE WERTHEIMER, 7005 VENTNOR lives next to 7007 Ventnor which suffered major fire damage on March 29, 2007. While commending the Fire Department for saving her house from any damage, she related the problems she is encountering from the lack of clean up at the fire site. Pieces of broken glass and pieces of roofing that have blown off are scattered in her garden and driveway and along the sidewalk causing a hazard not only for her but for people walking barefoot to and from the beach. Odors, soot and debris continue coming from the house making it impossible for her to open windows, put up her awnings and sit outside on her back porch. She has been coming into City Hall weekly and filing complaints with the Building Inspector who finally came and look at the house, agreed conditions were horrible and said the house was unsafe.

ADMINISTRATOR MCCROSSON reported that a letter was sent to the owners on Monday (7-2-07) giving 30 days to remedy the situation. According to ADMIN MCCROSSON the property is under agreement for sale but the potential buyers are reluctant to demolish the building since setback requirements have changed and are more restrictive. They did appear before the Zoning Board in June but their application was deemed incomplete due to deficiencies in the Engineering report.

MAYOR KREISLER assured MS WERTHEIMER that he would speak with Mr. Agnesino tomorrow (7-6-07) and expedite the clean up. If necessary, Ventnor's Public Works Dept would do the clean up, the cost of which would become a lien against the property.

LEE SIROTA, 14 N WYOMING asked for a progress report on the rehabilitation of the Fishing Pier. The Mayor explained that the successful bidder refused to sign the contract documents making a rebid process necessary. The City will proceed to file a claim against the bonding company and new bids will be received on July 10th.

July 5, 2007

MS SIROTA informed the Mayor that today she filed an OPRA request with the City Clerk's office for the information she has been requesting. The Mayor assured her that her request would be completed within a week.

ADJOURNMENT: 6:17PM

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on July 19, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the July 5, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

REPORT OF BID OPENING - 2007 REHABILITATION OF FISHING PIER

The Deputy City Clerk reported that she was in receipt of the following report of bid opening:

Date of Bid Opening: July 10, 2007 @ 10:00 AM

Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

- | | |
|--|----------------|
| 1. R.A. Walters & Son, Inc.
Cape May Court House, NJ
10% Bid Bond Attached | \$3,227,100.00 |
| 2. Walters Marine Construction, Inc.
Ocean View, NJ
10% Bid Bond Attached | \$3,396,702.10 |
| 3. Agate Construction Co., Inc.
Ocean View, NJ
10% Bid Bond Attached | \$3,512,580.00 |

Report Submitted By: Sandra M. Biagi, RMC/CMC, City Clerk

Comr Vespertino moved, seconded by Comr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RECEIPT OF SUPPLEMENTAL DEBT STATEMENT

The Deputy City Clerk reported that she was in receipt of the Supplemental Debt Statement prepared as of July 17, 2007.

Comr Vespertino moved, seconded by Comr Schafer the report be received and filed according to law.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-09

BOND ORDINANCE APPROPRIATING \$450,000, AND AUTHORIZING THE ISSUANCE OF \$427,500, BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY.

Comr Vespertino moved, seconded by Comr Schafer that Ordinance 2007-09 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-10

AN ORDINANCE AMENDING AND SUPPLEMENTING DEVELOPMENT REGULATIONS OF THE CITY OF VENTNOR CITY PERTAINING TO AWNINGS, SECTION 102-118.7F

Comr Vespertino moved, seconded by Comr Schafer that Ordinance 2007-10 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

July 19, 2007

INTRODUCTION OF ORDINANCE 2007-11

AN ORDINANCE AMENDING AND SUPPLEMENTING THE VENTNOR CITY CODE CHAPTER 197.9, STREETS & SIDEWALKS, AS IT PERTAINS TO OBSTRUCTION BY GOODS OR MERCHANDISE

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-11 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 81 thru 83 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Schafer moved, seconded by Cmr Vespertino that Resolutions No.81 thru 83 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 81 OF 2007 - COMMUNITY BUILDING DEPOSIT REFUND

RESOLUTION NO. 82 OF 2007 - SUPPORTING STATE FUNDED PARIS GRANTS

WHEREAS, N.J.A.C. 15-3.7 in accordance with P.L. 2003, Chapter 117, Sections 38 and 39, established the New Jersey Public Records Preservation Account for the support of county and municipal government efforts in the management, storage and preservation of public records; and

WHEREAS, P.L., Chapter 117, Sections 38 and 39 has dedicated 40% of all recording fees collected by county clerks and registers deposited in this account for distribution to county and municipal governments to ensure a sound foundation is laid for records management throughout county and municipal government; and

WHEREAS, through unprecedented cooperation between New Jersey's PARIS Grants Program, all of the New Jersey's counties and their constituent municipalities, a total of 21 counties and 315 municipalities will be eligible to apply for FY 2008 funds for Program Year 2008-2009; and

WHEREAS, this cooperation between New Jersey's PARIS Grants Program, the 21 counties and their constituent municipalities, has created cost efficiencies in excess of \$20,000,000 for county and municipal government; and

WHEREAS, the FY 2008 budget reduced PARIS Grants Funding by an amount of \$10,000,000; and

WHEREAS, estimated requests from eligible applicants are greater than \$40,000,000 for PARIS projects funded through the FY08 budget; and

WHEREAS, The PARIS Grants Program is an example of a government program instituting permanent positive change for our local governments and our citizens by providing the necessary funding and tools to assure the integrity of a public records management system that will archive and preserve the history of Ventnor City and its daily operations through the identification, duplication & storing of all its public records in such a manner as to afford easy research access to the benefit of public at large.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF VENTNOR CITY, COUNTY OF ATLANTIC STATE OF NEW JERSEY, as follows:

1. The urges the Legislature and Governor Corzine to restore full funding for County and Municipal PARIS grants.
2. The Ventnor City Board Of Commissioners appeals to the Legislature and Governor Corzine to protect this crucial, fundamental, viable program for County and Municipal PARIS grants.
3. That the secretary is directed to forward a certified copy of this resolution to the following:
 - a. Governor Corzine
 - b. District Legislators
 - c. Atlantic County Clerk
 - d. Nina Mitchell-Wells, Secretary of State, State of New Jersey
 - e. Karl Niederer, Director, NJ Division of Archives and records Management
 - f. New Jersey League of Municipalities
 - g. New Jersey Association of Counties
 - h. Constitutional Officers of New Jersey
 - i. Municipal Clerks Association of New Jersey

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.82 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 83 OF 2007 - AMENDING TEMPORARY CAPITAL BUDGET

BE IT RESOLVED that the attached Temporary Capital Budget be adopted.

CAPITAL BUDGET (Current Year Action)									
2007									
Local Unit: CITY OF VENTNOR									
1 PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5 PLANNED FUNDING SERVICES FOR CURRENT YEAR - 2007					6 TO BE FUNDED IN FUTURE YEARS
				5a 2007 Budget Appropriations	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
Purchase of Public Safety Equipment	2007-1	25,750.00		25,750.00					
Purchase of Office Computer Systems	2007-2	24,500.00		24,500.00					
Library Improvements	2007-3	15,000.00		15,000.00					
Improvements to Fishing Pier and City Buildings	2007-4	3,395,000.00	565,000.00	45,000.00	116,750.00		143,750.00	2,524,500.00	
Paving Projects	2007-5	250,000.00		100,000.00			150,000.00		
Improvements to Fire Stations	2007-6	50,000.00		50,000.00					
ADA Improvements	2007-7	72,050.00					72,050.00		
TOTALS - ALL PROJECTS	33-199	3,832,300.00	565,000.00	260,250.00	116,750.00	0.00	365,800.00	2,524,500.00	0.00

Sheet 40b

C-3

Anticipated Project Schedule and Funding Requirements

Local Unit: CITY OF VENTNOR

1 PROJECT TITLE	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER BUDGET YEAR					
				5a 2007	5b 2008	5c 2009	5d 2010	5e 2011	5f 2012
Purchase of Public Safety Equipment	2007-1	25,750.00	2007	25,750.00					
Purchase of Office Computer Systems	2007-2	24,500.00	2007	24,500.00					
Library Improvements	2007-3	15,000.00	2007	15,000.00					
Improvements to Fishing Pier and City Buildings	2007-4	3,395,000.00	2007-08	2,830,000.00					
Paving Projects	2007-5	250,000.00	2007-08	250,000.00					
Improvements to Fire Stations	2007-6	50,000.00	2007	50,000.00					
ADA Improvements	2007-7	72,050.00	2007-08	72,050.00					
TOTALS - ALL PROJECTS	33-199	3,832,300.00		3,267,300.00	0.00	0.00	0.00	0.00	0.00

Sheet 40c

C-4

SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Local Unit: CITY OF VENTNOR

1 Project Title	2 Estimated Total Cost	3 BUDGET APPROPRIATIONS		4 Capital Improvement Fund	5 Capital Surplus	6 Grants-In Aid and Other Funds	7 BONDS AND NOTES			
		3a Current Year 2007	3b Future Years				7a General	7b Self Liquidating	7c Assessment	7d School
Purchase of Public Safety Equipment	25,750.00	25,750.00								
Purchase of Office Computer Systems	24,500.00	24,500.00								
Library Improvements	15,000.00	15,000.00								
Improvements to Fishing Pier and City Buildings	3,395,000.00	45,000.00		116,750.00		285,000.00	2,948,250.00			
Paving Projects	250,000.00	100,000.00				150,000.00				
Improvements to Fire Stations	50,000.00	50,000.00								
ADA Improvements	72,050.00					72,050.00				
TOTALS-ALL PROJECTS 33-399	3,832,300.00	260,250.00	0.00	116,750.00	0.00	507,050.00	2,948,250.00	0.00	0.00	0.00

Sheet 40d

C-5

July 19, 2007

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.83 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The Deputy City Clerk read bills in the amount of \$458,371.26 and payroll from 7-07-07 to 7-20-07 in the amount of \$500,101.87 for approval. So ordered.

REMARKS:

JOHN SANTORO, 118 N DORSET addressed the Commission on the topic of the fishing pier, indicating that he hoped to see the pier stay but wished to see it more open and accessible to the public. He suggested shortening the area used for fishing, fence it off and allow more space for the public who wish to be spectators only. If taxpayers' money is to be spent fixing the pier, the public should be able to enjoy it.

PHIL TIERSTEIN, PIER MASTER blamed himself for not publicizing the pier better, offering that as the reason for the small number of memberships. "If people knew how reasonable yearly memberships were, more people would use the pier and enjoy its beauty". He told of a wedding party that recently came out on the pier and found it to be a beautiful spot for picture taking. He agreed that more access to the public should be allowed for a modest fee.

LEE SIROTA, 14 N WYOMING agreed that the pier is beautiful with a gorgeous view but wondered about its affordability. She offered the example that she would love to live on the beach block but cannot afford to so she lives on the first block north. She questioned the cost to fix the pier. She referred to the 6-24-03 maintenance report that stated "timber piles inspected were in fair to poor state... others piling not inspected should also be considered...repairs should be made to insure safety of pier and public and retard further deterioration ...perform structural analysis and replace all pilings found to be in poor condition...reinspect pier on a 2 year cycle or immediately after bad weather conditions". MS SIROTA asked if 2 year cycle inspections have been done and if not, how do we know what conditions the pier is in now. ADM MCCROSSON responded that inspections have not been done by outside firms only by our inhouse engineer. MS SIROTA continued by asking if the public is being jeopardized by not having inspections done and will we be spending in excess of \$3M if greater damages is found.

MAYOR KREISLER assured MS SIROTA that it has been discussed whether to replace some of the pilings or half the pilings and let others worry about it in the future. The Commission felt it was "most prudent" to fix all pilings now. It has been 4 years since analysis was done with the biggest cost of repair being the mobilization of equipment and getting started. If we don't replace all pilings now and a contractor has to come back in 4-5 years, not only would the cost be more but the mobilization costs would still be there. It is best to keep the fishing pier, maintaining a safe environment while preserving an amenity that so many have enjoyed. It has been repaired or rebuilt 4 times since 1919. People that came before us made the investment in the pier so future generations could enjoy it. We feel doing the whole project now makes financial sense and because there is money available (\$400,000+ grant from NJ, \$650,000 2% loan from Green Acre loan program). The Mayor continued noting phone conversations, as recently as Friday with NJDEP and Green Acres when he told them we do not know if we can afford this project. The pier is the only public access, municipally owned fishing pier on the Atlantic seaboard of NJ, if not the entire east coast. It would be a "disgrace" for NJ to lose the only public access fishing pier on the east coast. We are in an exceptional position - fishing piers are a top priority with DEP because of the limited numbers. We must take advantage of it and get the money now, possibly even additional funds to further reduce the \$2M we are spending now.

MS SIROTA continued by asking if all the pilings or just those the report declared in poor condition will be replaced and were bids based on replacing just those pilings deemed poor or all. MAYOR KREISLER answered all to both questions. Referring to a picture in today's Press showing 2 people walking on the pier and 1 person fishing, MS SIROTA asked for the number of pier

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member: 284 (114 non residents & 170 residents) adding "if you divide 284 into \$3,227,000 that comes to \$11,300 per fisherman and that's a lot of money - you can buy a lot of fish - you don't need a fishing pier for that amount of people". The Mayor responded he knows of no fisherman on the pier "who are fishing for their food - they fish for recreation, relaxation, satisfaction and that you can't go buy". MS SIROTA continued by asking if the pier condition was known back in 2003 and if there was such a safety factor on pier why wasn't it repaired then instead of spending over \$7M to reconstruct the library. MAYOR KREISCHER responded that they had been working with the DEP - would have been done sooner if the 1st contractor had not walked away from the contract - it has been in the works for some time meeting with fishing pier members and the people who use the pier to see what their needs were to make sure "we got it right". Also if we had done it earlier we would not have gotten as much funding from DEP. The pier is constantly being checked and monitored by Richard Carter (Engineer) and Bill Melfi (Emergency Management Director) and is closed when there are high waves or winds. The Fishing Club does a great job running fishing tournaments which had to be cancelled this year because of unsafe conditions.

In closing MS SIROTA suggested that since the fishing pier members were asked what they wanted, the taxpayers of Ventnor, who outnumber fishing pier members, should be asked what they want. When asked what she would do, MS SIROTA responded "Let the fishing pier go - there comes a time in life when you have to stop living on a credit card mentality. Take it down or sell it". MAYOR KREISCHER's answer: "It is not prudent to spend \$1.1M not to have a fishing pier".

BENJAMIN FLAMM, 21 S FREDERICKSBURG, paying \$12,000 - \$13,000 per year in real estate taxes understood this expenditure will raise taxes \$1,100 more per year and at 69 years old he has to work to pay taxes. Since he does not fish and does not know any of his neighbors who use the pier there must be better solution (such as privatization/partnership or creating some income flow) and would rather give that \$ increase to the Red Cross. CMR VESPERTINO spoke of the sense of tradition with the pier and the identity it brings to Ventnor and how if things that are our identity are eliminated "you will end up with just another town". He "can not see Ventnor without a fishing pier - would be like losing the boardwalk - some things you can't put a price tag on". When asked by the Mayor how much he would be willing to spend to maintain the pier, MR FLAMM responded "about \$200/yr" to which the Mayor explained that the project will cost \$50/yr more in taxes on a house assessed at \$500,000.

ALBERT J BATTAGLIA, JR., 207 N WISSAHICKON a proud 52 year resident has fond childhood memories of the pier since father was a part time doctor and full time fisherman on the pier. Because of the uniqueness of the pier and the articles about the county and state looking for open space it behooves us to continue to look for additional funding to maintain the pier and make it more open to the public. He commended the Commissioners for their efforts in seeking additional monies and wished them good luck.

The Mayor explained that Atlantic County has Open Space grant monies for acquisition of lands for open space purposes. He sits on a committee that reviews such applications. He has been relentless in asking the County Executive and County Board of Freeholders to consider using some of these grant monies for maintenance of existing open space facilities or possibly reducing debt service on open space projects such as the fishing pier.

VINCENT CANNUSCIO, 5401 FREMONT a Ventnor resident for 40 years although not a fisherman, is a member of the fishing pier. He enjoys going out and sitting on the pier in the evenings. His father is a fisherman and using the pier is a part of his life as it is with the other members of the fishing pier. MR CANNUSCIO said he is willing to pay a little extra for his father's enjoyment. We should take advantage of the grants and low interest loans - the pier cannot stay in the condition it is now.

STEPHEN GAYNES, 20 N MARTINDALE likened paying repair/maintenance of the fishing pier to paying school taxes even though you don't have children in school or paying for street maintenance even if you don't drive. The \$50 to \$100 increase is well worth the status the pier gives to Ventnor. It would be a crime not to have the pier and

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suggested to anyone who could not afford the increase to move to Atlantic City.

ALLAN RICKEL, born and raised at 8 S MARION originally came to this meeting to speak against the pier project but now believes the pier is a good thing and energies should be directed toward finding ways to pay for it. He suggested fund raising efforts by volunteers and the private sector. CMR SCHAFER commended Mr. Rickel for his ideas and explained that sponsors have been sought with no success. He explained that the actions tonight were just to put monies in place, no decisions will be made tonight to go forward with the project. The Mayor and Commissioners assured MR RICKEL that they fully supported volunteerism, noting their active participation in projects such as laying sod, installing lights, building dugouts, etc at the ball fields and suggested he speak with Marsha Galespie who has been working this past year to raise money to redo the playground at Somerset Ave.

MICHAEL HURCHIK, 15 N LAFAYETTE, a member of the fishing pier for 15 years, now disabled, works part time on the pier. He reported that although there are only 287 members, 600 people have accessed the pier this year.

CLARA SALAMONE, 351 HAMPSHIRE spoke in favor of the pier stating that it is beneficial to beachgoers - good for the city and visitors. On a busy day you see many people sitting under the pier for shade and going onto the pier to use the restroom facilities.

RICHARD GOBER, 26 N HILLSIDE agreed on the benefits of the pier but not at the cost of millions. He suggested that the Commission "slow down" before committing to spending so much money and seek funding (not loans) from all sources (County, State, Federal) as well as casinos, sponsors, etc. \$50 increase in taxes for the pier does not seem like much but \$50 for this, \$100 for that, \$50 for something else adds up. Additionally, the membership fees should be increased. If this is the only public fishing pier in New Jersey surely the members would be willing to pay more than the modest amount they are presently charged. It is also MR GOBER's opinion that taxpayers should not have to pay anything to walk out onto the pier.

CMR VESPERTINO spoke of the dangers of allowing the public unrestricted access on the pier to which it was suggested that the public be allowed access up to a certain point with the remaining distance accessible to pier members/fishermen only. CMR VESPERTINO also wanted the public to know how diligently the Mayor and engineer (not in attendance) are working with the state and county to receive additional grants/funding.

In response to MR GOBER, the Mayor pointed out that the cost of rehabilitating the pier continues to escalate. When we went out to bid 6-8 months ago the bid was \$2.6M, the successful bidder "walked away" from the bid forcing the City to rebid. This time the bids come in at \$3.2M (\$600,000 more). If we put it off again the bids may come in even higher - the costs continue to escalate. If we allow free access to the pier, we would have to eliminate all user fees (beach fees, tennis courts, recreation programs) - that is a lot of revenue for the City. As with these other programs, support should come from the people who use it.

MR GOBER again implored the Commission to take their time and get the taxpayer cost down to \$1M-\$1.2M instead of \$3.2M + interest over the next 15 years.

On other subjects unrelated to the fishing pier, MR GOBER asked what the City's bonded indebtedness is presently to which the Mayor and Solicitor Abbott responded \$10M, one of the lowest in the area. Secondly, what was the reason for sending out estimated tax bills, has the budget been approved. The Mayor responded that we have applied to the State of NJ for extraordinary aid, a program the state has to help municipalities "get over the hump". With the amount of tax appeals Ventnor had last year it affected the revenue we anticipated and that deficit must be made up this year. The Mayor feels we are in a strong position to receive some of the \$800,000 we asked for from the State. Although the State has adopted their budget, they have not released these funds so we still do not know how much we will be getting. Also our application to exceed the

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state's 5% CAP was denied but since we have been below the 5% CAP in previous years, we have a "bank" which we can apply thus necessitating a budget amendment. (No \$\$ amount difference). When asked what the 2007 budget figure is, the Mayor and administrator responded \$24,312,000. MR GOBER emphasized that since this is an increase of approximate \$1.6M from last year, the public has concerns about spending \$3.2M for the fishing pier. MR GOBER (repeating the same question he asked MR MCCROSSON last year regarding the budget line item "Administrator") wondered why it read \$40,185.00 under Salary & Wages when MR MCCROSSON's salary was \$75,000.00. The Mayor explained that since the City operates its own Water/Sewer Utility and part of MR MCCROSSON's duties include the utility, part of MR MCCROSSON's salary, as does other official such as the Mayor and William Johnson, the Chief Financial Officer, is charged to the utility.

On a closing note, MR GOBER asked for a Redevelopment update. The Mayor recapped the reasons why redevelopment is at a standstill (escalating property values in that area, Pulte backing out as the lead developer, failed negotiations to purchase some of the "worst of the worst" buildings). The Mayor explained that the Commission is considering drastically reducing the area of eminent domain to include only the Lou's site, the apartments across from Lou's and the movie theatre site. This plan has been presented to the Planning Board with discussion scheduled for the August 8, 2007 Planning Board meeting. The Mayor's opinion is that although the Redevelopment Plan will stay in place the eminent domain will be greatly reduced. MR GOBER assured the Mayor that since this 26 block redevelopment area is the only area in NJ that has not had a "knockdown and rebuild" in a time of strong real estate market the residents (except for the 3 targeted properties) will be quite happy that "eminent domain for private gain" will not be used.

HY NEMIROFSKY, 24 S CORNWALL, a pier member who enjoys fishing and feels the pier is a Ventnor treasure and to lose it would be a drastic mistake - that it is imperative to fix it in a timely fashion before there are bigger problems. In answer to his question regarding the availability of funds for historic landmarks, the Mayor reported that the State is working with the City in that regard. MR NEMIROFSKY's questions regarding taxes included: whether it would be possible to break down other budget expenses in the same way the Mayor explained how the fishing pier repairs would cost the taxpayer approximately \$50 more (Ans: it would be possible to do it as a percentage, but not in \$) and why can't tax bill be on a January to December basis (Ans: Because of the State's July 1- June 30 fiscal year).

ARTHUR PESKOE, 105 S PITTSBURGH, having lived in Ventnor for many years said this is the first time he remembers receiving an estimated tax bill. He cannot understand how the first quarter amount can be 15% higher than last year's bill. ADM MCCROSSON explained that estimated tax bills were sent out to generate revenue for the City while awaiting the adoption of the budget. The State sets the formula used to estimate a bill which sets the estimated rate at 105% of last years rate (\$1.42 in 2006, \$1.54 estimate in 2007). When asked if the City would be giving a grace period for paying taxes, it was explained that grace periods were only allowed when bill be mailed out late. Since the bills were mailed timely, no grace period beyond the August 10th date is permitted.

THERESE WERTHEIMER, 7005 VENTNOR thanked the Commission for their efforts and cooperation in helping resolve the problems created by the fire at 7007 Ventnor which she addressed at the 7-5-07 Commission Meeting. The Mayor informed Ms. Wertheimer that hopefully the building will be demolished by the end of next week.

In response to ALAN SHAPIRO, 447 BERKSHIRE questioning the large increase in taxes this year, the Mayor explained that with the 700+ tax appeals last year, the city did not realize the anticipated revenue last year. That deficit (approximately \$1.2M) which must be made up this year along with the large increase (\$500,000-\$600,000) in Police and Fire pensions and salaries (up 3% with Police/Fire arbitrator's recommendation of 4.5%) as well as increases in utilities (gas, electric, etc.) is responsible for the increase. RONALD ARDENTE, 24 S HILLSIDE suggested that increased revenues would be realized if there was enforcement of the 2hr parking limit in the

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Jackson to Frankfort Ave area and stricter enforcement of the 7AM-8AM parking restriction for street cleaning. MR ARDENTE also questioned the lack of curb/gutter maintenance and "renting of rooms" in some dwellings in the redevelopment area. This led to a discussion of the State's definition of single family, square footage requirements per occupant and property maintenance responsibilities and the Mayor's assurance that enforcement in that area is being "stepped up".

MARC MILLER, 111 S PITTSBURGH offered his observations on the lack of enforcement of the beach badges. Numerous people are using the beaches without paying for badges to which the Mayor assured MR MILLER that he would speak to the Beach Patrol Chief.

DENNIS KELLY, 106 S CAMBRIDGE, stated that as Superintendent, he prepared school budgets for 12 years. He kept worksheets that detailed each line item and suggested that if he does not already do so, the Administrator should consider doing the same so that budget questions can be readily answered. (ADM MCCROSSON nodded affirmatively that worksheets are kept)

MR KELLY asked for a clarification of the point made by the Mayor earlier in the meeting regarding the financing of the pier rehabilitation. The Mayor reiterated that the city was getting \$400,000+ in grants from NJ DEP, \$600,000+ in 2% loan and City financed bonds in the amount of \$2.2M but also felt confident that we would be receiving additional funding in grants and 2% loan from the state of NJ to reduce the cost to the taxpayers.

WILLIAM GRIFFIN, 109 S RICHARDS has been associated with Ventnor for the past 7-8 years and is concerned with real estate taxes, having just received this year's bill. He is concerned because his taxes have gone up 70-80% in the past 7 years. While he understands the idea of reevaluation (having seen large revals in 2003 and 2006) he cannot understand how his bill reflects a 12% increase when the projected budget increase is 5-6%. He questioned what plans are in the future for Ventnor and can he expect to receive the same rate increases over the next seven years.

The Mayor, reiterated this year's increases as a result of last year's problems (790 tax appeals 2006). We are not expecting the same problems this year (115 tax appeals in 2007) so we should be in much better financial situation next year. The Mayor explained that money dedicated to municipal tax relief and collected by the state will be sent directly to taxpayers (scheduled to be mailed out in October) instead of being sent to municipalities as state aid toward reducing the tax rate. The Mayor explained attempts to spend money wisely and on projects felt necessary (dune project, reconstruction of library) and gave examples of trying to keep tax rate down (grant for fire truck, billing ins companies for ambulance service) but explained that 50% of budget goes toward Public Safety with expenses that are "hard to cut out". He offered to sit down and go over budget with anyone who wished to do so.

IRVING MERRITT, 442 BERKSHIRE questioned the profitability of the golf driving range and asked what the Commission planned to do when the answer was "no". The Mayor expressed he belief that the area should remain open space and as such would require maintenance. Since it serves as a recreational facility for the school children and senior citizens it should, as other recreational facilities which do not make money, be available for use.

When MS SIROTA inquired about possibly putting windmills on driving range site. CMR SCHAFER reported he was approach by someone from a wind farm company that is looking to put a facility downbeach. Talks are preliminary but City is interested in further investigating this idea. The Cmr. further explained how we are still waiting to hear about the application made over a year ago to the state for approval to place solar panels on the public works building and school roofs.

As a point of clarification on the Green Acres site (driving range) MR KELLY explained how the Bd of Ed gave that property to the City to be used as a Green Acres site. If it is no longer used as such and the monies paid back to the Federal Government, the ground would revert back to the Bd of Ed.

The Pier Master wished to correct the figure given out as to the number of fishing pier member. MR TIERSTEIN said there are 370-380

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members and again extolled the beauty of the pier, extending a personal invitation to anyone present at tonight's meeting who wished to go out on the pier and enjoy the beautiful view.

ELAINE PESKOE, 105 S PITTBURGH asked if there was a committee that chose this building. CMR VESPERTINO answered affirmatively, saying that they worked 6-8 months on design and how best to contract out the work, naming SOLICITOR ABBOTT and JOHN VANDUYNE as two members of that committee. The Cmr gave a brief history of how the design was chosen (wished to mirror the original library building) and estimated cost of just cleaning up the site (ice rink would have to be torn down \$300,000 to \$400,000; replace HVAC system at library and community in \$100,000's; replace roof and bathrooms for total of well over \$1.5M). The new library (more sq. footage) has an increased revenue from Atlantic County (From \$18,000/yr to now close to \$90,000). When asked by MS PESKOE if he really thinks a community our size needs a \$7M library, CMR VESPERTINO responded yes, that he has received many compliments, it is "one of the most gorgeous libraries on the east coast". MAYOR KREISCHER answered if it could have been built for less than \$7M, "absolutely but we felt we needed to make an attractive building...make a statement about the City of Ventnor...needed to do a cultural arts center or get out of the cultural arts business". Ventnor was only city without a historical center and without a center people wouldn't donate pieces of Ventnor history and that the public had plenty of opportunity to give their opinion.

Other discussions ensued including (GOBER) incentives for better beach badge enforcement, waving of beach fees during the Atlantic City Air Show (to be discussed at 7-26-07 Workshop), restrictions imposed if grant monies are received for City projects: (KELLY) big difference in final cost of library construction from original \$3,697,141,04 at time of grant application to actual contractor cost of \$7,331,722.00; liquor licenses for restaurants to which GLORIA WEISS, 416 N DERBY recounting the 5 generations of her family that have lived in Ventnor responded that one of the assets of Ventnor is not having bars or restaurants with bars and what a mistake it would be to even consider such an idea.

ADJOURNMENT: 7:26PM

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on August 2, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the July 19, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

SWEARING IN OF BRADY MIDDLESWORTH AS FIRE LIEUTENANT

With great pleasure, the MAYOR announced the promotion of Firefighter BRADY MIDDLESWORTH to the position of Fire Lieutenant. The Oath of Office was administered by Brady Middlesworth's father the Honorable SANDY MIDDLESWORTH, JSC with family members joining in the ceremony.

PRESENTATION OF JIF "SAFETY EMPLOYEE OF THE QUARTER" AWARDS:

ADMINISTRATOR MCCROSSON explained the basis of and purpose in having a JIF local employee safety incentive awards program and announced the Ventnor City's "SAFETY EMPLOYEE OF THE QUARTER":

- 1ST QUARTER WINNER, EMERGENCY MANAGEMENT COORDINATOR WILLIAM MELFI
- 2ND QUARTER WINNER, POLICE SGT CHARLES WOOD

BID OPENING REPORT - The City Clerk reported that she was in receipt of the report of bid opening for the VEHICLE MAINTENANCE TRUCK.

Date of Bid Opening: July 24, 2007 @ 11:00 AM - Bids Opened & Report Submitted by Deputy City Clerk Janice K. Callaghan, RMC,

- | | |
|---|-------------|
| 1. Rt. 23 Auto Mall
Ford Nissan
Butler, PA 07405
10% Bid Bond Attached | \$60,775.00 |
| 2. Motors Fleet
Ocean, NJ 07712
10% Bid Bond Attached | \$60,821.00 |
| 3. Warnock Fleet & Leasing
East Hanover, NJ 07936
10% Bid Bond Attached | \$60,999.00 |
| 4. Winner Ford
Cherry Hill, NJ
Bid Bond Attached | \$58,682.00 |

Cmr Vespertino moved, seconded by Cmr Schafer the report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING, ORDINANCE 2007-09 (VENTNOR FISHING PIER))

BOND ORDINANCE APPROPRIATING \$450,000, AND AUTHORIZING THE ISSUANCE OF \$427,500, BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY.

The City Clerk read the Public Notice on Ordinance 2007-09 after which Mayor Kreisler came off the podium to address the overflow crowd. He reminded the audience that this was the last municipal fishing pier on NJ's eastern seaboard and speaking to "rumors and misconceptions with facts", the Mayor presented posters of funding sources w/anticipated monthly costs to owners of \$200,000-\$500,00 assessments. He spoke of dangers in creating public accessibility and the liabilities if the pier is closed entirely. Looking to private funding sources, he said letters were sent to banks, casinos, etc seeking sponsorships & contributions and he contacted CRDA but held little hope for grant monies - a low interest loan at best. DEP, Dpty CMR WATSON who oversees this program is hopeful we are going to get additional money with Green Acres. The Mayor invited the public to attend a fund raising committee meeting in the Mayor's office next Tuesday @6PM to offer other funding ideas. Concluding, he restated the two choices. To fix the pier or tear it down. CMR VESPERTINO interjected that it will cost over \$1M just to tear the pier down.

Reiterating the need for decorum and adherence to common rules of respect, MAYOR KREISLER formally announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

DAN BRYZ-GORNIA, 107 S Suffolk, life long native. Pier should remain.

LOU PALUDI, former resident/Beach Patrol Chief asked that we keep the pier. It's a local icon.

ELLEN LERMAN, 107 N Martindale. First fix streets that are falling apart Take Pier monies from other area. Stop pulling from taxpayers. Find private source.

PAUL MACCAGNANO, 605 Somerset, 47 yr resident offered the history of storm damages/subsequent reconstruction of the pier. Keep for future generations.

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BOB STERLING, 421 Dorset, a Ventnor native and musician with memories of playing guitar and surfing by the pier said that if it costs \$1M cost to tear it down we should keep. He suggested moving the gate out further for better taxpayer access.

ARLENE MAZIN, 105 S Sacramento. Paid for the pier her entire life. Gate kept her from showing grandchildren the view. Make accessible & get other funding.

PHIL TIERSTEIN, 7 N Newark defended present pier operation/access - reciting tournaments & prizes that benefit the children, handicapped, Vets, etc.

NORMAN KLINGER, 1 S Oxford, speaking for himself and a few other property owners, questioned and compared the fees collected and monies spent on attorneys, engineers, interest, bonds, etc. to support the fishing pier's deficit operation for 170 citizens - to the cost of maintaining Ventnor's beaches and Boardwalk which thousands use for their enjoyment. All Ventnor taxpayers are asked to pay \$24,000 for each fisherman - just to keep a "nostalgia" icon. Speaking to the high taxes, he said as costs escalate, choices must be made and things must go. Other cities allow surf fishing, some get @\$10 per day, others have privatized. He suggested **A)** Offer the pier for sale or lease and if there are no takers, it means it's not a good deal. As to teardown costs? The pier today is a declared hazard - apply (DEP/ACE) to fund the removal. Don't wait until its an emergency - find out. **B)** Investigate all funding first. Get it in writing. Then you will know the actual costs, etc. **C)** Put question on the ballot. Up or down, you will live with it.

ROBERT BROOKS, 410 N Nassau (Margate) Pier is heritage, quality of life on a barrier island. Suggested Commission contact Federal to make VC pier a weather center. Get fishing gear/tackle companies as advertising patrons.

CMR. VESPERTINO said Patronage letters were sent today w/John Santoro's help.

JOHN SANTORO, 118 N Dorset local native & owner of a bait/tackle shop offered \$50 as the first donation towards sponsorship & keeping pier (\$50 returned)

NANCY MAZIN, 1 S Dudley questioned cost of rebuilding pier per assessment- hers is 5X the \$500,000 listed.

KEN ROSS, 123 N Swarthmore asked if we all want a pier, why not a referendum? The MAYOR said he believed you elect leaders to make decisions & gave his opinion as to when referendum should be held. ROSS spoke of existing piers with the MAYOR countering they were private. ROSS said the Boardwalk, south of Lafayette should be fixed first before the pier. VESPERTINO said it will be done but contract money ran out. ROSS asked that they look for other pier funding sources first - before proceeding.

DAN CAHILL, 210 N Cambridge said don't make it free. Make it a concession.

MICHAEL CONTE, 12 S Nashville said that referendum was the only way to go. Spoke of voter approval on dunes vs. redevelopment (not balloted) evolved by lack of code enforcement.

GEORGEANNE ROSS, 123 N Swarthmore asked who are we are doing the pier for? Of 384 members with 170 are Ventnorites so we are apparently not doing it for us.

JOHN HASLETT, 5603 Ventnor saw the pier as keeping bathers safe from boats.

MIKE TKACZ, 7 S Harvard gave history of his life before choosing Ventnor.

BARBARA ALTMAN, 309 N Fredericksburg spoke of growing up at 6410 Monmouth, fishing off Longport, fishing at Advena's dock... favored keeping pier but felt that Norman Klinger had made some good suggestions. Asked that this Bond Ord. not be approved until it is resolved and suggested tabling Ordinance 2007-09.

ALBIE BATTAGLIA, 207 N Wissahickon gave his background growing up in Ventnor. He commended the Commission for forming a committee to explore other funding.

BEA METZMAN, 109 S Harvard said we are paying so much money with nothing happening. We need a pier but not one paid for through taxation.

STEVE GAYNES, 20 N Martindale felt people should move if they didn't want to pay for the cost of the pier.

WAYNE COLEMAN, 604 N Somerset had old and recent memories such as daughter's wedding on the pier. But felt \$11,000 revenue was not acceptable. Must make money or pier will not be here the next 100 years.

RICHARD GOBER, 26 N Hillside would like to keep pier but not for \$4Million. More homework should be done on ACE/DEP monies. Having a 6.9% tax increase, the residents can't afford any more. Look for other sources first. Don't make decisions tonight. Put it to referendum or find other funding.

JOHN TSAPIS, 9 N Wissahickon listed all the Atlantic City piers that went down. Keep the Ventnor pier

TONY MORGANO, 107 N Derby only 2 places left to fish. The pier & Ski Beach.

LEE SIROTA, 14 N Wyoming said the money is the problem. Get out the facts before we decide. Needs the vote of the people. Put it to referendum.

MARJORIE CONTI, 5000 Boardwalk against a referendum. She can't vote.

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TOM HEWITT, 119 N Suffolk spoke of great Ventnor memories - things now gone ice rink (hockey) - Ventnor Heights tennis courts and now possibly the pier.

JOHN FETTER, 716 N Burghley Considering the \$4Million, requested they not on vote on this tonight. No reason pier should run at a loss. Find other ways.

MICHAEL NELSON, 201 N Derby wants the pier to stay.

DENNIS KELLY, 106 S Cambridge cautioned funding restrictions with Green Acres. Suggested raising membership \$365 (Ventnor) \$500 (non-Ventnor)

BONNIE WOLF, 127 N Derby keep pier in consideration of future youth.

SONDRA KLINGER, 1 S Oxford why should we pay for 170 members. Requested the issue be tabled until other funding can be found.

KATHY MCFADDEN, 416 N Cambridge said we should keep the pier but it must become an open pier.

JOHN VANDUYNE, 117 N Dudley, lifelong resident, VC Planning Board Member and builder spoke on the necessity of the pier project, articulating the costs and technicalities involved in the individual maintenance/repair/replacement of damaged piling. He encouraged the Commission and the public to find a way to keep the pier - make it happen!!

There being no one further wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-09 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-10

AN ORDINANCE AMENDING AND SUPPLEMENTING DEVELOPMENT REGULATIONS OF THE CITY OF VENTNOR CITY PERTAINING TO AWNINGS, SECTION 102-118.7F

The City Clerk read the Public Notice on Ordinance 2007-10 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-10 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-11

AN ORDINANCE AMENDING AND SUPPLEMENTING THE VENTNOR CITY CODE CHAPTER 197.9, STREETS & SIDEWALKS, AS IT PERTAINS TO OBSTRUCTION BY GOODS OR MERCHANDISE

The City Clerk read the Public Notice on Ordinance 2007-11 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

BARBARA ALTMAN - 309 N Fredericksburg asked about the amount of walk space eating establishments must keep open; how far apart tables/chairs will be from each other. She spoke of baby joggers and people walking through having difficulty and on busy days when the sidewalk is obstructed, some people are walking out into the street. MAYOR KREISLER said the Ordinance provides for a 3' open cartway and while some businesses may need to get smaller tables for compliance, it is "user friendly" for a 10 week busy season. Responding to the question of enforcement, the Mayor said if anyone calls the Police Dept. to make a complaint - they will respond to it.

There being no one further wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-11 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-09

BOND ORDINANCE APPROPRIATING \$450,000, AND AUTHORIZING THE ISSUANCE OF \$427,500, BONDS OR NOTES OF THE CITY FOR VARIOUS PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY.

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-09 be adopted.

Vote:

*Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

***Voting yes**, CMR SCHAFFER said he listened to the public and heard their concerns. Ways to improve accessibility to the pier will be looked into and outside funding will be explored. He praised past City Fathers for rebuilding the Boardwalk after storm damages and the Fishing Pier when a barge broke through it. The Commissioner said that **plan for the future or live in the past** has meant to him... that rather than live in the past and just remember the structures or amenities that weren't saved, his desire now is to save these amenities for future Ventnor citizens to

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enjoy in years to come and for Ventnor to continue to be a place where everybody wants to live.

***Voting yes**, CMR VESPERTINO, said in listening tonight he took a lot of things into consideration. Public access is more important to him now and definite steps will be taken to make the pier more attainable/cheaper for the public. He heard some good ideas of ways to increase the revenues and we will continue to pursue more grants, get big-time corporate sponsorships and apply that to debt reduction. On comments "there's no rush on this" he offered that one bid - 6 months later increased \$600,000. That, and being up against losing grants & two low interest loans we have right now, is enough to consider the pier in a state of emergency. But we don't have to lay down, we can still be aggressive in finding other sources of funding & we can increase our revenue. Hopeful that the meeting next week will be very beneficial, CMR VESPERTINO thanked everyone for coming out and complimented both sides of the aisle for the way they handled themselves tonight.

***Voting yes**, MAYOR KREISCHER expressed disappointment that many residents left before the final vote. He explained that the pier project has been in the works since 2003 and noted, as stated by Mr. Van Duyne, the impracticability and added costs of replacing damaged pilings one at a time. With everything now in place - funding and contractor ready to start this decision is emergent. To not do the project now, risks our losing everything. The MAYOR expressed confidence that we will be receiving additional Green Acres money in the next grant quarter and beyond and they will continue to look for additional funding sources. He explained his opposition to referenda as a public official elected to make these decisions. He spoke to their campaign platform **Restoring Ventnor's Pride/Ventnor's Pride is Back** as their promise to keep the quality of life and offer the next generation the same opportunities as we enjoyed. Using the mosaic theory, he said the City of Ventnor is made of little pieces just like a mosaic. One little individual piece means nothing - but put them all together and you have a picture that states something. It is all these things that make up Ventnor and the Fishing Pier is one of those pieces important to the overall perception and quality of life in Ventnor.

***8:29PM - CMR VESPERTINO LEFT PODIUM. MAYOR REQUESTED MEETING RESUME W/QUORUM.**

FINAL READING AND ADOPTION OF ORDINANCE 2007-10

AN ORDINANCE AMENDING AND SUPPLEMENTING DEVELOPMENT REGULATIONS OF THE CITY OF VENTNOR CITY PERTAINING TO AWNINGS, SECTION 102-118.7F

Cmr Schafer moved, seconded by Mayor Kreischer that Ordinance 2007-10 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Mayor Kreischer

Absent: Cmr Vespertino

FINAL READING AND ADOPTION OF ORDINANCE 2007-11

AN ORDINANCE AMENDING AND SUPPLEMENTING THE VENTNOR CITY CODE CHAPTER 197.9, STREETS & SIDEWALKS, AS IT PERTAINS TO OBSTRUCTION BY GOODS OR MERCHANDISE

Cmr Schafer moved, seconded by Mayor Kreischer that Ordinance 2007-10 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Mayor Kreischer

Absent: Cmr Vespertino

***8:32PM - CMR VESPERTINO RETURNED TO PODIUM & RESUMED VOTING**

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreischer asked if anyone from the public had any questions on Resolutions 84 thru 89 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one requesting to speak, Cmr Vespertino moved, seconded by Cmr Schafer that Resolutions No.84 thru 89 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

RESOLUTION NO. 84 OF 2007 - AWARD OF BID, VEHICLE MAINTENANCE DEPT TRUCK

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, July 24, 2007 at 11:00 AM bid proposals for a VEHICLE MAINTENANCE DEPARTMENT TRUCK; and

WHEREAS, the Public Works Department has reviewed same and has herewith recommended award to the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the contract for the VEHICLE MAINTENANCE DEPARTMENT

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TRUCK to CHARLES S. WINNER, dba WINNER FORD of Cherry Hill, NJ in the amount of \$58,682.00.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 84 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 85 OF 2007 - SUPPORTING "OVER THE LIMIT UNDER ARREST 2007 CRACKDOWN"

WHEREAS, impaired drivers on our nations' roads kill someone every 30 minutes, 50 people per day and almost 18,000 people each year; and

WHEREAS, 34% of motor vehicle fatalities in New Jersey are alcohol related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday are traditionally times of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety has asked law enforcement agencies throughout the state to participate in the "Over the Limit Under Arrest 2007 Impaired Driving Crackdown"; and

WHEREAS, the project will involve increased impaired driving enforcement from August 17 - September 3, 2007; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED that the City of Ventnor City declares it's support for the "Over the Limit Under Arrest 2007 Crackdown" from August 17 - September 3, 2007 and pledges to increase awareness of the dangers of drinking and driving.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 84 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 86 OF 2007 - REFUND, TAX OVERPAYMENT

RESOLUTION NO. 87 OF 2007 - SUPPORTING THE "THINK POSITIVE, A HELMET SAFETY REWARD PROGRAM"

WHEREAS, approximately 67,000 bicyclists sustain brain injuries each year; and

WHEREAS, 90% of all bicyclists killed did not wear a helmet; and

WHEREAS, approximately 75% of all fatal brain injuries among child bicyclists can be prevented with a bicycle helmet; and

WHEREAS, it is estimated that between 50-75% of bicyclists do not wear helmets; and

WHEREAS, the "Think Positive, A Helmet Safety Reward Program", adopted by the Brain Injury Association of NJ and funded by a NJ Division of Highway Traffic Safety grant is a resource for police to use in an effort to enforce the helmet law using education and positive reinforcement; and

WHEREAS, studies show that helmet reward programs are an effective way to increase helmet usage; and

WHEREAS, the program has teamed with Best Buys to supply participating agencies with \$5.00 off coupons to be distributed to those children and teenagers under the age of 17 found wearing helmets; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it herein and hereby supports the

"THINK POSITIVE, A HELMET SAFETY REWARD PROGRAM"

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 84 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 88 OF 2007 - AUTHORIZING SUSPENSION OF BEACH BADGE ENFORCEMENT DURING ATLANTIC CITY AIR SHOW

WHEREAS, the Atlantic City Air Show will take place on Wednesday, August 15, 2007; and

WHEREAS, the Ventnor City Board of Commissioners wishes to suspend the enforcement of beach badges during the air show.

August 2, 2007

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the enforcement of beach badges is hereby suspended on Wednesday, August 15, 2007.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 84 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

RESOLUTION NO. 89 OF 2007 - AMENDING 2007 MUNICIPAL BUDGET

WHEREAS, the local municipal budget for the year 2007 was approved on the 22nd day of March, 2007, and WHEREAS, the public hearing on said budget has been held as advertised, and WHEREAS, it is desired to amend said amended budget,

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Ventnor City, County of Atlantic, that the following amendments to the approved budget of 2007 be made:

	From	To
GENERAL REVENUES		
3. Miscellaneous Revenues - Section B: State Aid Without Offsetting Appropriations		
Extraordinary Aid	-\$	200,000.00\$
Total Section B: State Aid Without Offsetting Appropriations	929,634.00	1,129,634.00
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated		
with Prior Written Consent of Director of Local Government Services-Public and Private Revenues		
Recycling Tonnage Grant	-	2,285.83
Drunk Driving Enforcement Fund	-	11,926.61
Clean Communities Program - 2006	-	16,185.12
Alcohol Education and Rehabilitation Fund	-	5,252.72
Municipal Alliance on Alcoholism and Drug Abuse	13,642.25	13,289.41
Body Armor Grant	-	7,385.39
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Private Revenues	674,802.04	717,484.87
Summary of Revenues		
3. Miscellaneous Revenues:		
Total Section B: State Aid Without Offsetting Appropriations	929,634.00	1,129,634.00
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Private Revenues	674,802.04	717,484.87
Total Miscellaneous Revenues	3,627,630.12	3,870,312.95
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	4,477,630.12	4,720,312.95
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	18,096,800.97	17,885,895.45
b) Addition to Local District School Tax		
Total Amount to be Raised by Taxes for Support of Municipal Budget	19,834,390.71	19,623,485.19
7. Total General Revenues	24,312,020.83	24,343,798.14
CURRENT FUND - APPROPRIATIONS		
8. General Appropriations		
(E) Deferred Charges and Statutory Expenditures - Municipal within "CAPS"		
(1) Deferred Charges		
Emergency Authorizations	-	87,000.00
Total Deferred Charges and Statutory Expenditures - Municipal within "CAPS"	386,890.63	473,890.63
(G) Cash Deficit of Preceding Year	-	1,216,673.23
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	15,567,714.63	16,871,387.86
8. General Appropriations		
(A) Operations - Excluded from "CAPS"		
Public and Private Programs Offset by Revenues		
Recycling Tonnage Grant	-	2,285.83
Drunk Driving Enforcement Fund	-	11,926.61
Clean Communities Program - 2006	-	16,185.12
Alcohol Education and Rehabilitation Fund	-	5,252.72
Municipal Alliance on Alcoholism & Drug Abuse		
State Share	13,642.25	13,289.41
Local Share	3,410.56	3,322.35
Body Armor Grant	-	7,385.39
Total Public and Private Programs Offset by Revenues	372,540.60	415,135.22

8. General Appropriations		
Total Operations - Excluded from "CAPS"		
Detail:	1,586,793.08	1,629,387.70
Salaries & Wages	435,811.33	452,990.66
Other Expenses	1,150,981.75	1,176,397.04
(E) Deferred Charges - Municipal - Excluded from "CAPS"		
(1) DEFERRED CHARGES:		
Emergency Authorizations	150,000.00\$	63,000.00\$
Total Deferred Charges - Municipal - Excluded from "CAPS"	150,000.00	63,000.00
(G) With Prior Consent of Local Finance Board: Cash Deficit of Preceding Year	1,219,265.23	-
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	5,343,391.16	4,079,720.55
(O) Total General Appropriations - Excluded from "CAPS"	7,080,980.90	5,817,310.79
(L) Subtotal General Appropriations {Items (H-1) and (O)}	22,648,695.53	22,688,698.15
(M) Reserve for Uncollected Taxes	1,663,325.30	1,655,099.99
9. Total General Appropriations	24,312,020.83	24,343,798.14
Summary of Appropriations		
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	15,567,714.63	16,871,387.86
(a) Operations - Excluded from "CAPS"		
Public & Private Progs Offset by Revs.	372,540.60	415,135.22
Total Operations-Excluded from "CAPS"	1,586,793.08	1,629,387.70
(E) Total Deferred Charges - Excluded form "CAPS"	150,000.00	63,000.00
(G) Cash Deficit - With Prior Consent of LFB	1,219,265.23	-
(M) Reserve for Uncollected Taxes	1,663,325.30	1,655,099.99
Total General Appropriations	24,312,020.83	24,343,798.14

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 84 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

ADOPTION OF 2007 MUNICIPAL BUDGET

The 2007 Municipal Budget as introduced on March 22, 2007 and amended by Resolution No. 89 of 2007 appears on *pages 17861 through 17911 following as adopted.

***OFFICIAL MINUTES**

Cmr. Vespertino moved, seconded by Cmr. Schafer the 2007 Municipal Budget as amended be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,950,645,54 and payroll from 7-21-07 to 8-3-07 in the amount of \$531,184.97 for approval. So ordered.

ANNOUNCEMENTS AND REMARKS

JOHN FETTER 716 N Burghley - voiced his disappointment and disagreement with the way the Fishing Pier issued was handled tonight - feeling they had not really listened to the people - and asked what the difference would have been if they had put it off for a few more weeks/months. The Mayor explained the time schedule of advertising, receiving bids & 60 days max for contract award - failure to award in 60 days will void these bids and requires the rebid/readvertise/award process to start all over again - which would probably delay the project until next summer and jeopardize the state funding in place and would also mean the pier would be closed. CMR. SCHAFFER & CMR VESPERTINO explained the age, damage, life and expected maintenance problems with pier pilings as expertly stated by Mr. Van Duyne. The CITY ENGINEER responded to the question of concrete piers vs. Greenheart (50yr)pilings. Mr. FETTER concluded by offering his opinion that as times change and things like the fishing pier become burdensome to the taxpayers to maintain, other choices should be made.

ADJOURNMENT: 8:45PM

Ventnor City, NJ
August 16, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on August 16, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer and Mayor Kreisler
Absent: Commissioner Vespertino*
Present from Solicitor's Office: J. Scott Abbott, Esq.

*The Mayor conveyed Cmr Vespertino's apology for his absence saying he was busy volunteering at the C-SURE Children's Park project and with construction going on for at least a few more days, volunteers are still sought and all help appreciated.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the August 2, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Schafer and Mayor Kreisler
Absent: Commissioner Vespertino

SWEARING IN OF 6 NEW POLICE OFFICERS

MAYOR KREISLER, Administered the Oath of Office to Ventnor Police recruits MARIO FUSCIA, DAVID GAECKLE, PATRICK HILTNER, LOUIS KABO, CHRIS KRAMER & LEONARD TABAK en masse with CAPTAIN WAYNE ARNOLD witnessing. Congratulating the new recruits and wishing them well at Academy, the Mayor noted that after 20 weeks of training, graduation and a short in-house training, they'll be out on Ventnor's streets.

SWEARING IN OF NEW FIREFIGHTER

Expressing his honor in administering the Oath of Office to a young man he had the pleasure of some coaching years ago, MAYOR KREISLER swore in COREY SUTOR as Firefighter with CHIEF BERT SABO witnessing.

INTRODUCTION OF ORDINANCE 2007-12

AN ORDINANCE AMENDING & SUPPLEMENTING CHP 158 - NUISANCES OF THE CODE OF THE CITY OF VENTNOR CITY

Mayor Kreisler moved, seconded by Cmr Schafer that Ordinance 2007-12 be introduced.

Roll Call Vote:
Yeas: Commissioner Schafer and Mayor Kreisler
Absent: Commissioner Vespertino

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 90 thru 95 before their adoption under consent agenda.

LEE SIROTA, 14 N Wyoming - on **R94** asked the total cost of the pumps, drainage etc. Mayor: \$60,000 but with project bordering Wellington Ave, the County Interlocal Agreement will pay 50% (\$30,000). Answering the **R95** query, MAYOR put pier rehabilitation @\$3,227,100 not including incidental costs. The clubhouse to be done in-house. As to fees, the City Engineer is a salaried employee(50/50) Interlocal Agreement shared with Longport. Also discussed but not relevant to **R95**, was the history, construction and final costs of the Library Project.

RICHARD GOBER, 26 N Hillside - on **R93** asked the appraised amount of B198-L5. The Mayor said it was appraised between \$145,000/175,000. The minimum bid was reduced to \$125,000 to assure a sale, getting an empty lot back on the market. If the lot is worth more, bidding will go higher. On **R95** GOBER asked what it would cost if demolition only was bid. MAYOR said the factoring of equipment mobilization problems would increase the bid 40-50% more than the \$770,000 RA Walters bid.

NORMAN KLINGER, 1 S Oxford - on **R95** expressed that \$3,227,100 does not include the costs for borrowing the money. The question, "What is the total cost?" brought up at the last Commission Meeting and by more

August 16, 2007

than one person at the Aug 7th citizens meeting he attended with the Mayor - and has yet to hear the total costs as if interest payments are not costs not counted because they're spread out over 15 years for one bond. For taxpayers to receive a complete accounting of a project they should be given the entire costs including interest payments.

Speaking further on the August 2nd meeting, MR KLINGER questioned Commission's need to vote so soon after the Public Hearing on the pier bond without taking time to consider any of the taxpayer's suggestions for other funding sources. Some of which even the Commissioners said were good ideas that would be looked into. As a former public official he wondered at the Mayor allowing admitted non-residents to speak, causing residents/taxpayers to wait their turn during a long arduous hearing. He spoke of a misconception that people were for or against the pier, clarifying that for most their differences lay only in the method of funding and in the rebuilding plans. He conveyed frustration at attending a committee meeting held at the Mayor's invitation, where people offered alternative ideas for funding and rebuilding the pier - i.e. expanding the pier site to its original configuration - only to find that the planning decisions had already been made. Lastly, he implored the Commission to invite the residents to give their ideas and input at public meetings during the early planning phases of projects rather than wait for the public hearing after plans are complete. Mayor Kreisler thanked him for his comments.

MOTION FOR CONSENT AGENDA

There being no one further wishing to speak, Mayor Kreisler moved, seconded by that Cmr Schafer Resolutions No.90 thru 95 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

RESOLUTION NO. 90 OF 2007 - SETTING DATE OF ABANDONED VEHICLE AUCTION

WHEREAS, the City of Ventnor City is interested in aiding in the sale of certain vehicles which are identified in Schedule A attached hereto and made a part hereof; and

WHEREAS, said vehicles have remained unclaimed by the owner or other persons having legal right to same within the required period pursuant to NJ Statutes; and

WHEREAS, the City of Ventnor City is desirous of aiding in the sale of said vehicles at a public auction; and

WHEREAS, pursuant to NJ Statutes said vehicles may be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City Clerk of the City of Ventnor City is hereby authorized to coordinate a public auction at a public place of those motor vehicles identified in Schedule A.

BE IT FURTHER RESOLVED that said public auction shall be held on Thursday, September 6, 2007 at 10AM, prevailing time, at the Ventnor City Public Works Complex, Cornwall and Winchester Aves., Ventnor City, NJ.

BE IT FURTHER RESOLVED that Notice of said public auction has been given in writing by certified mail, return receipt requested, to the appropriate parties in accordance with NJ Statutes.

BE IT FURTHER RESOLVED THAT Notice of said public auction has also been given by certified mail, return receipt requested, to the holder of any security interest filed with the Director of the Division of Motor Vehicles of the State of NJ at least ten (10) days prior to the date of the public auction.

BE IT FURTHER RESOLVED that the Notice of said public auction shall be published one (1) time at least ten (10) days prior to the date of the sale in one (1) or more newspapers published in the State of NJ and circulating in the municipality in which the motor vehicles are held.

BE IT FURTHER RESOLVED that all vehicles listed in Schedule A shall be sold a one (1) lot to the highest bidder.

BE IT FURTHER RESOLVED that the sale of all motor vehicles is final, absolute and the purchaser of the vehicles is required to pay for the

vehicles in full in cash or by certified check at the auction.

BE IT FURTHER RESOLVED that the successful bidder shall remove all vehicles from the site no later than fourteen (14) days from the date of the sale.

SCHEDULE "A"

#	Control #	Year	Make	Model	Vehicle Identification #	Title
1	07-1032	1999	Mercury	Grd Marq	2MEFM75W1XX701970	Salvage
2	07-1037	1996	Chevy	CRS	1G1LD55M0TY283122	Salvage
3	07-1054	1994	Toyota	Camry	JT2SK12E5R0200900	Clear
4	07-1055	1995	Ford	Econoline	1FDEE14N0SHA38945	Clear
5	07-1056	1999	Chrysler	Con	2C3HD46R2XH672379	Clear
6	07-1057	1999	Ford	Pickup	1FTZF1721XNB42938	Clear
7	07-1061	1990	Mazda	626	1YVGD22B4L5227979	Clear
8	07-1062	1993	Nissan	Quest	4N2DN11W1PD816601	Clear
9	07-1063	1992	Chevy	Cor	1G1LT53T0NY168715	Clear
10	07-1065	1993	Mazda	626	1YVGE22A5P5134852	Clear

Mayor Kreisler moved, seconded by Cmr Schafer that Resolution No. 90 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

RESOLUTION NO. 91 OF 2007 - COMMUNITY BUILDING DEPOSIT REFUND

RESOLUTION NO. 92 OF 2007 - RENEWAL LIQUOR #0122-44-013-004, TJ&J, INC

WHEREAS, there exists in the City of Ventnor City a certain In Pocket Plenary Retail Distribution License, being License #0122-44-013-004 issued to TJ&J, Inc.; and

WHEREAS, said liquor license has been In Pocket for over two years thus requiring a Special Ruling from the Division of Alcoholic Beverage under NJSA 33:1-12.39 before renewal by the Governing Body for the period of July 1, 2007 to June 30, 2008; and

WHEREAS, said licensee has received the necessary approval from the Division of Alcoholic Beverage Control under NJSA 33:1-12.39 to permit the renewal of said liquor license for the 2007-2008 licensing year; and

WHEREAS, said licensee paid the annual renewal fee of \$360.00 and the required fee to the Division of Alcoholic Beverage Control of \$200.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that Plenary Retail Distribution License #0122-44-013-004 issued to TJ&J Inc. is hereby renewed for the 2007-2008 license year.

Mayor Kreisler moved, seconded by Cmr Schafer that Resolution No. 92 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

RESOLUTION NO. 93 OF 2007 - AUTHORIZING SALE OF 6 N HILLSIDE

WHEREAS, the City of Ventnor is the owner of certain real property currently identified as Block 98, Lot 5, as shown on the Tax Map of the City of Ventnor and located at 6 North Hillside Avenue, hereinafter "subject property"; and

WHEREAS, it has been determined that it is not necessary that the subject property remain under the ownership of the City of Ventnor as it is no longer needed for public use and should be disposed of in accordance with the statute in such case made and provided and in accordance with the terms and conditions contained herein;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City, in accordance with NJSA 40A:12-12(a) of the New Jersey Statutes, that the aforementioned subject property shall be offered by open public sale at auction to the highest bidder.

August 16, 2007

BE IT FURTHER RESOLVED that the opening bid shall start at the sum of \$125,000.00. The City of Ventnor reserves the right to accept the highest bid or reject all bids upon completion of the bidding.

BE IT FURTHER RESOLVED the City Clerk is hereinafter authorized to advertise the sale of this property by inserting this Resolution in The Press once per week for two consecutive weeks, the last publication being not earlier than seven (7) days prior to the date of sale. The sale shall be held at 6:00PM on Thursday, September 20, 2007 in City Hall Commission Chambers, 6201 Atlantic Ave, Ventnor NJ.

BE IT FURTHER RESOLVED that any successful bidder shall be required to tender a deposit in the amount equal to ten percent(10%)of the bid. Deposit shall be paid at time of the auction. Said deposit shall be a cashier's check, a certified check or other acceptable form of payment. Said deposit shall be returned, without interest, to said bidder if the Board of Commissioners does not confirm the sale at a Public Meeting. If a successful bidder fails to settle on the subject property as required, the City may retain the deposit monies as liquidated damages. The successful bidder shall execute an agreement of sale substantially in the form read or made available on auction date.

BE IT FURTHER RESOLVED that settlement on the subject property shall take place thirty (30) days from the date of confirmation of sale at which time the successful bidder shall pay the balance of the purchase price and shall receive a bargain and sale deed with covenants against grantor's acts duly executed by the Mayor of the City of Ventnor and in a recordable form. There are no financing contingencies to this sale.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids as submitted without cause or to adjourn same pursuant to State statute in such case made and provided.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions inconsistent herewith are hereby repealed and this resolution shall take effect immediately.

Mayor Kreisler moved, seconded by Cmr Schafer that Resolution No. 93 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

RESOLUTION NO. 94 OF 2007 - APPROVAL OF PLANS/SPECS, INSTALLATION OF REPLACEMENT PUMPS FREMONT/FULTON AVE STORM DRAINAGE PUMPING STATIONS

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 REHABILITATION OF STORMWATER PUMPS at Fulton Avenue and Fremont Avenue in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer; reviewed and approved by the Atlantic County Improvement Authority; and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the August 20, 2007 edition of the Atlantic City Press, with bids to be received on September 06, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Mayor Kreisler moved, seconded by Cmr Schafer that Resolution No. 94 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

RESOLUTION NO. 95 OF 2007 - AWARD OF CONTRACT, 2007 REHABILITATION OF FISHING PIER

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, July 10, 2007 at 10:00 A.M. three (3) separate bid proposals for the rebid of the 2007 REHABILITATION TO MUNICIPAL FISHING PIER at Boardwalk and Cambridge Avenue in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award to the apparent lowest responsible bidder, R.A. Walters and Son, Incorporated of Cape May Court House, New Jersey

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the rebid of 2007 REHABILITATION TO MUNICIPAL FISHING PIER at Boardwalk and Cambridge Avenue to the apparent lowest responsible bidder, R. A. Walters and Son, Incorporated of Cape May Court House, N.J., for their Total Amount Bid of \$3,227,100.00; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Mayor Kreisler moved, seconded by Cmr Schafer that Resolution No. 95 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

Absent: Commissioner Vespertino

PROCLAMATIONS: (1) BEACH PATROL CHAMPIONS (2) RACES HONORING CHIEFS PALUDI & BERGMAN

Proclamation

Ventnor City Beach Patrol Champions

WHEREAS, on Wednesday, August 8, 2007 the female members of the Ventnor City Beach Patrol participated in the Cape Atlantic Women's Lifeguard Invitational; and

WHEREAS, during such races, AMANDA HOLLAND placed second in the Singles Row; MEGAN HOLLAND and MEGAN HOWARTH placed first in the Doubles row and MEGAN HOLLAND, MEGAN HOWARTH, EMILY BATEMAN and LISA JONES won the Surf Dash; and

WHEREAS, as a result of the exceptional performances of these female athletes, Ventnor City was named the 2007 Cape Atlantic Women's Lifeguard Invitational Champions; and

WHEREAS, on Friday, August 10, 2007 the male members of the Ventnor City Beach Patrol participated in the South Jersey Lifeguard Championships; and

WHEREAS, during such races MICHAEL TRIPICIAN places third in the Swim; MICHAEL TRIPICIAN and DAVID FUNK placed second in the Doubles Row and DAVID FUNK placed first in the Singles Row; and

WHEREAS, as a result of the exceptional performances of these male athletes, Ventnor City was named the 2007 South Jersey Lifeguard Champions for the seventh time in 11 years; and

WHEREAS, the Board of Commissioners of the City of Ventnor City wishes to publicly laud and congratulate the Ventnor City Beach Patrol for their excellent performances.

NOW, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, that this Proclamation be presented on behalf of the citizens of Ventnor City as a tribute to the Ventnor City Beach Patrol in recognition of their outstanding accomplishments.

*Ventnor City Board Of Commissioners
Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino*

ATTEST: Sandra M. Biagi, City Clerk DATE: August 16, 2007

Proclamation

Ventnor City Beach Patrol Goudy Races

WHEREAS, for 42 years LOU PALUDI was a member of the Ventnor City Beach Patrol, serving as Chief for 20 years; and

WHEREAS, as a member of the Ventnor City Beach Patrol LOU PALUDI was the Doubles Champion in 1952 and a member of the 1948 National Championship Team; and

WHEREAS, in recognition of LOU PALUDI's years of outstanding service to the citizens of Ventnor City as a member and Chief of the Ventnor City Beach Patrol, the Board of Commissioners wishes to name the third event of the Annual Goudy Lifeguard Races, hosted by the City of Ventnor, the "LOU PALUDI COMBINATION ROW AND SWIM RESCUE"; and

WHEREAS, for 50 years STAN BERGMAN has been a member of the Ventnor City Beach Patrol, serving as Chief since 1987; and

WHEREAS, as a member of the Ventnor City Beach Patrol STAN BERGMAN is a 7 time Champion of the Singles Row and a 3 time Doubles Row Champion; and

WHEREAS, in recognition of STAN BERGMAN's years of outstanding service to the citizens of Ventnor City as a member and Chief of the Ventnor City Beach Patrol, the Board of Commissioners wishes to name the fourth event of the Annual Goudy Lifeguard Races, hosted by the City of Ventnor, the "STAN BERGMAN SINGLES RESCUE".

NOW, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, that in recognition of their years of dedication to the City of Ventnor City, henceforth the third event of the Goudy Lifeguard Races shall be known as the "LOU PALUDI COMBINATION ROW AND SWIM RESCUE" and the fourth event of the Goudy Lifeguard Races shall be known as the "STAN BERGMAN SINGLES RESCUE".

*Ventnor City Board Of Commissioners
Mayor Tim Kreisler
Commissioner Joseph W. Schafer
Commissioner Sandy Vespertino*

ATTEST: Sandra M. Biagi, City Clerk DATE: August 16, 2007

August 16, 2007

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,514,919.85 and payroll from 8-4-07 to 8-17-07 in the amount of \$505,592.41 for approval. So ordered.

ANNOUNCEMENTS & REMARKS:

BARBARA POLISH, 6 S Suffolk asked the status of the N/E area. MAYOR KREISCHER said they have been in discussions with the Planning Board and that most likely they will keep the redevelopment plan, taking out the component of Eminent Domain except for the apartments across the street from Lou's, Lou's site itself (vacant land) and the movie theatre(closed/part of such a big parcel). He said he has been in meetings with potential buyers and has one scheduled for this Monday. That as these key parcels are addressed, the fear Eminent Domain removed - with the renewed investment interests in that area, the market will improve.

MS POLISH asked if the City was actively pursuing the Use and Occupancy laws - noting how shabby the area's become. The MAYOR explained the Supreme Court ruling defining single family as any number of persons living together as a family unit, sharing the same kitchen and other common areas. They do not have to be related. The court gave religious homes as an example of unrelated people living together as one family. We can regulate it only through the International Code/formerly BOCA which says you need 70sf=1, 100sf=2, 50Sf=**each** additional person. Being aggressive, any change of tenants requires a new C.O., in the past month the City reinstated its housing task force - members of Police, Fire, Fire Prevention, legal and administration who have aggressively gone through two sections of the city looking for violations.

MS POLISH also spoke of the condition of the Suffolk beach. Likening it to a storage yard with planks left over 3 years, a giant outhouse not monitored or maintained - sitting in the middle of the sand... The MAYOR said the outhouse was put there to accommodate parents with children who complained the tennis courts were too far or always in use and is cleaned 3-4x per week. MS POLISH said it was emptied not cleaned and suggested the employees who take their break each morning on the Boardwalk might clean it each day. The Mayor asked the Administrator to speak to PW Supt Dave Smith and also check about the planks being removed.

ADJOURNMENT: 7:00PM

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on September 6, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the August 16, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-12

AN ORDINANCE AMENDING & SUPPLEMENTING CHP 158 - NUISANCES
OF THE CODE OF THE CITY OF VENTNOR CITY

The City Clerk read the Public Notice on Ordinance 2007-12 after which Mayor Kreisler announced the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, Cmr Schafer moved, seconded by Cmr Vespertino the Public Hearing on Ordinance 2007-12 be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RECEIPT OF 2006 AUDIT REPORT

The City Clerk reported that she was in receipt of the 2006 Audit Report.

Cmr Vespertino moved, seconded by Cmr Schafer that the 2006 Audit Report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

REPORT OF BID OPENING - INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS

The City Clerk reported that she was in receipt of the following report of bid opening for the INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS.

Date of Bid Opening: September 6, 2007 @ 10:00 AM
Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

- | | |
|---|--------------|
| 1. Roger W. Wuestefeld, Inc
Marlton, NJ 08053
10% Bid Bond Attached | \$ 82,200.00 |
| 2. Municipal Maintenance Co., Inc.
Cinnaminson, NJ 08077
10% Bid Bond Attached | \$131,200.00 |
| 3. WECO Construction Co.
Northfield, NJ 08225
10% Bid Bond Attached | \$148,670.00 |
| 4. SubLevel Installations, Inc.
Mt. Laurel, NJ 08054
10% Bid Bond Attached | \$114,350.00 |
| 5. Mathis Construction Co., Inc.
Little Egg Harbor, NJ 08087
10% Bid Bond Attached | \$100,156.00 |
| 6. Lafayette Utility Construction Co.
Egg Harbor Twp., NJ 08234
10% Bid Bond Attached | \$103,860.00 |

September 6, 2007

7. B & H Construction, Inc. \$ 89,650.00
Folsom, NJ 08037
10% Bid Bond Attached

Report Submitted By: Sandra M. Biagi, RMC/CMC, City Clerk

Comr Vespertino moved, seconded by Comr Schafer that the Report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-12

AN ORDINANCE AMENDING & SUPPLEMENTING CHP 158 - NUISANCES
OF THE CODE OF THE CITY OF VENTNOR CITY

Comr Vespertino moved, seconded by Comr Schafer that Ordinance 2007-12 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 96 thru 104 before their adoption under consent agenda.

DENNIS KELLY, 106 S Cambridge asked if the plans/specifications being approved were available - explaining that when he stopped by the City Clerk's Office earlier today they hadn't received them but was told they would be at the meeting tonight. The CITY ENGINEER said that he had brought them with him but inadvertently left them in his car - and left to retrieve them. MR KELLY questioned whether resolutions approving plans and specifications are usually adopted without them on hand. CITY CLERK BIAGI assured him that it is the normal practice of the Commission to have plans & specifications attached at the meeting of adoption. *Clerk's Note: The Engineer returned and presented the plans & specs to R-100 & R-101 to the podium.

NORMAN KLINGER, 1 S Oxford on R-103 questioned a lack of specificity in the Grant Writer RFPs and asked if professional grant writers have reviewed them. He suggested as a start, we consider a nonprofit, independent body with certifications such as the National Association of American Grant Professionals who could prepare criteria to match our needs and offer wider advertising without charge. As a member of the Mayor's appointed committee, MR KLINGER said he would have been happy to do some of the legwork to help assure our getting a grant writer who is truly an independent professional without conflict. The City should adopt high standards of requirements i.e., the successful bidder would agree 1)not share or accept referral fees with anyone outside their own company and 2)bidder would not be permitted to make political contributions to anyone running for office in the City. One who would serve the City's needs best - without any semblance of impropriety. The CITY ADMINISTRATOR offered the reasoning and the basis for his using the League of Municipalities. The MAYOR added that Klinger's suggestion had merit and NAAGP should be contacted.

TOM JENNINGS 11 S Derby offered that with the magnitude of the pier - specifications should have penalty clauses for both completion time and cost estimate overruns. The MAYOR noted some of the unanticipated increases that are acceptable but agreed the bid specs should be as tight as possible. MR.JENNINGS said from a technical standpoint it was important that it be done right - done properly - but not overdone. A discussion of Library costs ensued with CMR VESPERTINO giving examples of non contemplated out of the scope change orders that cropped up and were addressed. MR JENNINGS stressed that unlike one, a group of people would look at the pier from different slants & angles and that money paid out early to make a tight spec is well worth it. The audit report of pier attendance/membership/daily receipts was discussed. It was also declared that the pier will be rebuilt exactly as it is.

MOTION FOR CONSENT AGENDA

There being no one further wishing to speak, Comr. Vespertino moved, seconded by Comr Schafer that Resolutions No.96 thru 104 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.96 OF 2007 - RESOLUTION OF COMPLIANCE, 2006 AUDIT REPORT

WHEREAS, N.J.S.A.40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2006 has been filed by a Registered Municipal Accountant with the Ventnor City Municipal Clerk as per the requirements of N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall be resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Findings and Questioned Costs" or "Findings and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Findings and Questioned Costs" or "Findings and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S.52:27BB—52 — to wit:

R.S.52:27BB—52 — "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the City of Ventnor City, hereby states that it has complied with N.J.A.C.5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 96 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 97 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO. 98 OF 2007 - CO #1, BOARDWALK HANDICAPPED RAMPS

WHEREAS, the Commissioners of the City of Ventnor City entered into a Contract on April 02, 2007 with R.A. Walters and Son, Incorporated of Cape May Court House, N.J. for the 2007 Construction of Handicap Boardwalk Access Ramps for the total amount bid of \$124,755.00; and

WHEREAS, in order to meet field as built quantities and accommodate unforeseen circumstances, it will be necessary to adjust the Contract Item quantities and incorporate supplemental items as indicated on Change Order No. 1-Final prepared by the Municipal Engineer and attached hereto.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that Change Order No. 1-Final for the 2007 Construction of Handicap Boardwalk Access Ramps, which Change Order will increase the Original Contract Amount of \$124,755.00 to a Total Adjusted Contract Amount of \$128,470.00, or \$3,715.00; for a percentage increase of 2.98%; and

BE IT FURTHER RESOLVED that the Mayor be and he is directed to execute, and the Municipal Clerk to attest, to Change Order No. 1-Final for the 2007 Construction of Handicap Boardwalk Access Ramps; and

September 6, 2007

BE IT FURTHER RESOLVED that a Certificate of Available Funds executed by the Municipal Finance Officer shall be attached to this Resolution.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 98 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

RESOLUTION NO. 99 OF 2007 - CO #1, LAFAYETTE AVE STATE AID

WHEREAS, the Commissioners of the City of Ventnor City entered into a Contract on December 13, 2006 with Arawak Paving Company, Incorporated of Hammonton, N.J. for the 2006 Improvements to Lafayette Avenue for the total amount bid of \$158,740.00; and

WHEREAS, in order to meet field as built quantities and accommodate unforeseen circumstances, it will be necessary to adjust the Contract Item quantities and incorporate supplemental items as indicated on Change Order No. 1-Final prepared by the Municipal Engineer and attached hereto.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that Change Order No. 1-Final for the 2006 Improvements to Lafayette Avenue, which Change Order will decrease the Original Contract Amount of \$158,740.00 to a Total Adjusted Contract Amount of \$150,281.70; or \$8,458.30; for a percentage decrease of 5.32%; and

BE IT FURTHER RESOLVED that the Mayor be and he is directed to execute, and the Municipal Clerk to attest, to Change Order No. 1-Final for the 2006 Improvements to Lafayette Avenue; and

BE IT FURTHER RESOLVED that the remaining unexpended monies under the original Purchase Order be canceled upon payment of the Final Estimate.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 99 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 100 OF 2007 - APPROVAL OF PLANS & SPEC, 2007 CAPITAL ROADWAY PROGRAM

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 CAPITAL ROADWAY PROGRAM - Monmouth, Swarthmore, Oakland, and Washington Avenues in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer; reviewed and approved by the NJDOT Local Aid District, and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the September 10, 2007 edition of the Atlantic City Press, with bids to be received on September 20, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 100 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 101 OF 2007 - APPROVAL OF PLANS & SPEC FOR REMEDIATION OF 6503-6513 VENTNOR AVE

WHEREAS, the City of Ventnor City is desirous of receiving bids for the 2007 REMEDIATION OF 6503-6513 VENTNOR AVENUE -Block 122; Lots 2-7

September 6, 2007

in the City of Ventnor City; and

WHEREAS, Project Plans and Specifications have been prepared by the Municipal Engineer and are on file with the Municipal Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Plans and Specifications; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to advertise for bids in the September 10, 2007 edition of the Atlantic City Press, with bids to be received on September 20, 2007 at 10:00 A.M., prevailing time, in the Municipal Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 101 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 102 OF 2007 - AUTHORIZATION TO SUBMIT APPLICATION FOR MUNICIPAL AID FY 2008

WHEREAS, the New Jersey Transportation Fund Authority Act has provided municipal aid funds for the improvement of municipal roads, sidewalks, and bikeways; and

WHEREAS, the City of Ventnor City is desirous of making application for such funds and has completed the Application Forms attached hereto and made part thereof.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Commission, that said application is hereby made to the Commissioner of Transportation for aid under the FY 2008 Municipal Aid Program portion of the New Jersey Transportation Fund Authority Act for the various roadway improvements under projects known as MONMOUTH AVENUE PHASE II between Melbourne Avenue and Newark Avenues and WINCHESTER AVENUE DRAINAGE IMPROVEMENTS between Newark Avenue and Richards Avenue; and

BE IT FURTHER RESOLVED that the Mayor and the Municipal Clerk are hereby authorized to execute and attest these Applications and Agreements.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 102 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 103 OF 2007 - APPROVAL OF RFP'S FOR GRANT WRITER

WHEREAS, the City of Ventnor City is desirous of engaging the services of a professional Grant Writer to facilitate the funding by means other than property taxes of projects undertaken or to be undertaken by the City; and

WHEREAS, the City of Ventnor City has determined that it is in the best interest of the City to award said professional contract in a fair and open manner; and

WHEREAS, the Board of Commissioners of the City of Ventnor City has determined that to best accomplish the fair and open award of said professional contract the solicitation of proposals for qualifications is warranted.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it extends a request, solicitation and invitation for the submission of proposals for qualifications for the position of Grant Writer; and

BE IT FURTHER RESOLVED that said proposals shall be submitted and follow the manner and form attached hereto.

REQUEST, SOLICITATION AND INVITATION OF PROPOSALS FOR QUALIFICATIONS

September 6, 2007

FOR THE POSITION OF CITY OF VENTNOR GRANT WRITER (on file in City Clerk's Office)

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 103 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 104 OF 2007 - REAPPOINTMENT OF WILLIAM MELFI AS MUNICIPAL EMERGENCY MANAGEMENT DIRECTOR

WHEREAS, the New Jersey Statutes provide for the appointment of a Municipal Emergency Management Coordinator; and

WHEREAS, on April 1, 1977, William J. Melfi was appointed to the position of Municipal Emergency Management Coordinator and has served continuously for 30 years in such position; and

WHEREAS, said appointment is for a three (3) year term and will expired on April 1, 2009; and

WHEREAS, the Ventnor City Board of Commissioners is desirous of reappointing William J. Melfi to the position of Municipal Emergency Management Coordinator.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that William J. Melfi is herein and hereby reappointed to the position of Municipal Emergency Management Coordinator for a 3 year term.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 104 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,836,297.43 and payroll from 8-18-07 to 8-31-07 in the amount of \$496,838.61 for approval. So ordered.

REMARKS - C-SURE PARK

Echoing earlier compliments made by DENNIS KELLY and noting that formal recognition will be given in the future, the MAYOR lauded MARSHA GALESPIE and the many volunteers who helped build C-SURE PARK for their successful September 1st opening and applauded the tremendous community involvement of many residents and unions who donated their time, money & materials to make this happen. The MAYOR added his appreciation of CMR VESPERTINO for being there 8 straight days volunteering his personal time while paying others to work at his private contracting business. CMR VESPERTINO added his admiration of MARSHA GALESPIE and thanked the MAYOR & CMR SCHAFFER for their help. He spoke of the tremendous satisfaction he got from being a part of such a undertaking. He described the wonderful feelings of witnessing the efforts of skilled and unskilled volunteers working together - with "egos being checked at the door" and the phenomenal opening day when everything came together. He humbly offered his thanks to have been a part of this handicapped accessible playground - something that the future children of Ventnor will enjoy for many years to come. He added final thanks to Ventnor Public Works, Police & Fire Departments and all those who helped make this such a success - saying there would also be a night of recognition forthcoming.

ADJOURNMENT: 6:37PM

Ventnor City, NJ
September 20, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on September 20, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the September 6, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PUBLIC AUCTION - SALE OF BLOCK 98, LOT 5 (6 N HILLSIDE AVENUE)

In prelude to declaring the sale open, the City Clerk called upon Solicitor Abbott to offer the requirements of the sale as stated in Resolution No.93 of 2007, i.e. form of 10% minimum bid & requirement that purchaser execute Agreement of Sale tonight.

There being no public questions on the conditions of sale, Solicitor Abbott turned the public sale back to the City Clerk.

CITY CLERK BIAGI declared the sale of BLOCK 98, LOT 5 (6 N HILLSIDE) open and announced that bidding would start upon the minimum bid of \$125,000 being offered.

After three offerings the lot for sale at the minimum bid of \$125,000, and there being no bid offered, the CITY CLERK declared a "NO SALE".

Mayor Kreisler moved, seconded by Cmr Vespertino the Public Sale of BLOCK 98, LOT 5 6 N. Hillside Ave be closed without sale.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

REPORT OF BID OPENING - 2007 CAPITAL ROADWAY PROJECT

The City Clerk reported that she was in receipt of the following report of bid opening for the 2007 CAPITAL ROADWAY PROJECT.

Date of Bid Opening: September 20, 2007 @10:00 AM
Bids Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

1. L. Feriozzi Concrete Co. \$319,812.75
Ventnor, NJ 0406
10% Bid Bond Attached

Cmr Vespertino moved, seconded by Cmr Schafer that the Report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

REPORT OF BID OPENING - REMEDIATION OF 6500 BLK VENTNOR AV

The City Clerk reported that she was in receipt of the following report of bid opening for the REMEDIATION OF 6500 BLK VENTNOR AV

Date of Bid Opening: September 20, 2007 @10:00 AM
Bids Opened By: Sandra M, . Biagi, RMC/CMC, City Clerk

1. Northstar Maine, Inc. \$ 64,767.00
Clermont, NJ 08210
\$6.476/70 Cert. Check Attached

2. Oxford Engineering \$ 98,100.00
Camden, NJ 08102
10% Bid Bond Attached

3. Aurora Environmental, Inc. \$118,700.00
Union Beach, NJ 07735
10% Bid Bond Attached

September 20, 2007

4. CALMAR Assoc. \$194,825.95
Dorothy, NJ 08361
10% Bid Bond Attached

Comr Vespertino moved, seconded by Comr Schafer that the Report be received and filed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 105 thru 112 before their adoption under consent agenda.

DENNIS KELLY, 106 S CAMBRIDGE asked the history of R-112 whether the site needing remediation was the property next to Jo-Jo's involved in the 6500 block fire. SOLICITOR Abbott recited the fire & subsequent need for demolition of that property; the findings of contamination leading to the Brownfield Site Reimbursement Fund (BF Contaminated Site Remediation Act) being included with the lot sale specifications; the City's unsuccessful attempts to sell the land with contamination existing and the "No Further Action Letter" the City will receive when the remediation has been completed.

CHARLIE CIANCI, 228 N Somerset *asked if 6 N Hillside offered for sale earlier this evening was a buildable lot. The MAYOR & SOLICITOR responded that it is a 33' x 75' buildable lot' which does not need a variance and that the property previously had a duplex but is now zoned single-family. *Note: Unrelated to Consent Agenda but answered.

MOTION FOR CONSENT AGENDA

There being no one further wishing to speak, Comr. Schafer moved, seconded by Comr Vespertino that Resolutions No.105 thru 110 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.105 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO. 106 OF 2007 - COMMUNITY BUILDING DEPOSIT REFUND

RESOLUTION NO. 107 OF 2007 - REJECTION OF BIDS & APPROVAL OF PLANS & SPECS FOR REBID, INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS

WHEREAS, the City of Ventnor City had properly authorized the advertisement for the 2007 REHABILITATION OF STORMWATER PUMPS, Fremont Avenue and Fulton Avenue Stations ; and

WHEREAS, the Municipal Clerk received on September 6, 2007 at 10 AM in her Office seven (7) bids ranging from \$82,200 to \$148,670; and

WHEREAS, the Municipal Engineer has reviewed said bids and deemed that all bids exceed the estimated probable cost for the work and has recommended that certain items of works be removed from the Contract and the project rebid.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter formally rejects all bids received on September 6, 2007 by the Municipal Clerk for the 2007 REHABILITATION OF STORMWATER PUMPS, Fremont Avenue and Fulton Avenue Stations; and

BE IT FURTHER RESOLVED that it hereinafter authorizes the Municipal Clerk to readvertise for bids in the September 24, 2007 issue of the Atlantic City Press, with bids to be received on October 4, 2007 at 10:00 AM, prevailing time, in the Municipal Clerk's Office of Ventnor Municipal Hall; and

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids and to award said contract based on the availability of funds.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No. 107 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Schafer and Mayor Kreisler

RESOLUTION NO. 108 OF 2007 - AUTHORIZING ADMINISTRATOR TO EXPLORE FEASIBILITY OF SHARED SERVICES WITH ATLANTIC COUNTY

WHEREAS, the State of New Jersey through the Office of the Governor encourages municipalities and other governmental entities to share services with the goal of reducing costs, improving services while achieving economies of scale; and

WHEREAS, the County of Atlantic has created an Interlocal Committee to explore the feasibility and desirability of shared services among the County and the twenty-three municipalities situate therein and has identified five main topics for further review, which are animal control, fleet maintenance and equipment purchases, municipal trash collection, countywide property revaluation and emergency medical services; and

WHEREAS, the City Administrator of the City of Ventnor City serves as a member of that Interlocal Committee as a representative for the City and has recommended to the Board of Commissioners of the City of Ventnor City that it is in the best interests of the City of Ventnor and its residents to encourage the County to pursue funding for a feasibility study to explore shared services for animal control, fleet maintenance and emergency medical services; and

WHEREAS, it is the desire of the Board of Commissioners of the City of Ventnor City to encourage the County of Atlantic to apply for said funding.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City as follows:

- (1) The preamble hereof is incorporated herein as though fully set forth at length.
- (2) The Ventnor City Board of Commissioners hereby encourages the County of Atlantic to apply for funding to proceed with a feasibility study to explore shared services for animal control, fleet maintenance and emergency medical services.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.108 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 109 OF 2007 - AUTHORIZING CERTAIN PURCHASES UNDER STATE CONTRACT WITHOUT COMPETITIVE BIDDING

WHEREAS, the City of Ventnor City, pursuant to NJSA 40A:11-12a and NJAC 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the City of Ventnor City has the need on a timely basis to purchase goods or services utilizing State contracts and the purchase of such goods or services under State Contract provides a significant economic savings to the municipality; and

WHEREAS, the City of Ventnor City intends to enter into a contract with Frank Mazza & Son and Municipal Emergency Services MES-Pennsylvania to purchase certain goods or services from these New Jersey State Contract Vendors under NJ State contract No. T-0147 and A64813 respectively which shall be subject to all of the conditions applicable to the current State contract.

THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City as follows:

- (1) The preamble hereof is incorporated herein as though fully set forth at length.
- (2) The Ventnor City Board of Commissioners pursuant to NJAC 5:30-5.5(b), the certification of available funds, shall

either certify the full maximum amount against the budget at the time that the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City that the duration of the contract between the City of Ventnor City and Frank Mazza & Son and Municipal Emergency Services MES-Pennsylvania will be immediate and terminate upon the delivery of the goods or services.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 109 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 110 OF 2007 - AUTHORIZING TEMPORARY NO PARKING ON JACKSON AVE (ATLANTIC TO VENTNOR) DURING WATER LINE REPAIR BY ATLANTIC CITY IMPROVEMENT AUTHORITY

WHEREAS, the Atlantic City Municipal Utility Authority has awarded a Contract to P&D Construction Co, Inc. for the replacement of water lines in Jackson Ave between Atlantic Ave and Ventnor Ave which will require that no parking be enforced to effectuate the speedy completion of the project and ensure the safety of the traveling public; and

WHEREAS, due to this construction a temporary condition exists necessitating special traffic regulations on the Municipal Street as listed below; and

WHEREAS, in accordance with NJSA 39:197.3, a Municipality has the right to permit special traffic regulations when circumstances of this type dictate its necessity.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that it hereinafter authorizes the following temporary, special traffic regulations to be implemented in the City of Ventnor City, Atlantic County, New Jersey:

"No Parking" on west side of:

Roadway	From	To
Jackson Avenue	Atlantic Avenue	Winchester Avenue

AND BE IT FURTHER RESOLVED that prohibition of parking shall expire upon completion of the aforesaid project or thirty (30) days from this date of adoption, whichever is the sooner.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 110 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 111 OF 2007 - AWARD OF BID FOR 2007 CAPITAL ROADWAY PROJECT

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Thursday, September 20, 2007 at 10:00 AM one (1) bid proposal for the 2007 CAPITAL ROADWAY PROGRAM - Monmouth, Oakland, Swarthmore and Washington Avenues in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award in the amount of \$319,812.75 to the apparent lowest responsible bidder, L. Feriozzi Concrete Company of Ventnor, N.J.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 CAPITAL ROADWAY PROGRAM - Monmouth, Oakland, Swarthmore, and Washington Avenues to the apparent lowest responsible bidder, L. Feriozzi Concrete Company of Ventnor, NJ, for their Total Amount Bid of \$319,812.75; and

BE IT FURTHER RESOLVED that award of said Contract shall be subject to the concurrence of the NJDOT Local Aid District IV Office under the conditions of the State Aid Contract relative to Monmouth Ave; and

September 20, 2007

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.111 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 112 OF 2007 - AWARD OF BID FOR 2007 REMEDIATION OF 6503-6513 VENTNOR AVENUE Block 122, Lots 2 through 7

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Thursday, September 20, 2007 at 10:00 AM four (4) bid proposals for the 2007 REMEDIATION OF 6503-6513 VENTNOR AVENUE - Blocks 122; Lots 2 through 7 in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award for the corrected Total Amount Bid of \$64,766.80 to the apparent lowest responsible bidder, Northstar Marine, Inc. of Clermont, NJ

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 REMEDIATION OF 6503-6513 VENTNOR AVENUE - Block 122; Lots 2 through 7 to the apparent lowest responsible bidder, Northstar Marine, Inc. of Clermont, NJ, for their corrected Total Amount Bid of \$64,766.80; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No.112 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$344,684.58 and payroll from 9-1-07 to 9-14-07 in the amount of \$474,372.08 for approval. So ordered.

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT: 6:17 PM

Ventnor City, NJ
October 4 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on October 4, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the September 20, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioners Schafer

REPORT OF BID OPENING - RFP'S FOR GRANT WRITER

The City Clerk reported that she was in receipt of the following report of bid opening for RFP'S FOR GRANT WRITER.

Date of Bid Opening: September 25, 2007 @2:00 PM
Bids Opened By: Sandra M, . Biagi, RMC/CMC, City Clerk

1. C G P & H (Community Grants, Planning & Housing)
Randall Gottesman, Pres.
569 Abbington Dr.
East Windsor, NJ 08520
2. Bruno Assoc., Inc.
John R. Bruno, Chairman/CEO
1373 Broad St - Ste 304
Clifton, NJ 07013
3. Dr. Carol A. Fredericks
602 Kingsley Dr
Ventnor, NJ 08406
4. CMX
John S. Mullan VP
Justin Corp. Center
200 State Highway Nine
PO Box 900
Manalapan, NJ 07726

Comr Vespertino moved, seconded by Mayor Kreisler that the Report be received and filed.

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

REPORT OF BID OPENING - INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS

The City Clerk reported that she was in receipt of the following report of bid opening for the INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS

Date of Bid Opening: October 4, 2007 @10:00 AM
Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

1. Lafayette Utility Construction Co. \$100,000.00
Egg Harbor Twp., NJ 08234
10% Bid Bond Attached
2. B & H Construction, Inc. \$ 66,900.00
Folsom, NJ 08037
10% Bid Bond Attached
3. WECO Construction Co. \$118,785.00
Northfield, NJ 08225
10% Bid Bond Attached

October 4, 2007

- | | |
|--|--------------|
| 4. Roger W. Wuestefeld, Inc
Marlton, NJ 08053
10% Bid Bond Attached | \$ 68,800.00 |
| 5. Mathis Construction Co., Inc.
Little Egg Harbor, NJ 08087
10% Bid Bond Attached | \$ 76,449.00 |

Cmr Vespertino moved, seconded by Mayor Kreisler that the Report be received and filed.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 113 thru 118 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one wishing to speak, Commissioner Vespertino moved, seconded by Mayor Kreisler that Resolutions No.113 thru 118 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO.113 OF 2007 - APPROVAL OF SPECS, POLICE VEHICLES

WHEREAS, the City of Ventnor City is desirous of receiving bids for the SUPPLY & DELIVERY OF TWO (2) MARKED PATROL SEDANS FOR THE POLICE DEPT; and

WHEREAS, Specifications have been prepared and are on file with the City Clerk of the City of Ventnor City.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter approves the aforementioned Specifications.

BE IT FURTHER RESOLVED that it hereinafter authorizes the City Clerk to advertise for bids in the October 8, 2007 issue of the Atlantic City Press, with bids to be received on October 23, 2007 at 2:00 PM, prevailing time, in the City Clerk's Office, Room 5, City Hall in the City of Ventnor City, New Jersey.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 113 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 114 OF 2007 - SETTING DATE OF BICYCLE SALE

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, NEW JERSEY, THAT:

Pursuant to the provisions of the Revised Statutes 40A:14-157, there is to be sold at Public Auction at the Public Works Complex, Cornwall and Winchester Avenues in Ventnor City, New Jersey, on Thursday, October 25, 2007 at 1:30 PM, prevailing time, the following chattels in the possession of the Ventnor City Police Department:

60	Boys Bicycles
20	Girls Bicycles

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 114 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

October 4, 2007

RESOLUTION NO. 115 OF 2007 - AUTHORIZING SALE OF 6503-13 VENTNOR AVE

WHEREAS, the City of Ventnor is the owner of certain real property currently identified as Block 122, Lots 2, 3, 4, 5, 6 and 7 as shown on the Tax Map of the City of Ventnor and located at 6500 Ventnor Avenue, hereinafter "subject property"; and

WHEREAS, it has been determined that it is not necessary that the subject property remain under the ownership of the City of Ventnor as it is no longer needed for public use and should be disposed of in accordance with the statute in such case made and provided and in accordance with the terms and conditions contained herein; and

WHEREAS, the City of Ventnor is currently undertaking remediation efforts so as to remove underground fuel storage contamination on the subject property as well as adjoining property not owned by the City of Ventnor; and

WHEREAS, said remediation efforts will continue at the sole cost of the City of Ventnor until such time as the New Jersey Department of Environmental Protection issues a "No Further Action Letter" for the subject property and for which said remediation efforts and obtaining of a "No Further Action Letter" will occur subsequent to public bid and settlement authorized herein; and

WHEREAS, it is acknowledged that upon sale of the subject property the City of Ventnor will remain fully responsible for all costs with regard to remediation, issuance of a "No Further Action Letter" and restoration of the subject property to its current condition;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City, in accordance with N.J.S.A. 40A:12-12(a) of the New Jersey Statutes, that the aforementioned subject property shall be offered by open public sale at auction to the highest bidder.

BE IT FURTHER RESOLVED that the opening bid shall start at the sum of \$285,000.00. The City of Ventnor reserves the right to accept the highest bid or reject all bids upon completion of the bidding.

BE IT FURTHER RESOLVED the City Clerk is hereinafter authorized to advertise the sale of this property by inserting this Resolution in The Press once per week for two consecutive weeks, the last publication being not earlier than seven (7) days prior to the date of the sale. The sale shall be held at 6:00 PM on Thursday, November 15, 2007 in City Hall Commission Chambers, 6201 Atlantic Avenue, Ventnor New Jersey.

BE IT FURTHER RESOLVED that any successful bidder shall be required to tender a deposit in the amount equal to ten percent (10%) of the bid. Deposit shall be paid at time of the auction. Said deposit shall be a cashier's check, a certified check or other acceptable form of payment. Said deposit shall be returned, without interest, to said bidder if the Board of Commissioners does not confirm the sale at a Public Meeting. If a successful bidder fails to settle on the subject property as required, the City may retain the deposit monies as liquidated damages. The successful bidder shall execute an agreement of sale substantially in the form read or made available on auction date.

BE IT FURTHER RESOLVED that settlement on the subject property shall take place within thirty (30) days from the date of confirmation of sale at which time the successful bidder shall pay the balance of the purchase price and shall receive a bargain and sale deed with covenants against grantor's acts duly executed by the Mayor of the City of Ventnor and in a recordable form. There are no financing contingencies to this sale.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids as submitted without cause or to adjourn same pursuant to State statute in such case made and provided.

October 4, 2007

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions inconsistent herewith are hereby repealed and this resolution shall take effect immediately.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 115 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 116 OF 2007 - AUTHORIZING SALE OF 6 N HILLSIDE

WHEREAS, the City of Ventnor is the owner of certain real property currently identified as Block 98, Lot 5, as shown on the Tax Map of the City of Ventnor and located at 6 North Hillside Avenue, hereinafter "subject property"; and

WHEREAS, it has been determined that it is not necessary that the subject property remain under the ownership of the City of Ventnor as it is no longer needed for public use and should be disposed of in accordance with the statute in such case made and provided and in accordance with the terms and conditions contained herein;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Ventnor City, in accordance with N.J.S.A. 40A:12-12(a) of the New Jersey Statutes, that the aforementioned subject property shall be offered by open public sale at auction to the highest bidder.

BE IT FURTHER RESOLVED that the opening bid shall start at the sum of \$95,000.00. The City of Ventnor reserves the right to accept the highest bid or reject all bids upon completion of the bidding.

BE IT FURTHER RESOLVED the City Clerk is hereinafter authorized to advertise the sale of this property by inserting this Resolution in The Press once per week for two consecutive weeks, the last publication being not earlier than seven (7) days prior to the date of the sale. The sale shall be held at 6:00 PM on Thursday, November 15, 2007 in City Hall Commission Chambers, 6201 Atlantic Avenue, Ventnor New Jersey.

BE IT FURTHER RESOLVED that any successful bidder shall be required to tender a deposit in the amount equal to ten percent (10%) of the bid. Deposit shall be paid at time of the auction. Said deposit shall be a cashier's check, a certified check or other acceptable form of payment. Said deposit shall be returned, without interest, to said bidder if the Board of Commissioners does not confirm the sale at a Public Meeting. If a successful bidder fails to settle on the subject property as required, the City may retain the deposit monies as liquidated damages. The successful bidder shall execute an agreement of sale substantially in the form read or made available on auction date.

BE IT FURTHER RESOLVED that settlement on the subject property shall take place within thirty (30) days from the date of confirmation of sale at which time the successful bidder shall pay the balance of the purchase price and shall receive a bargain and sale deed with covenants against grantor's acts duly executed by the Mayor of the City of Ventnor and in a recordable form. There are no financing contingencies to this sale.

BE IT FURTHER RESOLVED that the City of Ventnor reserves the right to reject any and all bids submitted without cause or to adjourn same pursuant to State statute in such case made and provided.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions inconsistent herewith are hereby repealed and this resolution shall take effect immediately.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 116 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 117 OF 2007 - AUTHORIZING NO PARKING ROADWAY PROJECT

WHEREAS, the Ventnor City Governing Body has awarded a Contract to Feriozzi Concrete Company for roadway improvements under the 2007 Capital Roadway Program which will require that no parking be enforced to effectuate the speedy completion of the project and ensure the safety of the traveling public; and

October 4, 2007

WHEREAS, due to this construction a temporary condition exists necessitating special traffic regulations on the Municipal Street as listed below; and

WHEREAS, in accordance with N.J.S.A. 39:197.3, a Municipality has the right to permit special traffic regulations when circumstances of this type dictate its necessity.

NOW THEREFORE BE IT RESOLVED by the Commissioners of the City of Ventnor City that it hereinafter authorizes the following temporary, special traffic regulations to be implemented in the City of Ventnor City, Atlantic County, New Jersey:

No Parking' on both sides of:

Roadway	From	To
MONMOUTH AVE	Newark Ave	Troy Ave
OAKLAND AVE	Atlantic Ave	Boardwalk
SWARTHMORE AVE	Ventnor Ave	Winchester Ave
WASHINGTON AVE	Winchester Ave	Monmouth Ave

AND BE IT FURTHER RESOLVED that prohibition of parking shall expire upon completion of the aforesaid project or thirty (30) days from this date of adoption, whichever is the sooner.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 117 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 118 OF 2007 - AWARD OF BID, INSTALLATION OF REPLACEMENT PUMPS AT FREMONT & FULTON AVE STORM DRAINAGE PUMPING STATIONS

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Thursday, October 4, 2007 at 10:00 AM five (5) bid proposals for the 2007 REHABILITATION OF STORMWATER PUMPS - Fremont Ave Station - Fulton Ave Station in the City of Ventnor City; and

WHEREAS, the Municipal Engineer has reviewed same and has herewith recommended award for the Total Amount Bid of \$66,900.00 to the apparent lowest responsible bidder, B & H Contracting, Inc. of Folsom, NJ.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for the 2007 REHABILITATION OF STORMWATER PUMPS - Fremont Ave Station - Fulton Ave Station to the apparent lowest responsible bidder, B & H Contracting, Inc. of Folsom, NJ, for their Total Amount Bid of \$66,900.00; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 118 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF RAFFLE LICENSE #345 - ST. JAMES R.C. CHURCH

Cmr Vespertino moved, seconded by Mayor Kreisler that Raffle License #345 for St. James R.C. Church be approved.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,653,730.16 and payroll from 9-15-07 to 9-28-07 in the amount of \$426,568.64 for approval. So ordered.

ANNOUNCEMENTS

The MAYOR proclaimed October 18th as "LIGHTS ON AFTERSCHOOL" - an endorsement of SCORE programs and November 18-24 as "National Family

October 4, 2007

Week". Proclamations have been prepared as requested.

PUBLIC REMARKS

JOHN ZOLTEK, 1 N Washington offered concerns regarding the following:

1) Problems spilling into residential neighborhood from Ventnor Avenue businesses. Loud-mouthed, beer drinking, marijuana smokers with music blaring @late hours from cars sitting in a *No Parking* zone by Florida Cold Cuts & customers at outside tables are discouraging children trying to walk their dogs safely through on the sidewalk. The MAYOR & CMR VESPERTINO encouraged calling the Police at time of occurrences.

2) On the Boardwalk's unfinished condition, CMR. VESPERTINO explained the City's decision to use in-house labor vs. contractors to allow the purchase of more lumber with funding provided that more boards will be purchased in the next Capital Budget. He also agreed to check on MR ZOLTEK'S morning observations of 1 guy working/4 guys standing.

3) In answer to MR ZOLTEK'S questioning his 10.73% property tax increase, the MAYOR offered that the unanticipated \$1.2M loss in revenue from tax appeals won was a major factor. In discussing market values and speaking as an appraiser, MR ZOLTEK suggested that the company used by Ventnor and Brigantine had an extremely poor batting record on appeals and offered examples, naming a few successful companies.

4) In response to MR ZOLTEK'S concern of why a project as large as the fishing pier was not voted on by the people, the MAYOR proffered his belief that he was elected to make those decisions and not to use the referendum process. A discussion of operational costs vs. revenues/usage ensued i.e., memberships, daily fishermen/spectator rates, tournaments held.

5) MR ZOLTEK said that they personally observed that Beach Badge Checkers were not checking badges on weekends and holidays. On Labor Day weekend a checker sat down & started talking, drinking, etc.- about an hour later someone asked "shouldn't you get back to work" she replied "None of us work. We're beach badge inspectors. We go, we show up and then we sit on the beach". The MAYOR felt that wasn't the norm as receipts showed we sell a number of badges after the season starts and offered to get him the breakdown. (total of badges sold by specific checkers @specific beaches and/or number sold at City Hall were not discussed).

LEE SIROTA, 14 N WYOMING quoted her last OPRA request wherein she requested copies of all writings or email correspondence between any of the following people relative to the Fishing Pier Study completed in June 2003.... including VC Engineer, Dick Carter, Pennoni Asso, Ray Matear, PE, Consultant Engineer, Edward P. Ryan, the Mayor, Commissioners, Admin. & City Solicitor.. She said that she had only received a few pages starting April, 2007. She specifically wanted to see the Engineer's recommendation after seeing the poor quality of the pier. CITY ENGINEER CARTER explained that there were phone calls and meetings with emergency management and workshop discussions with the Commissioners. Adding that the Solicitor & he had made at least 2 trips to CAFRA over the course of two years to get permits but a 2nd study was not performed since the City had determined to rebuild the pier. The ENGINEER said while very little was in writing and some were by telephone - all discussions were had in the open. When asked if he kept notes of those phone calls, the ENGINEER said no, he had no reason to - the pier was in dangerous condition and had to come down. MS SIROTA said that her issue was that the pier was kept open for 4 years after it was reported to be in a dangerous condition.

MAYOR KREISCHER explained that once they had the initial report and were seeking funding, they sent PW men periodically by boat to keep an eye on the pilings. MS SIROTA felt that was jeopardizing fishermen as the railings weren't safe. It was also noted that the pier was closed on days of wind & rough seas.

MS SIROTA also questioned why when the pier came up at the same time as the library 4 years ago the City decided to spend the money on the Library. The MAYOR explained that the Fishing Pier was not in eminent danger at that time & CMR VESPERTINO added that over \$1/2 Million was needed in roofing & HVAC problems alone at the Library. The last item MS SIROTA requested was the amount of paving scheduled, the need for rehabilitation and general cost of the project. The

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ENGINEER recited the streets & approximate amounts in State Aid and reminded MS SIROTA that the plans & specs are available in the City Clerk's Office.

ADJOURNMENT: 6:52 PM

Ventnor City, NJ
October 18, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on October 18, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the October 4, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

INTRODUCTION OF ORDINANCE 2007-13 - INCREASING TAX ASSESSOR SCALE
ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 2006-15,
ESTABLISHING 2007 SALARIES, COMPENSATION AND SALARY RANGES
OF OFFICERS AND EMPLOYEES OF THE CITY OF VENTNOR CITY AND
REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES HERETOFORE
ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH

Cmr Vespertino moved, seconded by Mayor Kreisler that Ordinance 2007-13 be introduced.

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

NEW BUSINESS
PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 119 thru 122 before their adoption under consent agenda.

NORMAN KLINGER, 1 S Oxford, questioned the economics of increasing the top of the Assessor salary range(Ord.2007-13)while appointing a CFO replacement @\$72,500(R121). Without changing the range, the two positions would total \$111,900. At present, the dual package paid to the Chief Financial Officer/Tax Assessor is @\$85,434 base/\$92,000 with extras - which would now see a \$30,000 increase for two positions. In checking other municipalities, he found the Assessing job to be part-time. Concluding with the point that it would be unwise & uneconomical to raise the top of the Tax Assessor Range from the present \$29,400 to \$65,000.

MR KLINGER related his experience cross-examining Tax Assessor, Wm Johnson during a Tax Court appeal before Judge Small in Trenton. Throughout the hearings, Mr. Johnson repeatedly testified that he received his data, information & formulas from CLT, the company Ventnor hired to conduct the reassessment but could not explain the algorithms or approach CLT used on beach blocks or diverse formulas applied to other blocks. Mr. Johnson testified under oath more than once that when he was before the County Board he used comparables based on market values but spoke of complicated formulas CLT applied before the State Court of Appeals because he felt they could not understand the complicated formulas CLT used. He continued during the whole appeal process to use/defend these formulas without any other basis for denying appeals. The judge was then left to explain what the Assessor either didn't understand or couldn't explain. MR KLINGER said his characterization of Mr. Johnson was for the purpose of informing them of what hundreds of our citizens have said about dealing with him as Tax Assessor; that at a minimum he was brusque and not responsive and was getting those salaries in spite of (2?)City Financial Audits finding fault with his holding two jobs. His performance or lack of it should not be rewarded by increasing the ceiling of his salary in this part-time position as a reward.

The ADMINISTRATOR said that in exploring salaries of 9 area Assessors in the county, he found 5 full-time with a range from a top salary of \$70,300 down to the part-time position of \$26,000 (w/fewer line items/properties)and regardless of whether Mr. Johnson continues as Tax Assessor, we must provide adequate compensation for anyone who does the job.

MOTION FOR CONSENT AGENDA

There being no one further wishing to speak, Cmr. Vespertino moved, seconded by Mayor Kreisler that Resolutions No.119 thru 122 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO.119 OF 2007 - AMENDING RESO #22-07, ACCEPTANCE OF DEDICATION AND MAINTENANCE JORDAN'S WAY, VENTNOR FISHING PIER

WHEREAS, the City of Ventnor City previously accepted a dedication and maintenance of Jordan's Way by Samuel M. Rosenfeld and Sacha Rosenfeld, parents of the late Jordan Rosenfeld, which various conditions were implemented; and

WHEREAS, Samuel and Sacha Rosenfeld have requested to modify the terms and conditions of the Acceptance of Dedication and Maintenance; and

WHEREAS, the Governing Body of the City of Ventnor City has determined that the requested modifications are appropriate and have agreed to accept the proposed modifications which will be incorporated into an agreement for the purpose of memorializing the acceptance of same.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey, as follows:

- (1) The Preambles hereof are incorporated herein as though fully set forth as length.
- (2) Resolution No. 22 of 2007 is to be modified with respect the Paragraphs 4, 5 and 6 of said Resolution. The paragraphs provide as follows:
 4. Purchase of four (4) benches at the price benches have previously been sold;
 5. Placement of a pole and a street sign similar to other street signs on Ventnor Boardwalk with the name "Jordan's Way";
 6. Purchase and installation of two bronze plaques at the entrance of Jordan's Way measuring 12" x 18"

shall remain in place for as long as the Rosenfelds or a foundation to be established by the Rosenfelds make provision for the maintenance of all of the improvements detailed in Resolution No. 22 of 2007 and for as long as the Municipal Pier of the City of Ventnor City is maintained and otherwise remains in place.

(3) The remaining paragraphs of the original resolution numbered 1, concerning deck and re-decking to the entrance gate; 2, placement of large plants; 3, drip irrigation system; 7, installation of solar light shall all continue to remain effective subject to the Governing Body having final authority with regard to all decisions concerning the implementation and maintenance of said improvements.

(4) The Mayor and City Clerk are hereby authorized to execute an Agreement incorporating the foregoing.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 119 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 120 OF 2007 - AUTHORIZING CERTAIN PURCHASES UNDER STATE CONTRACT WITHOUT COMPETITIVE BIDS

WHEREAS, the City of Ventnor City, pursuant to NJSA 40A:11-12a and NJAC 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

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WHEREAS, the City of Ventnor City has the need on a timely basis to purchase goods or services utilizing State contracts and the purchase of such goods or services under State Contract provides a significant economic savings to the municipality; and

WHEREAS, the City of Ventnor City intends to enter into a contract with Dell Marketing, L.P. to purchase certain goods or services from this New Jersey State Contract Vendor under New Jersey State contract No. 70137 which shall be subject to all of the conditions applicable to the current State contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City as follows:

(1) The preamble hereof is incorporated herein as though fully set forth at length.

(2) The Ventnor City Board of Commissioners pursuant to NJAC 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time that the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer.

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Ventnor City that the duration of the contract between the City of Ventnor City and Dell Marketing, L.P. will be immediate and terminate upon the delivery of the goods or services.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 120 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 121 OF 2007 - APPOINTMENT OF BARRY LUDY AS CHIEF FINANCIAL OFFICER EFFECTIVE

WHEREAS, William M. Johnson has been serving in the dual capacity of Chief Financial Officer and Tax Assessor for the City of Ventnor City, and Mr. Johnson has relinquished his position of Chief Financial Officer; and

WHEREAS, the Board of Commissioners of the City of Ventnor City has determined that Barry Ludy has the requisite certifications and should be appointed Chief Financial Officer pursuant to N.J.S.A. 40A:9-140.10, effective October 22, 2007, retroactive to January 1, 2007 through December 31, 2010; and

WHEREAS, the City of Ventnor City intends to enter into an employment contract with Barry Ludy concerning the terms of his employment, which contract will be on file in the office of the City Clerk upon execution.

THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City as follows:

(1) The preamble hereof is incorporated herein as though fully set forth at length.

(2) The Ventnor City Board of Commissioners pursuant to N.J.S.A. 40A:9-140.10, hereby appoints Barry Ludy to the position of Chief Financial Officer effective October 22, 2007, retroactive to January 1, 2007 through December 31, 2010.

(3) An employment contract outlining the terms of employment between the City of Ventnor City and Barry Ludy will be executed and on file in the office of the City Clerk upon the execution of said contract.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 121 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

RESOLUTION NO. 122 OF 2007 - AUTHORIZE INCREASE OF MUNICIPAL COURT CASH CHANGE FUND FROM \$100 TO \$400

WHEREAS, the cash change fund for the Municipal Court of the City of Ventnor City has been maintained at one hundred (\$100.00) dollars; and

WHEREAS, the volume of financial transactions occurring in the office of the Municipal Court has continued to increase particularly on those days during which the Municipal Court is in session; and

WHEREAS, the State of New Jersey Administrative Office of the Court has conducted a review of the operations of the Municipal Court of the City of Ventnor City and has recommended an increase of the cash change fund from one hundred (\$100.00) dollars to four hundred (\$400.00) dollars, in part to facilitate a more orderly and efficient operation of the office of the Municipal Court, and with which recommendation the Municipal Court Administrator concurs: and

WHEREAS, the Ventnor City Board of Commissioners of the City of Ventnor City has determined that the recommended increase in the Municipal Court cash change fund is appropriate.

THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City as follows:

- (1) The preamble hereof is incorporated herein as though fully set forth at length.
- (2) The Ventnor City Board of Commissioners hereby authorizes an increase in the Municipal Court cash change fund from one hundred (\$100.00) dollars to four hundred (\$400.00) dollars effective immediately.

Comr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 122 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$3,058,477.11 and payroll from 9-29-07 to 10-12-07 in the amount of \$501,917.44 for approval. So ordered.

REMARKS

Referring to a NE Redevelopment article appearing in the Current, NORM KLINGER said he was gratified to read the recommendation of encouraging proper enforcement as the best way of dealing with housing violations, rather than the wholesale sweeping out of the neighborhoods. Recommending that the City, with its not too stellar reputation, should get out of the real estate business and allow the market to control what goes on in that area - and should tread lightly before offering tax abatements noting emphatically that no one wants to see speculators getting abatements and records should be checked for price paid/value/date of purchase, present assessment, etc. While abatements might encourage a few to fix-up up properties purchased 40-50 yrs ago, MR KLINGER wasn't sure if the law would allow them to pick and choose and that speculators should never be allowed to skate free while the rest of Ventnor's taxpayers are resentfully left to pick up the cost.

CMR.VESPERTINO clarified that the abatement was based only on the improvement and would be applied just on the improvement. What the owners were paying in assessed taxes for the property at the time of improvement would stand and that offering an incentive was better than trying nothing. SOLICITOR ABBOTT addressed the intent of the NE Redevelopment District and approaches considered and used such as demolition, rehabilitation, refurbishing of properties, structures, old apartment buildings.. through the use of tools as Eminent Domain, although not used - and a tax abatement as is now being considered. The MAYOR illustrated the tax incentive rate by using a building assessed at \$500,000 making \$700,000 in substantial improvements, would have a new assessed value of \$1.2 Million but would still pay taxes based on the \$500,000. The improved \$700,000 is phased in at 20% per year over 6 yrs. He further submitted that even if the tax incentive is given to improvements to an apartment house - it's worth looking into. MR. KLINGER predicted that resentment will come from taxpayers who fixed up their homes and didn't get an abatement - they

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got a tax increase - so it does matter who is given an incentive - unless it's offered to everyone. A further discussion of the pros & cons of abatements, i.e. the effect the market plays; the question of investors reacting quickly or waiting to improve properties, etc.

Other issues discussed were the finance and timetable for completion of the Boardwalk redecking & the pier as it relates to purchase of Cumaru lumber; the history of the proliferation of multi dwelling units in the NE District and the City's inability to enforce illegal conversions previously granted as valid under Land Use Certificates and the need to schedule/prioritize street paving/reconstruction.

LETTER FROM MARK GARFUNKEL - MAYOR KREISCHER noted he was in receipt of a letter from Mark Garfunkel which will be read at the next Commission Meeting (public hearing Ord 2007-13).

ADJOURNMENT: 6:51PM

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on November 1, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the October 18, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

2ND READING ORDINANCE 2007-13 INCREASING TAX ASSESSOR SCALE
MOTION TO WITHDRAW ORDINANCE 2007-13

ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 2006-15,
ESTABLISHING 2007 SALARIES, COMPENSATION AND SALARY RANGES
OF OFFICERS AND EMPLOYEES OF THE CITY OF VENTNOR CITY AND
REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES HERETOFORE
ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH

The City Clerk read the Public Notice on Ordinance 2007-13 after which Mayor Kreisler made a motion to withdraw the Amendment to the Salary Ordinance(2007-13, Raising Tax Assessor Scale) - stating that he has had some discussions with different people since introducing the Ordinance about the shared services opportunities with Interlocal agreement that may be productive to the City, making this Ordinance mute.

It was moved by Mayor Kreisler, seconded by Cmr Vespertino, that the amending ordinance (Ordinance 2007-13) be withdrawn.

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

REPORT OF BID OPENING - 2 POLICE PATROL VEHICLES

The City Clerk announced that she was in receipt of the following Report of Bid Opening for 2 Police Patrol Vehicles.

Date of Bid Opening: October 23, 2007 @ 2:00PM
Bid Opened By: Sandra M. Biagi, RMC/CMC, City Clerk

- | | |
|--------------------------|-------------------|
| 1. Day Ford | \$26,600.00 each |
| Monroeville, PA | \$53,200.00 total |
| Bid Bond Attached | |
| 2. Chas. S. Winner, Inc. | \$25,869.00 each |
| Cherry Hill, NJ | \$51,738.00 total |
| Bid Bond Attached | |

Cmr Vespertino moved, seconded by Mayor Kreisler the Report be received and filed.

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

INTRODUCTION OF ORDINANCE 2007-14 - AMENDING REDEVELOPMENT PLAN
AN ORDINANCE AMENDING THE NORTHEAST
VENTNOR REDEVELOPMENT PLAN (Chapter 180A)

Cmr Vespertino moved, seconded by Mayor Kreisler that Ordinance 2007-14 be introduced.

Roll Call Vote:
Yeas: Commissioner Vespertino and Mayor Kreisler
Absent: Commissioner Schafer

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INTRODUCTION OF ORDINANCE 2007-15 - INCREASING RENTAL LICENSE FEES TO \$30 AND ESTABLISHING DELINQUENT FEES OF \$15

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 181-7 OF THE CODE OF THE CITY OF VENTNOR CITY PERTAINING TO RENTAL PROPERTY FEES

Cmr Vespertino moved, seconded by Mayor Kreischer that Ordinance 2007-15 be introduced.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreischer

Absent: Commissioner Schafer

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreischer asked if anyone from the public had any questions on Resolutions 123 or 124 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one further wishing to speak, Cmr. Vespertino moved, seconded by Mayor Kreischer that Resolutions No.123 and 124 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreischer

Absent: Commissioner Schafer

RESOLUTION NO.123 OF 2007 - AWARD OF BID FOR 2 POLICE PATROL VEHICLES

WHEREAS, the Municipal Clerk of the City of Ventnor City received in her Office on Tuesday, October 23, 2007 at 2:00 PM (2) two separate proposals for (2) MARKED PATROL SEDANS FOR THE POLICE DEPARTMENT of the City of Ventnor City; and

WHEREAS, the Chief of Police has reviewed same and has herewith recommended award to the low bidder.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereinafter awards the Contract for (2) MARKED PATROL SEDANS to the low bidder, CHARLES S. WINNER, INC for their Total Amount Bid of \$51,738.00.

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Municipal Chief Financial Officer shall be attached hereto.

Cmr Vespertino moved, seconded by Mayor Kreischer that Resolution No. 123 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreischer

Absent: Commissioner Schafer

RESOLUTION NO. 124 OF 2007 - AUTHORIZE PURCHASE OF POLICE DEPT COMPUTER SERVER FROM DELL MARKETING UNDER STATE CONTRACT WITHOUT COMPETITIVE BIDS

WHEREAS, the City of Ventnor City, pursuant to NJSA 40A:11-12a and NJAC 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the City of Ventnor City has the need on a timely basis to purchase goods or services utilizing State contracts and the purchase of such goods or services under State Contract provides a significant economic savings to the municipality; and

WHEREAS, the City of Ventnor City intends to enter into a contract with Dell Marketing, L.P. to purchase a Police Department Computer Server from this New Jersey State Contract Vendor under New Jersey State contract No. 70137 which shall be subject to all of the conditions applicable to the current State contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City as follows:

- (1) The preamble hereof is incorporated herein as though fully set forth at length.

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- (2) The Ventnor City Board of Commissioners pursuant to NJAC 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time that the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer.

BE IT FURTHER RESOLVED by the Board of Commissioners of the City of Ventnor City that the duration of the contract between the City of Ventnor City and Dell Marketing, L.P. will be immediate and terminate upon the delivery of the goods or services.

Cmr Vespertino moved, seconded by Mayor Kreisler that Resolution No. 124 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$1,447,392.11 and payroll from 10-13-07 to 10-26-07 in the amount of \$410,768.22 for approval. So ordered.

APPOINTMENTS

MAYOR KREISLER requested ratification of the appointment of JOSEPH CALVI to the PLANNING BD to fill the unexpired term of VINCE LEONETTI until 1-1-10 and approval on the appointment of DAN SMITH to the ZONING BOARD OF ADJUSTMENT to fill the unexpired term of HERB SMITH until 12-1-08.

Cmr Vespertino moved, seconded by Mayor Kreisler that the appointments be ratified and approved as announced.

Roll Call Vote:

Yeas: Commissioner Vespertino and Mayor Kreisler

Absent: Commissioner Schafer

Appreciating the historical knowledge & expertise that VINCE LEONETTI and HERB SMITH brought during their long service to the Planning and Zoning Boards, the MAYOR said they will be sorely missed - adding how fortunate we are to find quality people as their replacements.

PUBLIC REMARKS

NORMAN KLINGER, 1 S Oxford, asked if before approving bills in excess of \$1M, the Commissioners had looked through them for compliance with recommendations in the Municipal Audit Reports. In two Audits he had reviewed, deficiencies in the handling of the City's finances were reported back in 2005. Some dated back farther, but he had only been given FYs 2005 & 2006 for review. Quoting from the 2006 Audit Report:

Finding No. 2006-6

Condition

There were over-commitments of Current Fund appropriation line items and appropriation reserves line items prior to transfers. In addition, the City had over-expended appropriation and appropriation reserve balances as of December 31, 2006.

Current Status

This condition still exists for the year ended December 31, 2006. (see Finding No. 2006-6)

Planned Corrective Action

Hire new Chief Financial Officer, recurrent training and better utilization of general ledger to be implemented to preclude reoccurrence.

He noted that while the recommendations were made in the Audit Report ending 12/31/06 it was not until the last public meeting (10/12/07) that the City appointed the new CFO and in effect fired the other one without actually saying so. Distressing was different reports in which the Auditor reported a General Ledger was not being maintained, cash receipts from the Golf course were not accounted for - later corrected without note of how long they had been unaccounted for, and in their general description of financial mismanagement, the Auditors pointed out that year after year payments were made for invoices without anyone certifying who ordered the goods/services or anyone

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confirming if they were received. In the General Ledger not being maintained, the Auditor said the poor nature of the financial records contain material misstatements with numerous violations of State law in awarding contracts above the bid threshold and other legislation simply ignored. Where corrective action said matters would be taken care of, some reoccurred year after year. Overcommitments of current fund line items, overexpenditures in appropriations and reserves, improper transfers all were conditions which still existed at the time of the Audit Report.

MR KLINGER said that when he discussed some of these findings with fellow residents and taxpayers of Ventnor, small businessmen were astounded at the violations, saying that their accountants would never allow them to maintain their books in any manner that did not conform with state/federal statutes. While giving Commission credit for appointing a new CFO, he offered concern about the ordinance withdrawn tonight and questioned the common sense of how, with such gross mismanagement of the City's financial affairs by the same Chief Financial Officer, who also happens to be the Assessor who also deals with numbers, calculations, computations, record keeping - how can you have confidence in that person to the extent of contemplating as the Commission did until tonight, the potential of giving that person a raise? He questioned whether anyone has independently audited his performance as the Assessor and reported on it. Reminding them of his experience with the Tax Assessor at the State tax appeal court and his inconsistencies and inability to explain CLT's formulas or the application of same - he stressed the need to obtain an independent evaluation (perhaps a State authority) of the one you are intrusting with the responsibility of assessing our real estate. He asked them to suspend all beliefs - not to assume that while he was not a good Chief Financial Officer he is fine as an Assessor.

On the beach groin @Martindale (7½' above beach @highest point descending towards water)MR KLINGER questioned if the prescriptive easements - an important amenity to allow people access to walk to and from Margate without leaving the beach - have been obtained.

On the NE Redevelopment Plan, MR. KLINGER said that he had seen the recommendations of the Planning Board and he/his wife had met with Julie Mealo to find out what is left of that project. He asked that the public be told soon whether or not the City has any intention of acquiring properties through eminent domain. If eminent domain is not intended, disclosure would defuse the battles created by the threat.

MAYOR KREISCHER explained that they are well aware of the items in the audit and have been working to address them. Probably the most significant thing was bringing in a new CFO-to correct the findings in the Reports, feeling it had reached that critical stage where the move to replace the CFO was needed to correct those Audits. As far as the reason for pulling the Amendment earlier, based on some people's input and talking with others, he approached numerous municipalities in the area to see if there would be an opportunity for a shared service (Interlocal Agreement) for us to contract with them to provide assessment services. Several municipalities expressed an interest - where it then would not be our employee, it would be their employee and we would contract with them to provide the assessments! So he felt it was best at this time to pull that until we could see where we were going with that.

On the groin, the MAYOR said there will be a walkway with sand mechanically built up on both sides of the groin to allow people to pass back and forth to/from Margate or just crossing over to the other side of Martindale Beach.

The MAYOR said that the Redevelopment Plan is part of the Ordinance and copies will be made available for anyone who wants it. Although the majority of the Redevelopment area was never targeted for eminent domain there were 17 parcels in the overall area that were targeted with some as little as one property, others a block. The Planning Board recommendations introduced, removes those areas that weren't part of the targeted area from the Redevelopment Plan altogether & hopefully remove misconceptions. Out of the remaining majority portions, eminent domain has been taken out of the plan except for leaving in some critical pieces that with strictest interpretations eminent domain, may be needed, i.e. the movie theatre(underutilized, large parcel, closed), the Lou's site (vacant for years) and the

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properties across from Lou's qualifies for redevelopment w/zero line setbacks, high density, no parking... that, and a few other parcels, were kept in, well spelled out in the Ordinance, as tools to insure the City would have the ability to force some type of development if needed in the future.

LEE SIROTA, 14 N Wyoming on a point of information asked if there was a VC ordinance on the number of times a Commissioner can be progressively absent as CMR SCHAFFER has been absent three meetings as of tonight. The City Clerk said that Ventnor has none but NJ Law mandates that the governing body **convene** a public meeting at least once per month - it does not address a Commissioner's absence. CITY CLERK BIAGI invited SIROTA to call her office tomorrow for the NJ Statute. MAYOR KREISCHER explained the last 2 absences, adding that COMMISSIONER SCHAFFER'S wife had surgery today. And in holding meetings four times a month, absences do occur. CMR VESPERTINO mentioned the monthly Saturday morning workshop added to be accessible the weekend summer residents.

SONDRA KLINGER, 1 S Oxford asked when work would start on the Boardwalk. COMMISSIONER VESPERTINO promised that with other projects completed, work will start Monday.

JOE MANGANO, 7 S Marion spoke on his area's missed opportunities, the effect of the market on the older residents now living with fewer amenities and increased taxes and suggested that more older people should be put on the redevelopment committee. Also of concern was the number of apt houses turning into condominiums without requirement of off-street parking, has increased the density problem. The SOLICITOR said NJ case law provides that condo conversions are financial actions and can not be made to provide more than what was required by law when the property was built. MAYOR KREISCHER explained how very active and conscientious the code enforcement and police foot patrols have been during the last 3 months and hope this new plan will work.

MICHAEL VENTURA, 109 N Harvard asked why the City waited 2 years, until it got to a critical point, to correct the serious financial problems on the audit. The CITY ADMINISTRATOR explained that the new computerized system installed 3 years ago is now fully implemented and the General Ledger will be maintained as the auditors always wanted with monies specifically earmarked for each account and Purchase Orders will not be generated without money being present in that account.

ADJOURNMENT: 6:51PM

Ventnor City, NJ
November 15, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on November 15, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the November 1, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PUBLIC AUCTION SALE OF BLK 122, LOTS 2,3,4,5,6,7 (6503-13 VENTNOR AVENUE)

Prior to opening the public auction of Block 122, lots 2,3,4,5,6,7, the CITY CLERK called upon SOLICITOR ABBOTT to review the conditions of sale written in Resolution No.115 of 2007. Referring to onsite remediation, he announced that as of today, with the heavy equipment operation completed, the removal of heavy duty soil contamination was accomplished. The City awaits certification of "No Further Action" from DEP but having no belief that the letter will be received by December 12th the City accepts the responsibility for all costs related to obtaining that certification. The SOLICITOR described the easements located on the property (6.7'@driveway, 75'@back, common wall encroachment @JoJo's; the \$285,000 minimum bid; the 10% bid deposit in certified funds payable to the City of Ventnor and the requirement the successful bidder sign the Agreement of Sale tonight with Settlement on December 12, 2007.

Responding to questions regarding consolidation of the lots, zoning, MR ABBOTT said that the 6 lots would be consolidated into one parcel at the time of Settlement. They are zoned and being sold as City Commercial but that a purchaser can go before a board subject to site plan approval. There being no further inquiries, the public sale of BLOCK 122, LOTS 2,3,4,5,6 & 7 (6503-13 Ventnor Ave) began with the announcement that bidding would start upon the offering of the minimum bid of \$285,000.

The minimum bid of \$285,000 was offered by JOHN LAZOS and spirited bidding by VINCENT CANNUSCIO & SIGANOS REALTY commenced. SIGANOS REALTY offered a final bid of \$350,000 which was topped by VINCENT CANNUSCIO 'S bid of \$355,000. Upon the third call for additional bids and having none offered, BLK 122, LOTS 2,3,4,5,6 & 7 was declared SOLD to VINCENT CANNUSCIO on his high bid of \$355,000.

CITY CLERK BIAGI acknowledged receipt of 5 Certified Checks from VINCENT CANNUSCIO totaling \$37,500 satisfying the required 10% deposit on the \$355,000 bid. (\$2,000 will be applied at Settlement) and the Agreement of Sale having been signed, she would entertain a Motion of Sale.

Cmr Vespertino moved, seconded by Cmr Schafer the sale of BLK 122, LOTS 2,3,4,5,6 & 7 be awarded to the highest bidder, VINCENT CANNUSCIO, in the amount of \$355,000.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PUBLIC AUCTION SALE OF BLK 98, LOT 5 (6 N HILLSIDE AVE)

Prior to opening the public auction of Block 98, Lot 5 (6 N Hillside Ave) CITY CLERK BIAGI called upon SOLICITOR ABBOTT to review the conditions of sale written in Resolution No.116 of 2007. Calling this a "straight sale" of a vacant lot having no contamination or easements to declare, the SOLICITOR noted requirements of a \$95,000 minimum bid; a 10% deposit and its form; that the successful bidder must sign the Agreement of Sale tonight with Settlement on December 12, 2007.

There being no questions, the public sale of BLOCK 98, LOT 5 (6 N HILLSIDE) began with the announcement that bidding would start upon the offering of the minimum bid of \$95,000.

The minimum bid of \$95,000 was offered by MICHAEL SCHWARTZ and spirited bidding by MICHAEL TOOMEY, ROBERT GOLDSTEIN & MICHAEL SCHWARTZ commenced. MICHAEL TOOMEY offered a final bid of \$140,500 which was topped by MICHAEL SCHWARTZ on his high bid of \$141,000. Upon the third call for additional bids and having none offered, Block 98, Lot 5 was declared SOLD to MICHAEL SCHWARTZ on his high bid of \$141,000.

CITY CLERK BIAGI acknowledged receipt of a Certified Check from MICHAEL SCHWARTZ in the amount of \$15,000 satisfying the required 10% bid deposit on the \$141,000 bid. (\$900.00 will applied at Settlement)and the Agreement of Sale having been signed, she would entertain a Motion of Sale.

Cmr Vespertino moved, seconded by Cmr Schafer the sale of BLOCK 98, LOT 5 be awarded to the highest bidder, MICHAEL SCHWARTZ, in the amount of \$141,000.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

November 15, 2007

RECOGNITION OF UNIONS & VOLUNTEERS INVOLVED IN CONSTRUCTION OF CSURE CHILDRENS PARK

CMR SCHAFFER offered congratulations, best wishes and thanks to the many volunteers who gave of their personal time and efforts making CSURE PARK a reality. The MAYOR reflected upon Ventnor's history of community involvement & its spirit of volunteerism. In appreciation of all who have contributed to projects like CSURE PARK and others who serve on Ventnor's boards & fields he asked all volunteers to please stand for public recognition.

CMR. VESPERTINO said Ventnor owes a debt of gratitude to all involved in the CSURE PARK project. He began by praising KEN MESINA, ASPHALT PAVING SYSTEMS for getting the Park off to a great start with his generous gift of time & labor; doing a phenomenal job providing over 30 guys on weekends to carry out the major task of laying out the entire base of the park, bringing in tons & tons of fill covering a 2' raise in elevation; then making sure it was properly compacted before over 100y of concrete could be laid.

Lauding BOB BOYCE/LOCAL UNION 623, Atlantic County Carpenters & Joiners as "unbelievable" - not only for their contribution to erect & build but in working 5-10 days right on through the punch list to saving CSURE many \$\$\$ having the plaques prepared by their apprentice shop. Deliveries of plastic wood were immediately cut, drilled, screwed, assembled with unions checking their egos at the door, working hand in hand with all the volunteers - in a phenomenal worthwhile effort. LOCAL FLOORLAYERS #29 of the Carpenters Union was thanked for their donation of labor, on hands and knees, installing the green surface specifically designed for handicap accessible playgrounds = saving x\$10,000s in labor costs and permitted the more expensive surface material Marsha insisted necessary - providing us a 1st class facility with the safest surface possible to play on. He praised the IRON WORKERS LOCAL UNION 350 for all their help, efforts and great attitudes, working side by side with pregnant women, housewives, grandmothers; taking the time to explain and show them whatever they needed to know to complete their tasks. and repeated Ventnor's appreciation of all unions for the major key they played in the success of the park.

CMR VESPERTINO personally thanked MARSHA GALESPIE for an experience he will always treasure. Through her efforts he had met, worked and bonded with many wonderful people he would not have met otherwise. The City owes a debt of gratitude for a great handicapped accessible park already being used by Ventnor's children, ARC, Special Services and kids from outer areas who travel here for a safe play park. A representative of ARC offered words of praise after which MAYOR KREISCHER called upon MARSHA GALESPIE for her presentation. He began with an anecdote of MARSHA'S reputation for persistence and explained how her appreciation of his father's poetic depiction of her, had unknowingly determined what her plaque would say. The MAYOR read the engraved handwritten tribute, authored by PETE KREISCHER.

February 29, 2007

"To Whomever"

It was over a year ago, a lady came in to ask for an appointment with the Mayor and Commissioners. Her name: Marsha Galespie.

Never did I think I was talking to a most determined lady, not knowing I was looking at, perhaps the greatest volunteer in Ventnor History.

Then in reflection who knows they are living with history being made.

Sometimes life becomes a "playground" for both children and a "Granny just trying to make a difference".

For over this time I have watched this unusual "Granny" weather the many obstacles placed before her in her mission, it has to be

"one of a kind playground, designed by the children, encompassing their visions" theirs so differently than adults. This determined "Granny" continues to go forward, never showing the many frustrations, always saying "we are getting there", and so she ploughs on relentlessly, tenaciously, a human "pit bull",

her teeth bit into a playground that someday I hope to see, hope it is called

"Granny Galespie...in honor of her grandson Peter and all children in Ventnor".

Her name belongs there for "infinity". What a world we would be living in if there were many more like Nanna Galespie.

P.S. She made a believer out of me.

Pete Kreischer

MARSHA GALESPIE emotionally spoke of her vision beginning with her grandson - feeling the love surrounding the Abrams Playground. She felt confident in her mission, never believing she couldn't do it. She reminisced of her first contacts at City Hall - her appreciation of PETE KREISCHER, PATTI KEDZIORA & RAY SMITH who were always there for her. She again thanked the volunteers, City employees and unions for a phenomenal job with personal thanks to local

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builder, John Irons, his right hand man, Michael, her family, friends and the Carpenters Union who still remain. Special thanks went to her dear friend, SANDY VESPERTINO, without whom the park would not have happened.

2ND READING, PUBLIC HEARING ORDINANCE 2007-14 WITH MINOR AMENDMENTS

AN ORDINANCE AMENDING THE NORTHEAST
VENTNOR REDEVELOPMENT PLAN (Chapter 180A)

The City Clerk read the Public Notice on Ordinance 2007-14 after which MAYOR KREISCHER announced that a few amendments have been made in cooperation with the Planning Board Subcommittee. He called upon the City ENGINEER who explained five minor changes since the original PB recommendations last month. **1)**A reduction from 17 parcels to 7 parcels in the Redevelopment District; **2)** Elimination entirely of RR1 with reversion to the original R7; **3)** Allowing rehabilitation of existing multifamily dwellings in Commercial Mixed Use District provided there is a reduction in density as determined by Planning Board; **4)** Clarification allowing new multifamily in the CMU District with requirement that the parking must meet the new RSIS standards for the amount of onsite parking **5)** Permission of elevator shafts and mechanical rooms as exceptions to building height not higher than 10' above the permitted height. Minor spelling changes not substantial to the amendment were also made. MAYOR KREISCHER said he will redirect questions to those responsible for the amendments, Subcommittee Chairman, Julie Mealo & members John VanDuyne & Chief Sabo.

MOTION TO INCLUDE AMENDMENTS INTO ORDINANCE 2007-14

It was moved by Cmr Vespertino, seconded by Cmr Schafer, the amendments be included in Ordinance 2007-14.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PUBLIC HEARING ORDINANCE 2007-14 INCLUDING AMENDMENTS

The Public Hearing was then declared open with the aforementioned amendments included in Ordinance 2007-14 and anyone could be heard speaking for or against the Ordinance. Speakers from the public were as follows:

BERT LOPEZ of HISPANIC ALLIANCE, 102 N Chelsea, AC, said contrary to their agreement the City did not advise him of these changes it was a reporter who called. While happy that eminent domain is out of the picture, he worried at affordable rentals being taken off the market as the City agreed to provide 20% of affordable housing within the RD area - and requested the status of the 17 parcels.

JULIE MEALO displayed old and new maps that have been posted on the website for about 3-4wks. Addressing misconceptions arising from size of the Redevelopment she said size was necessary for grant applications. Yellow is completely removed and the RR2 targeted is no longer a target of eminent domain but is still locked in allowing tax abatements to be offered for people to bring their property up to code. The red CMU is reduced from 9 to 5 properties, adding residential units. Basically shrinking the RD down, looking to offer incentives of a RAD/Revenue Allocation District streetscape funds down the center. As properties are brought up to code they are rolled out.

LOPEZ restated the need for better communications with the Latino community - to offer an opportunity to review these changes, to see what impact they have on the settlement all agreed to. LOPEZ asked if redevelopment is off the table, MEALO said eminent domain is off the table but wherever you see a targeted parcel in the plan, it is still an option. The reality is that it's unlikely. Parcels as utilities, SJ Gas/Electric Co, Twin Glass, an apartment bldg under construction, when brought to code will be rolled out. They are hopeful on the movie theatre block someone will come in with a plan; the Oasis has applied.. the streetscape by Sack'O'S.. saying the plan is practicable and can be accomplished. LOPEZ said he was ecstatic that eminent domain is off the table but said that a sale of a home with several apartments with easy transportation, will still have an impact as the renters have no say in where they will go. MEALO pointed/counted out how few residential units are effected. MR LOPEZ asked for a contact person. The MAYOR assured him that JULIE MEALO would meet with him and his group and it might be a good idea to have MR ABBOTT along to answer any legal questions. MEALO said www.ventnorcity.org is updated frequently and has contact numbers you may call or email questions to. She assured MR LOPEZ that a copy of the Ordinance will be put on that site ASAP.

NORM KLINGER 1 S Oxford quoted excerpts of the 11/1/07 Official Minutes and expressed concern that MAYOR KREISCHER'S responses to his questions re: the City's intended use of eminent domain and the need for the public to be told soon to defuse the battles of the threat.. were different from those offered

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by JULIE MEALO tonight. Understanding that the ultimate decision would be the MAYOR'S - not MS. MEALO'S... MR KLINGER requested a reconciliation between the MAYOR'S terminology and MEALO'S by the Commissioners. MS MEALO responded with KLINGER asking specifically if Ordinance No. 2007-14 says exactly what she said - that if properties are brought up to code, eminent domain will not apply to them. SOLICITOR ABBOTT interjected that has always been in the Ordinance from day one. The ENGINEER added that on page 48 it clearly says any acquisition, if it was chosen to be done, would be limited to those 7 parcels within the CMU and within those parcels anyone could apply upon meeting the requirements for removal from the plan from day one. The MAYOR said.. again, we do not want to use eminent domain - we said that from the very beginning of this process - it was a tool to use in the event that we needed to use it. We're not going to allow a single property owner to detract from a neighborhood and leave a building vacant. We feel that's going to enhance the City of Ventnor and it's going to enhance another person's redevelopment project. We may have to use eminent domain for that but it's not our intent. The Mayor felt that is what he said at the meeting and believed that to be consistent with what JULIE MEALO said today.

PINKY KRAVITZ, 28 N Jackson asked if a time limit, i.e. 6mo? 1yr? 5yr? has been set for units to comply. One must be set! MEALO said that no time limit has been set and gave a history of losing Pulte, the market being down.. that the subcommittee is now trying to pick up the ball, start over. They would like to see it happen within 1 to 2 yrs. KRAVITZ remained emphatic that time limits must be set. That owners not facing a time limit have no reason to fix-up and would drag out the process one nail at a time foreseeing a problem without a stop date. MEALO differed saying with tax abatements, streetscape and strict, organized code enforcement, they now have the direction to bring these properties up to code very quickly. KRAVITZ expressed a need for code enforcement to be tough every day throughout the City but this still will not work without enforced time constraints upon owners. VESPERTINO added that we're somewhat market driven but hopeful that with these changes and abatements will entice builders, developers & private sector to step to the plate and get a project done. They originally thought they could do 17 parcels at one time and have now tried to scale down - hoping it will happen piece by piece in smaller areas. The MAYOR explained his reluctance to set a time limit.. choosing to work with people first. KRAVITZ said it has been going on for years without seeing development; the community has done its share and he still didn't see how this will get it done. MEALO recalled that they were on the verge of achievement when law suits delayed the process and although the City won, we missed the market.

MAX LANDSMAN, 4911 Atlantic noted that with a substantial investment in that area has always been up to code w/notices, fire inspections, smoke detectors, etc. The MAYOR agreed that the City was not aggressive with cosmetics, explaining eminent domain factors.. but always remained diligent on safety even stepping up police patrols, code enforcement, etc recently.

MS SIROTA, 14 N Wyoming questioned why the 5 recommendations just voted on last night were on the floor tonight? Why the ordinance couldn't be re-introduced with people notified as they were in 1999 by sending a letter to everyone in that area. MEALO explained that the plan is being reduced and people are not being adversely effected in any way. They have tried to get this out to the public in every way. No one is losing anything. ENGINEER CARTER said Ord 2007-14 was properly introduced and available to the public. He explained the Planning Board procedural review which took place last evening had only minor changes

DEBBIE BUCHALSKI, 105 S. Derby proffered a real estate perspective of the extraordinary things happening on the island and expressed positive feelings on the timing of this decision. She applauded Ventnor for engaging a team of extremely skilled professionals who have redefined the redevelopment zone and removed the eminent domain anxiety previously felt. This plan now invites the public to take smaller steps and gives the local real estate community something to entice owners to develop or improve their properties.

MICHAEL VENTURA 109 N Harvard posed questions on the tax abatement with MS MEALO responding. The MAYOR & ADMINISTRATOR clarified how a 5yr abatement works - being tied to the capital improvement. The base tax is still paid with only the assessment frozen. The 1st year owner pays \$\$00 on the improvement, 2nd year, 20%. The abatement is not automatic, you must apply and do the improvements to receive it.

EILEEN BARKER, owner of 5100 Ventnor asked general questions on improvements being encouraged and if height limitations were being raised. (Only elevators excepted).

CHARLES LUKENS 409 Suffolk likened the NE Project to a wounded duck limping around with the tremendous cloud on the titles to those properties and the people still not knowing. He stressed the need for public clarity suggesting that the maps shown tonight should be available downstairs, where people can

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walk in, look at them and walk away with a sheet of paper which describes specifically the individual requirements of each parcel and what the City wants there. The ADMINISTRATOR & ENGINEER said that has always been made available in the Clerk's Office. In discussing wide-spread misconceptions which seem to arise from the yellow designations on the NE District map, another way to display the reduced area on the new map was considered.

SAL PROVENZANO 4200 Boardwalk/AC complimented the City for moving on Redevelopment with code enforcement & police doing a good job in that area, but was concerned hearing BERT LOPEZ was not informed by the City of the new project.. The CITY SOLICITOR responding to SAL PROVENZANO'S request, explained that the Agreement, with Pulte's consent, was that 20% of the new housing would be Affordable Housing. When Pulte pulled out, the fruition of AH within the bonds of our agreement couldn't go forward .MR LOPEZ' big concern was if there was an effort to eliminate AH. The only thing we have eliminated is more than ½ that area from redevelopment, reducing it from 17 to 7 parcels that could possibly be taken by eminent domain. Responding to PROVENZANO'S repeated concern, the SOLICITOR opined that we are on firm ground. The recommendations have just come down, the Ordinance is being considered and is a culmination of the PB' s recommendations.. We are going through the procedures of implementing the Ordinance. Proper procedures have been followed, public notice w/plenty of advertising done and it is now being considered. LOPEZ disagreed with the SOLICITOR'S interpretation of the Agreement with the SOLICITOR reiterating that there is no developer, no money, AF housing is gone & we have reduced the redevelopment area & removed most chances of using eminent domain. More discussion ensued with MEALO, VESPERTINO & SCHAFFER interposing, attempting to offer LOPEZ clarification.

JOHN OLIVE, 4919 Ventnor could not understand why MR LOPEZ was fighting to keep the HISPANIC ALLIANCE in 100yr old homes which had been converted over time into substandard apartments with overcrowding, no parking, etc. He was optimistic that the tax abatement program was the best way to go.

MIKE WEISEN, 326 N DORSET - member of the PB, said he was originally opposed until he saw Pulte's pictures and feels that with this new plan and code enforcement enforcing a time line, more people will be willing to look at the area. He would love to see the same look that we have from Victoria to Jackson Avenue downbeach.

PINKY KRAVITZ reiterated the need of printed matter, board minutes, flyers.. forming a line of communication to every household. MARSHA GELESPIE, 418 OXFORD echoed Pinky Kravitz and the City's need to get the word out to the community in a better way than by TV, websites, emails. EMILY CHRISTIAN, 111 S Newport offered that Ventnor is a fabulous place to live but we don't do a marketing/sell job. We need to sell this program to Ventnor & everyone else in order for them to want to come in. (Spend more money on Marketing 101)

ANGEL MADERA, 122 N Rosborough questioned why CRDA or casino money isn't more involved - with this whole area being casino workers. CMR VESPERTINO replied that Mayor tried diligently but CRDA won't work without a firm plan. The MAYOR found in several meetings with Mr. Kennedy/Mr. Carver that CRDA is looking to create jobs, funding projects like the Entertainment Zone, The Walk... MR MEDERA hoped CRDA would be kept on the table. As a Latin he knows they don't want to live in substandard situations but sometimes have no choice.. mentioning A.C. offering VIP plan. The MAYOR said that 8-9 properties received CRDA money which was forgiven if they lived in the property set #yr but had to pay some of the loan back if they moved. DIANE WRIGHT, 5003 Ventnor/Bed & Breakfast owners, thanked the city for quick responses to problems she/husband reported in the NE area. She asked the status of their property and one adjacent. MS MEALO responded.

MARYLOU FERRY 5603 Atlantic speaking as a real estate broker said that this is an extraordinary time with all that's happening in the County and the Island. She complimented Ventnor for developing a team of extremely skilled professionals (building, finance, development) & redefined the redevelopment zone & removed eminent domain anxiety that we've found in previous months & invite the public to take baby steps so the local real estate community can go out to our property owners & entice development

There being no one further wishing to be heard, it was moved by Cmr Schafer, seconded by Cmr Vespertino, the Public Hearing be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

2ND READING (PUBLIC HEARING)OF ORDINANCE 2007-15

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 181-7 OF THE CODE OF THE CITY OF VENTNOR CITY PERTAINING TO RENTAL PROPERTY FEES

The City Clerk read the Public Notice on Ordinance 2007-15 after which Mayor Kreischer announced that the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

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There being no one wishing to be heard, it was moved by Cmr Schafer, seconded by Cmr Vespertino, the Public Hearing be closed.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

INTRODUCTION OF ORDINANCE 2007-16

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102
DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF
VENTNOR CITY RELATING TO CONSTRUCTION FENCING

Cmr Schafer moved, seconded by Cmr Vespertino, that Ordinance 2007-16 be introduced.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-14

AN ORDINANCE AMENDING THE NORTHEAST
VENTNOR REDEVELOPMENT PLAN (Chapter 180A)

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-14 be adopted with the amendments.

Roll Call Vote:

*Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

*CMR VESPERTINO stated that if he thought there was any detriment to the change in this plan he would consider tabling it - but with the positive steps that it took, he saw no urgency in postponing it.

*CMR SCHAFFER noted the many delays this project had already faced with law suits, Pulte leaving, the market.. and did not feel it worthy of being delayed any further. This project was started to assist homeowners in that area get some relief. Most of the controversial issues in the redevelopment area regarding eminent domain, have been eliminated and there is no reason not to move forward.

*MAYOR KREISLER agreed with Cmr Vespertino that the amendments are minor in scope with elevator shafts being excepted and removing the cloud of eminent domain from the vast portion of this area - and with the earlier auction on a piece of vacant land in that area selling @\$141,00 where months ago we had no bids - we feel it indicative - that the time to move forward is now.

FINAL READING AND ADOPTION OF ORDINANCE 2007-15

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 181-7 OF THE CODE
OF THE CITY OF VENTNOR CITY PERTAINING TO RENTAL PROPERTY FEES

Cmr Vespertino moved, seconded by Cmr Schafer that Ordinance 2007-14 be adopted with the amendments.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 125 thru 128 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one wishing to speak, Cmr Schafer moved, seconded by Cmr Vespertino Resolutions No.125 through 128 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.125 OF 2007 - HOLIDAY PARADE COUNTY ROAD INDEMNIFICATION
BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City, County of Atlantic and State of New Jersey that the Mayor and City Clerk be and they are herewith authorized to sign an to be given to the County of Atlantic in consideration of the County permitting the City to close a portion of Ventnor Avenue on December 1, 2007 to facilitate the Holiday Parade in the City of Ventnor, which Indemnification form is annexed to this Resolution.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 125 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

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RESOLUTION NO.126 OF 2007 - AUTHORIZING NO PARKING DURING HOLIDAY PARADE

WHEREAS, the City of Ventnor City is desirous of holding a Holiday Parade on December 1, 2007; and

WHEREAS, it is the intention of the City of Ventnor City to cause said parade to line up along Cornwall Avenue, proceed along Ventnor Avenue, finishing at the Ventnor City Firehouse at New Haven & Winchester Avenues; and

WHEREAS, due to the need to utilize the full cartway of Cornwall Avenue for the purpose of organizing the parade line-up, parking should be prohibited during the period of the parade.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that it herein authorizes the Police Department in the City of Ventnor City to Post North and South Cornwall Avenue, between Atlantic and Winchester Avenues, both sides of the street as "No Parking" from 10:00AM to 1:00PM on December 1, 2007 during said period of the Holiday Parade.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forthwith transmitted to the Ventnor City Police Department.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No. 126 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreischer

RESOLUTION NO.127 OF 2007 - TAX REFUNDS, OVERPAYMENTS

RESOLUTION NO.128 OF 2007 - SETTING DATE OF ABANDONED VEHICLE AUCTION

WHEREAS, the City of Ventnor City is interested in aiding in the sale of certain vehicles which are identified in Schedule A attached hereto and made a part hereof; and

WHEREAS, said vehicles have remained unclaimed by the owner or other persons having legal right to same within the required period pursuant to NJ Statutes; and

WHEREAS, the City of Ventnor City is desirous of aiding in the sale of said vehicles at a public auction; and

WHEREAS, pursuant to NJ Statutes said vehicles may be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that the City Clerk of the City of Ventnor City is hereby authorized to coordinate a public auction at a public place of those motor vehicles identified in Schedule A.

BE IT FURTHER RESOLVED that said public auction shall be held on Tuesday, December 4, 2007 at 10AM, prevailing time, at the Ventnor City Public Works Complex, Cornwall and Winchester Aves., Ventnor City, NJ.

BE IT FURTHER RESOLVED that Notice of said public auction has been given in writing by certified mail, return receipt requested, to the appropriate parties in accordance with NJ Statutes.

BE IT FURTHER RESOLVED THAT Notice of said public auction has also been given by certified mail, return receipt requested, to the holder of any security interest filed with the Director of the Division of Motor Vehicles of the State of NJ at least ten (10) days prior to the date of the public auction.

BE IT FURTHER RESOLVED that the Notice of said public auction shall be published one (1) time at least ten (10) days prior to the date of the sale in one (1) or more newspapers published in the State of NJ and circulating in the municipality in which the motor vehicles are held.

BE IT FURTHER RESOLVED that all vehicles listed in Schedule A shall be sold a one (1) lot to the highest bidder.

BE IT FURTHER RESOLVED that the sale of all motor vehicles is final, absolute and the purchaser of the vehicles is required to pay for the vehicles in full in cash or by certified check at the auction.

BE IT FURTHER RESOLVED that the successful bidder shall remove all vehicles from the site no later than fourteen (14) days from the date of the sale.

SCHEDULE "A"

#	Control #	Year	Make	Model	Vehicle Identification #	Mileage
1	07-1053	1994	Chevy	Prism	1Y1SK536XRZ079309	153,468
2	07-1064	1987	Mazda	RX7	JM1FC3315H0547459	193,353

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3	07-1068	1999	Olds	Ale	1G3NK52T4XC336960	154,005
4	07-1069	1990	Honda	Accord	1HGCB7643LA081828	70,418
5	07-1070	1993	Plymouth	Gvy	1P4GH4435PX735458	85,290
6	07-1071	1991	Honda	Accord	1HGCB7160MA027493	94,770
7	07-1073	1998	Pontiac	Gra	1G2NW52M5WC781207	185,468
8	07-1074	1994	Plymouth	Acc	1P3AA4630RF205418	176,521
9	07-1075	1992	Chevy	Lumina	2G1WL54TXN9213949	132,649
10	07-1078	1991	Chevy	Crs	1G1LT53T9ME184993	153,552

Vehicles may be viewed on 12/3/07 from 1:00 PM to 3:00 PM at the storage facility of Point Towing & Recovery, 646 New Road, Somers Point, N.J. 08244

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 128 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$4,223,574.55 and payroll from 10-27-07 to 11-09-07 in the amount of \$414,647.77 for approval. So ordered.

PUBLIC REMARKS

Clerk's Note: As per his request, the questions, concerns and views expressed by Norman Klinger were permitted without time constraint or interruption.

NORM KLINGER 1 S Oxford referred to the 11/1/07 Commission Meeting where he addressed the City's failure to maintain a balanced general ledger and other financial findings recited by the City Auditors. He puzzled why Commissioners blamed deficiencies on the computerized system obtained 3 years prior when the books continued to be kept by hand during that time. Checking Audits back to 1998 he found Findings of Reportable Conditions each year. Quoting Bowman & Co. he read, "we noted certain matters involving the internal controls over financial reporting and its operation that we consider to be reportable conditions. Reportable conditions involve matters coming to our attention relating significant deficiencies in the design or operation of the internal control over financial reporting that in our judgment could adversely effect the City's ability to record, process, summarize and report financial data consistent with the assertions of management and the financial statements." The Audits listed dreaded phrases "material weaknesses not maintaining a balanced general ledger; not being able to verify daily receipts of the golf range as documentation for cash receipts was lacking; not maintaining proper accounting for Developers Escrow; expenditures without appropriations, payments without certification of receipt of goods & services.." and "accordingly the financial statements do not represent financial position and results of operations and results in conformity with accounting principals generally accepted in the USA". Compliance Resolutions verifying they had read & understood the Audit & its recommendations, were signed each year by the Commissioners. He observed that Bowman followed the same standards as mandated by the Sarbanes-Oxley Act 2002, recognized strict standards for public companies.

KLINGER questioned why this Commission did nothing to rectify repeated failures in the financial records all these years - did nothing to deal with the CFO, who also was the Assessor all those years.. why they waited until the recent Audit Reports were obtained by citizens, read, publicly disseminated & brought up here. The investigations will continue because citizens need to know what happened to all the money they paid as taxpayers; how was it administered; where it went; did it go where it should have? Audit Reports say they don't know and although they use spot checking, not forensic audit, many serious deficiencies were still found by the Auditors. He questioned why violations of financial control standards were repeated in all these years.

Reflecting on the love of community openly expressed by citizens & volunteers tonight and the often heard phrase "what's past is past, let's look at the future".. He cautioned that when history is ignored, when change isn't implemented, history will repeat itself. You can't keep the same finance person who @\$60,000yr didn't handle the big job well and let him continue as Assessor- dealing with something so extremely sensitive to the community, which touches everybody's pocketbook. Although told of his resignation, he has seen no proof. Should taxpayers have faith in you if you keep the same person? That you're 'having talks with other municipalities about using their Assessors' stresses the need for openness to what the Commission is doing. You must communicate!

As to why the public simply can't come in and request a file on any subject.. from OPRA requests, he had found the files are scattered everywhere.. with Engineer, Solicitor, Commission, City Clerk each having some of the pieces - and submitted, you cannot run a business without information being in **one** file.

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In his review of Fishing Pier/reconstruction documents, he found the May 2007, \$3.6M bid was blown when it was withdrawn by the low bidder. The City's failure to notify the bid surety to give them the extension they needed was inexcusable and placed the responsibility for missing the deadline squarely on Commission. That no one publicly disclosed their failure to watch the calendar or get the right people to get the extension, was shocking. He expressing delight that when people reported too much crime in a part of town the police showed up and took care of it but would be more delighted if the police were there before letters were written or calls made. Code enforcement should not be strict in just one targeted place, it should be strict throughout the City. That's what codes are for. It shouldn't happen because you complained. It should happen because that's how you run a City.

MR KLINGER announced that the people who love Ventnor now have another source of information other than the City website. weloveventnor.org is the fruit of the hard labors by many citizens with no ax to grind other than to get government to be responsive, responsible & open. The site will have more information than the City's website. They will have pier reports from 2003 when the Commissioners were told in writing & never disclosed - that the fishing pier was a danger to life & limb - that the number of people on there should be limited - that fishermen knew not to lean on the railings in some places because they were held together by duck tape & not secured to the boardwalk w/bolts gone. They were told not to have large groups on the pier & get people off in high winds. All very serious and not disclosed to the public. They had exposed taxpayers to very serious litigation if someone had gotten hurt due to the dangerous condition of the pier, which they knew about & did not disclose.

Responding to how the Audits went, CMR VESPERTINO said he couldn't agree more, they could have done a better job. On communications, he just didn't buy it saying that over the last 12 years these 3 Commissioners were more accessible than any before. They respond to phone calls, go out of their way adding extra meetings. They are everywhere .. they go to the schools, the Little League fields, they respond to people who ask questions, who come in to City Hall.. He spoke of how bothered he was by language on a website which called the Mayor a putz - a man with 29yrs in the Pirates, & 15yrs in St James basketball is called a putz and calls Cmr Schafer & me(Vespertino), flunkies. He said he felt even more offended for the Mayor who probably spends more time at his job than any mayor in this state. KLINGER said that name calling is despicable but was not connected to their site. It is from a Margate Blog by Mr Klotz, who is no fan of the Mayor's. It is a link and we are not responsible for links. They have radio shows, newspapers, beach Blogs & even a link to Ventnor's site - even though we might feel that some things you put there may be inadequate, incomplete, misleading.. You may find links to newspaper articles unflattering to this administration. CMR VESPERTINO said the website with all its information is phenomenal - but he did not subscribe to name calling, that is what he is saying. KLINGER agreed, proffering that he is not an officer of that website and that weloveventnor.org is a nonpartisan public service, not dealing with any candidates - a nonprofit site.

Addressing the Audit, MAYOR KREISCHER agreed that deficiencies in the Audit should have been dealt with earlier but he did not want people believing there was money missing or a cover-up. On accounts overspent without appropriations, he explained the constraints of a 25% temporary budget having separate departmental budgets -citing snow storms as an early budget expenditure necessitating the purchase of salt which then creates a temporary over-expenditure of line items. Waiting for Discretionary Aid or State Aid funding figures can delay adoption of the permanent budget & prolong temporary budget situations. He said they misinterpreted the State Contract Law in not passing a resolution for their purchase of a \$25,000 police vehicle but emphasized that the violation did not cost the City additional money. He stated that a general ledger was maintained but was kept by hand & not balanced by December 31st, a violation. They have talked with the new CFO about these things and they will be corrected. Commenting on scattered files, he said the Engineer & Solicitor maintain their own files in their offices located outside of City Hall.

The MAYOR said he would leave the fishing pier to Mr. Abbott but emphasized they weren't reckless with people's lives. The pier was padlocked in high winds and they stopped large groups/tournaments from using the pier. He took offense to anyone saying they were putting lives in jeopardy - and would let the community decide, not Norm Klinger, if Tim Kreischer would put people's lives in danger. On getting information out, we have to get better on that. We added extra meetings, workshops, more workshops & invited the public to attend. On issues like beach replenishment & redevelopment, we brought in state officials to meetings held in halls large enough to accommodate the people and we do not place time limits on public speaking. He asked if the Boardwalk, beaches, school system, recreation, playgrounds & parks aren't better today than several years ago. We attacked the redevelopment issue that had never been addressed before - maybe not on the time frame everyone

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wanted but we took it on. We took steps to correct the Audit - maybe not on the time frame some wished - but we did do it. Being called a putz ..and then for people to promote that website.. he feared for the electoral process with the campaign being 7 months out, starting off with that tone.

KLINGER said the Mayor's speech sounded like a speech for the next campaign but assured them he's not involved nor is he running for office. He gave him credit for his being a great talker - talking around the issues - but not much credit for candor, recalling the big fishing pier debate where the Mayor had someone get up to say he loved the pier because he had a wedding with 200 people on the pier the year before. That was long after the 2003 pier report said do not have any large crowds on the pier! KLINGER then learned from the piermaster that 2 weddings had been held on the pier since 2003. He told the Mayor you can pick & choose issue.. talk your way around the points but you cannot explain away your own Auditor's condemnation of your financial bookkeeping, your CFO and your duty to supervise this CFO. Very heavy condemnations from Auditors who contributed a lot of money to your political campaigns yet still were forced by ethical and professional standards to label their Audits of the City as containing material misstatements, material weaknesses and reportable conditions, a serious condemnation which cannot be white-washed. He reaffirmed that their website is open and takes no responsibility for Mr. Klotz. His site is just one more source of information. Like unflattering articles in AC Press, you may always respond to things you don't like or see. People who use bad words, insults or personal attacks defeat themselves. They don't get respect & don't win with that kind of hate. We're all in agreement on that - but I stand by the seriousness of what I said; about what I consider official misfeasance on your part.. all three of you.. which could be, when carefully investigated, something that goes up to malfeasance and in that case, you'd better lawyer up.

He granted that they've done lots of things but most are things that they should be doing. They are supposed to rebuild, improve, to fix roads, to go out in the public! It's all part of the job. If you don't love it, don't do it. No one should be doing it for the money - it's a sacrifice and it should be taken seriously. When you spend our tax dollars it should be the same as if you were spending out of your own pocket. Give it that much respect. Don't just do things and go and simply raise taxes or do a back door reassessment to get the money that way. Taxpayers want their taxes to be justified or they don't want to pay higher taxes. Reaffirming that he did not want to fight a war on words, he just wanted the facts out there to inform the public of the bad things not just the good things - which might force you to do your homework better & take corrective action faster. Being in their same position over 30yrs ago as an elected official, he believed open government had nothing to fear because people can see everything out there. If they didn't like it and told us about it, we changed it. It's not enough to have people talking at you. You need to listen & understand what well-meaning people are telling you and incorporate what they say into your decisions - it's not enough to just hold forums so people can have a little psychotherapy by venting. Concluding, he said he appreciated the courtesy for giving him the time and we'll continue our conversations.

BARBARA ALTMAN, 309 Fredericksburg reported a Boardwalk safety problem with 2front/2back lights out at Lifeguard HQ. CMR.VESPertino said the Electric Co was notified a few days ago & the MAYOR heard the Police reporting it.

ADMINISTRATOR MCCROSSON stated for purposes of clearing misconceptions which might arise from MR KLINGER'S comments in quoting the Audit, the differences in the vernacular of accounting standards & requirements prescribed by the State for NJ for its 566 municipalities & as followed by our Auditors - as opposed to requirements or standards imposed by the Sarbanes-Oxley Act for private & commercial establishments by the USA. MR MCCROSSON also clarified how the process of spot checking, commonly referred to as sampling, is done.

CMR VESPertino thanked JULIE MEALO and the PLANNING BOARD SUBCOMMITTEE for their volunteer labor changing the Redevelopment Plan in-house and for the in-house work the committee did on major height restriction changes. By not hiring paid professionals, he estimated a \$50,000 savings to taxpayers.

WAYNE BUMGAERTEL, 138 N Derby asked what plans the City had on fixing up the bay side of the Public Works Complex. For esthetic and safety reasons it needs to be done(fencing is gone/unsightly) CMR VESPertino agreed & said it was a matter of prioritizing & estimated the cost of that project to be around \$500,000. Until then the CMR said they will try to do a better job maintaining it and hopefully upgrade the facility in the future.

SONDRA KLINGER, 1 S Oxford asked what happened to finishing the boardwalk? At the 10/15 meeting she was told that work would start in 2wks and on 11/1 she was told it would start on Monday, 11/5. As of today, 11/15, no work has been done except to replace some really bad boards (per PW). CMR VESPertino apologized, explaining that he promised in good faith only to find we were out of fasteners, a manufactured part not easy to get and the purchase requires a \$30,000 minimum order. He tried to get some from Atlantic City without luck. He decided to piggyback the order with the fishing pier, to

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obtain only the amount needed to do the boards remaining in stock(pier deck uses same screws). The ENGINEER said the contractor ordered them 3 wks ago.

ADJOURNMENT:9:17PM

There being no one further from the public wishing to be heard and no other business to transact, Cmr. Vespertino moved, seconded by Mayor Kreisler the meeting be adjourned. So ordered.

Ventnor City, NJ
December 6, 2007

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Acting Mayor Schafer in Commission Chambers, City Hall on December 6, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer and Vespertino
Absent: Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Acting Mayor Schafer announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the November 15, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:
Yeas: Commissioners Schafer and Vespertino
Absent: Mayor Kreisler

2ND READING (PUBLIC HEARING) OF ORDINANCE 2007-16

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102
DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF
VENTNOR CITY RELATING TO CONSTRUCTION FENCING

The City Clerk read the Public Notice on Ordinance 2007-16 after which Cmr Schafer announced that the Public Hearing was open and anyone could be heard speaking for or against the Ordinance.

There being no one wishing to be heard, it was moved by Cmr Vespertino, seconded by Cmr Schafer, the Public Hearing be closed.

Roll Call Vote:
Yeas: Commissioners Schafer and Vespertino
Absent: Mayor Kreisler

FINAL READING AND ADOPTION OF ORDINANCE 2007-16

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102
DEVELOPMENTAL REGULATIONS OF THE CODE OF THE CITY OF
VENTNOR CITY RELATING TO CONSTRUCTION FENCING

Cmr Vespertino moved, seconded by Cmr Schafer, that Ordinance 2007-16 be adopted.

Roll Call Vote:
Yeas: Commissioners Schafer and Vespertino
Absent: Mayor Kreisler

NEW BUSINESS

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Cmr Schafer asked if anyone from the public had any questions on Resolutions 129 thru 135 before their adoption under consent agenda.

MOTION FOR CONSENT AGENDA

There being no one wishing to be heard, Cmr Vespertino moved, seconded by Cmr Schafer that Resolutions No.129 and 135 of 2007 be adopted by consent.

Roll Call Vote:
Yeas: Commissioners Schafer and Vespertino
Absent: Mayor Kreisler

RESOLUTION NO.129 OF 2007 - SETTING DATES & TIMES OF 2008 COMMISSION MEETINGS & WORKSHOP SESSIONS

Pursuant to the Open Public Meetings Act, the following is the proposed 2008 Schedule of Meetings of the Ventnor City Board of Commissioners, which schedule shall be posted and distributed according to law:

Thursday	Jan	03	6:00 PM	Public Meeting	Commission Chambers
Thursday	Jan	10	6:00 PM	Workshop Session	Mayor's Office
Thursday	Jan	17	6:00 PM	Public Meeting	Commission Chambers
Thursday	Jan	24	8:30 AM	Workshop Session	Mayor's Office
Thursday	Feb	07	6:00 PM	Public Meeting	Commission Chambers
Thursday	Feb	14	6:00 PM	Workshop Session	Mayor's Office
Thursday	Feb	21	6:00 PM	Public Meeting	Commission Chambers
Thursday	Feb	28	8:30 AM	Workshop Session	Mayor's Office
Thursday	Mar	06	6:00 PM	Public Meeting	Commission Chambers
Thursday	Mar	13	6:00 PM	Workshop Session	Mayor's Office
*Thursday	Mar	20	8:30 AM	Public Meeting	Mayor's Office
Thursday	Mar	27	8:30 AM	Workshop Session	Mayor's Office
Thursday	Apr	03	6:00 PM	Public Meeting	Commission Chambers
Thursday	Apr	10	6:00 PM	Workshop Session	Mayor's Office
Thursday	Apr	17	6:00 PM	Public Meeting	Commission Chambers
Thursday	Apr	24	8:30 AM	Workshop Session	Mayor's Office
Thursday	May	01	6:00 PM	Public Meeting	Commission Chamber
Thursday	May	08	6:00 PM	Workshop Session	Mayor's Office
Thursday	May	15	6:00 PM	Public Meeting	Commission Chambers
Tuesday	May	20	12 Noon	Swearing In	Commission Chambers
Thursday	May	22	8:30 AM	Workshop Session	Mayor's Office
Thursday	June	05	6:00 PM	Public Meeting	Commission Chambers
Thursday	June	12	6:00 PM	Workshop Session	Mayor's Office

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**Saturday	June	14	10:00 AM	Workshop Session	Mayor's Office
Thursday	June	19	6:00 PM	Public Meeting	Commission Chambers
Thursday	June	26	8:30 AM	Workshop Session	Mayor's Office
*Thursday	July	03	8:30 AM	Public Meeting	Mayor's Office
Thursday	July	10	6:00 PM	Workshop Session	Mayor's Office
**Saturday	July	12	10:00 AM	Workshop Session	Mayor's Office
Thursday	July	17	6:00 PM	Public Meeting	Commission Chambers
Thursday	July	24	8:30 AM	Workshop Session	Mayor's Office
Thursday	Aug	07	6:00 PM	Public Meeting	Commission Chambers
Thursday	Aug	14	6:00 PM	Workshop Session	Mayor's Office
**Saturday	Aug	16	10:00 AM	Workshop Session	Mayor's Office
Thursday	Aug	21	6:00 PM	Public Meeting	Commission Chambers
Thursday	Aug	28	8:30 AM	Workshop Session	Mayor's Office
Thursday	Sept	04	6:00 PM	Public Meeting	Commission Chambers
Thursday	Sept	11	6:00 PM	Workshop Session	Mayor's Office
**Saturday	Sept	13	10:00 AM	Workshop Session	Mayor's Office
Thursday	Sept	18	6:00 PM	Public Meeting	Commission Chambers
Thursday	Sept	25	8:30 AM	Workshop Session	Mayor's Office
Thursday	Oct	02	6:00 PM	Public Meeting	Commission Chambers
*Wednesday	Oct	08	8:30 AM	Workshop Session	Mayor's Office
Thursday	Oct	16	6:00 PM	Public Meeting	Commission Chambers
Thursday	Oct	23	8:30 AM	Workshop Session	Mayor's Office
Thursday	Nov	06	6:00 PM	Public Meeting	Commission Chambers
Thursday	Nov	13	6:00 PM	Workshop Session	Mayor's Office
Thursday	Nov	20	6:00 PM	Public Meeting	Commission Chambers
*Wednesday	Nov	26	8:30 AM	Workshop Session	Mayor's Office
Thursday	Dec	04	6:00 PM	Public Meeting	Commission Chambers
Thursday	Dec	11	6:00 PM	Workshop Session	Mayor's Office
Thursday	Dec	18	6:00 PM	Public Meeting	Commission Chambers
*Wednesday	Dec	24	8:30 AM	Workshop Session	Mayor's Office

*Time/day change due to Holidays/Religious Observances

**Saturday Workshops will follow Agenda of previous Thursday Workshop

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 129 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.130 OF 2007 - CONFIRMING SALE OF 6503-13 VENTNOR AVE TO VINCENT CANNUSCIO (355,000.00) & SETTING 12-12-07 AS DATE OF SETTLEMENT

WHEREAS, the City of Ventnor, pursuant to Resolution No. 115-2007 authorized the sale of certain real property owned by the City and currently identified as Lots 2,3,4,5,6 & 7 of Block 122 as shown on the Tax Map of the City of Ventnor and commonly known as 6503-6513 Ventnor Avenue; and

WHEREAS, a public sale was held on November 15, 2007, at City Hall, Ventnor, New Jersey; and

WHEREAS, Vincent Cannuscio, c/o his attorney, Brian Callaghan, 2428 Atlantic Ave, Atlantic City, NJ 08401, was the highest bidder at the purchase price of \$355,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Commissioners of the City of Ventnor City, Atlantic County, NJ that it does hereby accept the bid of Vincent Cannuscio in the amount of \$355,000.00 for the purchase of the subject property.

BE IT FURTHER RESOLVED THAT THE Mayor and the City Clerk are hereby authorized to execute an Agreement of Sale, Deed and such other documents as may be necessary to transfer title from the City of Ventnor to said Vincent Cannuscio.

BE IT FURTHER RESOLVED that the successful bidder, Vincent Cannuscio, may cause title to the subject property to be placed into a separate entity other than himself individually at time of settlement.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 130 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.131 OF 2007 - CONFIRMING SALE OF 6 N HILLSIDE TO MICHAEL & CHERYL SCHWARTZ (\$141,000.00) & SETTING 12-14-07 AS DATE OF SETTLEMENT

WHEREAS, the City of Ventnor, pursuant to Resolution No. 116-2007 authorized the sale of certain real property owned by the City and currently identified as Lot 5, Block 98 as shown on the Tax Map of the City of Ventnor and commonly known as 6 North Hillside Ave; and

WHEREAS, a public sale was held on November 15, 2007, at City Hall, Ventnor, New Jersey; and

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WHEREAS, Michael Schwartz residing at 109 S. Nashville Avenue, Ventnor, NJ 08406 was the highest bidder at the purchase price of \$141,000.00; and

WHEREAS, Michael Schwartz has requested that settlement be held on Friday, December 14, 2007 and that title be placed into a name other than his individual name at time of settlement; and

WHEREAS, the Board of Commissioners is agreeable to said settlement date with time being of the essence, and the placement of title into a designated party.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Commissioners of the City of Ventnor City, Atlantic County, New Jersey that it does hereby accept the bid of Michael Schwartz in the amount of \$141,000.00 for the purchase of the subject property.

BE IT FURTHER RESOLVED THAT THE Mayor and the City Clerk are hereby authorized to execute an Agreement of Sale, Deed and such other documents as may be necessary to transfer title from the City of Ventnor to said Michael Schwartz or his designee.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 131 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.132 OF 2007 - AUTHORIZING INTERLOCAL AGREEMENT WITH MARGATE FOR SHARED SERVICES OF DEPUTY REGISTRAR OF VITAL STATISTICS

THIS INTERLOCAL SERVICES AGREEMENT ("AGREEMENT"), made this _____ day of _____, 2007 by and between the City of Ventnor City, located at 6201 Atlantic Ave, Ventnor, NJ (hereinafter "Ventnor City"), and the City of Margate City, located at One S. Washington Ave, Margate, NJ (hereinafter "Margate City")

WITNESSETH

WHEREAS, Janice Callaghan is the Certified Municipal Registrar for the City of Ventnor and Agnes Schwartz is the Certified Municipal Registrar for the City of Margate; and

WHEREAS, in accordance with N.J.S.A. 26:8-17 the local registrar shall appoint a deputy to assist in the normal day to day operation of the office and whose duty shall be to act in the registrar's stead in case of absence, disability or death of the registrar; and

WHEREAS, the N.J.A.C 8:2A-4.2 requires municipal registrars and deputy municipal registrars to be certified and maintain certification credits to be eligible to perform the duties of the office; and

WHEREAS, the City of Ventnor and the City of Margate wish to share the services of Deputy Municipal Registrar by appointing Janice Callaghan as Deputy Municipal Registrar for the City of Margate and Agnes Schwartz as the Deputy Municipal Registrar for the City of Ventnor; and

WHEREAS, after having been duly appointed by the Certified Municipal Registrar City of Margate, Janice Callaghan will serve in the position of Deputy Municipal Registrar for the City of Margate for no cost or expense to the City of Margate.

WHEREAS, after having been duly appointed by the Certified Municipal Registrar City of Ventnor, Agnes Schwartz will serve in the position of Deputy Municipal Registrar for the City of Ventnor at no cost or expense to the City of Ventnor; and

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein the parties agree as follows:

1. The above recitals are incorporated into this section as if fully set forth at length herein.
2. The City of Ventnor and the City of Margate wish to enter into this Shared Services Agreement so that each municipality has a duly appointed Certified Deputy Municipal Registrar in compliance with State law.
3. The Interlocal Services Agreement Act, N.J.S.A. 40:8A-1 et seq. shall apply to this Agreement and to the extent any provision of this agreement is in conflict with said Act, the Act shall be controlling and take precedence.
4. This Agreement represents the entire Agreement between the parties and may not be altered modified or changed except in writing.

5. This Agreement shall be governed by the laws of the State of New Jersey.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 132 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.133 OF 2007 - REAPPOINTMENT OF STANLEY GUNNISON (CJ ADAMS INS CO) AS RISK MANAGEMENT CONSULTANT

WHEREAS, the Board of Commissioners of the City of Ventnor City has resolved to join the Atlantic County Municipal Joint Insurance Fund, a self insurance pooling fund, following a detailed analysis; and

WHEREAS, the Bylaws of said Fund require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate a fee not to exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body; and

WHEREAS, CJ Adams Company/Stanley H. Gunnison has offered to perform the services required as Risk Management Consultant for a fee of five (5%) percent of the municipal assessment; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor City that it hereby appoints the CJ Adams Company/Stanley H. Gunnison as its Risk Management Consultant in accordance with NJSA 40A:11-5.

BE IT FURTHER RESOLVED BE IT FURTHER RESOLVED that the Governing Body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of the decision to be published according to NJSA 40A:11-5(1),(a),(i).

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 133 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.134 OF 2007 - SUPPORTING NJ DIV OF HIGHWAY TRAFFIC SAFETY "OVER THE LIMIT UNDER ARREST 2007 YEAR END CRACKDOWN" PROGRAM

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day and almost 18,000 people each year; and

WHEREAS, 34% of motor vehicle fatalities in New Jersey are alcohol related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety has asked law enforcement agencies throughout several counties to participate in the "Over the Limit Under Arrest 2007 Year End Crackdown"; and

WHEREAS, the project will involve increased impaired driving enforcement from December 7, 2007 through January 2, 2008; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED that the City of Ventnor City declares its support for the "Over the Limit Under Arrest 2007 Year End Crackdown" from December 7, 2007 through January 2, 2008 and pledges to increase awareness of the dangers of drinking and driving.

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 134 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

RESOLUTION NO.135 OF 2007 - CANCELLATION OF VOIDED CHECKS

December 6, 2007

WHEREAS, the Director of Finance of the City of Ventnor has determined that the attached list of checks had been previously approved for payment of the Board of Commissioners of the City of Ventnor City; and

WHEREAS, it has been determined that these checks were voided for various reasons and except as noted, not re-issued.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor that they acknowledge and accept the disposition of these checks and the re-issuing of such checks as noted.

VOIDED CHECKS

<u>Ck #</u>	<u>Payee</u>	<u>Amount</u>	<u>Original Date</u>	<u>Deposition</u>	<u>New #</u>	<u>Amount</u>	<u>Date Re-issued</u>
#35838	Schindler Elevator	\$2,002.61	02/16/07	Re-issued	# 35947	\$1,941.56	02/28/07
#35859	World Savings	\$1,026.53	02/16/07	Not Re-issued			
#35973	Wells Fargo	\$ 582.70	02/28/07	Not Re-issued			
#36424	Teamsters Local 929	\$5,735.50	05/30/07	Not Re-issued			
#36464	Chapman Ford	\$ 881.57	06/15/07	Re-issued	# 36807	\$ 979.57	07/30/07
#36490	Henry Cifaloglia	\$ 250.00	06/15/07	Not Re-issued			
#36621	Trinity Meth Church	\$ 800.00	07/02/07	Not Re-issued			
#36705	AKSTS	\$ 535.00	07/31/07	Re-issued	#37045	\$ 535.00	09/19/07
#36962	Comcast of S J	\$ 105.27	09/15/07	Not Re-issued			
#37033	Washington Mutual	\$1,241.71	09/15/07	Not Re-issued			
#37059	Comcast of S J	\$ 100.26	09/15/07	Not Re-issued			
#37194	Ralph Santoro	\$ 705.38	10/15/07	Not Re-issued			
#37135	Patrick McNally	\$ 372.00	10/15/07	Not Re-issued			

Cmr Vespertino moved, seconded by Cmr Schafer that Resolution No. 135 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer and Vespertino

Absent: Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$434,251.28 and payroll from 11-10-07 to 11-23-07 in the amount of \$417,244.21 and from 11-24-07 to 12-7-07 in the amount of \$468,126.06 for approval. So ordered.

PUBLIC REMARKS

LEE SIROTA, 14 N Wyoming repeated her concern that amendments to the Ordinance adopted 11/15 were included in the Ordinance although only 24 hours had passed since they were done & it was claimed they unimportant changes. She asked the Commission to consider an Ordinance that would prohibit amending any Ordinance unless first rewritten with amendments included & the Ordinance reintroduced.

HENRY MARCUS, 7301 Marshall spoke of the deplorable road surface by Shalom House, i.e. torn up w/potholes, needs trees.. CMR. VESPERTINO agreed but said that road work is presently on hold until the next capital improvement budget is passed. He will call the PW Supt about temporary road patching if possible. The ENGINEER added that we are also waiting for title reports to come in to clarify ownership of the strip of land vs. the public street and explained that the City can't do public improvements on private property.

LEE SIROTA asked for an update on the groin meeting with Margate. The CITY ADMINISTRATOR said the meeting was primarily to bring Margate's new Mayor Becker up to speed. There was no concrete timetable for construction. DEP representatives alluded to their desire to wait for subsequent beach fill projects so Army Corp could share the cost of funding the groin. It's still a possibility, reduced in scale, lowered & shortened with potential taper into Margate if their officials & residents approve. Margate Mayor will go back to his colleagues & we should hear back on January 15th.

CMR VESPERTINO thanked the Parade Committee, commending them for a wonderful job. Once again, the kids enjoyed themselves and had a great time with Santa.

Speaking for the record, CMR SCHAFFER noted that Mayor Kreisler's absence was due to there being an issue at Showboat from which he could not get away. He then called on Solicitor Abbott to be heard.

SOLICITOR ABBOTT said that MAYOR KREISLER asked him to address some of the issues raised by MR KLINGER in today's Downbeach Current - adding that it was unfortunate MR KLINGER was not in attendance to hear what he had to say - but in the past he had said that the City blew \$600,000. The SOLICITOR said he would talk directly into the camera so that when this is on UTUBE or the I

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Love Ventnor people put this on, we can get another version of the truth out so people can understand what happened. Contrary to MR KLINGER'S words, he said there was no charade regarding the pier, its funding, the bids that were put out.. nor was there any criminal activity nor culpability by anyone. The City has been working on the rehabilitation of the Ventnor pier since at least 2003. At that time an outside engineer, EDWARD RYAN came in (in addition to our Municipal Engineer) & analyzed the pier & made various recommendations. At no time did MR RYAN say the pier must immediately be closed. He did say among other things that the pilings themselves had about 5 more years of useful life and couched in non binding word, that there may be spots needing rehabilitation. Subsequent to that advisement, the City made application for Green Acres funding & in 2005, received \$565,000 grant/2% low interest loan with an additional \$450,000 in 2006. In 2007 we went out to bid w/4 bids received. Low bidder MIDLANTIC was substantially lower than the other bidders but substantially higher than the City could award without an Availability of Funds Certificate. Other factors such as creosote being outlawed were noted. Clarifying the requirements & limits of bid bonds, he quoted the contract's forfeiture language which limited Ventnor to a maximum forfeiture of \$20,000 unlike MR KLINGER'S assertion that we blew \$600,000, he had no legal right to cause MIDLANTIC to construct the pier for 24% less than the next lowest bidder, AP CONSTRUCTION for \$3,489,400. His answer to people who said why didn't you accept their bid was the City was attempting to have additional funds available so we could accept their bid. Initially MIDLANTIC wanted to do the contract but changed their mind when they saw they were substantially lower than the other bidders and knew they made an error and notified us in writing dated 6/7/07 asked that \$800,000 be added on to their \$2.6M bid for a total of \$3.4M. He noted that MR KLINGER was furnished a copy of that letter and when they talked MR KLINGER said we should sue but he explained that we're limited by law to \$20,000 maximum in liquidated damages.

We then did what maybe we should have done in the beginning - we wanted to keep that low \$2.6M bid but they wanted an additional \$800,000, so we put it out to bid again. On the 2nd round, R.A. WALTERS won @\$3,227,100. That bid was awarded & precipitated the additional authorization by Bonding Ordinance that the City's CFO could certify the Availability of Funds. In summary, he said he knows this is extremely complicated and it's unfortunate that it's degenerated to the point of accusations using words like charade, blew money.. that's absolutely false.. no truth whatsoever. MR KLINGER has this documentation & apparently chose to ignore that. MR ABBOTT said he was sure we will be hearing more of this in the following months leading up to the election & offered anybody who wants to can come in and see this information and ask questions, he will be happy to personally go over this further in depth. But the bottom line and the truth of the matter is that we didn't blow anything. We tried to save money for the City. Ultimately, by law, we did not accept the first offer of \$2.6M plus an \$800,000 add-on. In closing, the SOLICITOR said that he knew the City Clerk wanted the record to accurately reflect what happened - because when people distort the truth and false information is spread by way of letter and the Internet, somebody has to respond to it. He stated that in the future, MR GOBER, MR KLINGER and the rest can count on a response with the truth. He added that giving totals of fishing pier attendance without including visitors, spectators and surfers is a further example of misinformation being given out.

CMR.VESPERTINO said he was disturbed that an intelligent gentleman like MR KLINGER, would write that kind of Letter to the Editor and forget to write about the \$800,000 add-on - allowing the people of Ventnor to think the contract was \$2.6M when in reality it was \$3.4M. Feeling certain it was omitted by MR KLINGER since the Current does not edit letters to the editor, he called it irresponsible and incorrect.

PAULA DELUCA, 110 N Derby, identifying herself also as the Secretary of We Love Ventnor.Inc said that there appeared to be a gap in their OPRA requests in the May-June time surrounding the 1st fishing pier bid referred to an article in the Press which said the contractor had walked away from the contract and a June resolution supported that. Before publishing an article written by someone else on the website and wanting to develop a time line between March 13th & where things left in June, she called the contractor & spoke to the signatory on the May 11th letter granting the extension (Jim Henbest). He described a situation beginning with the March 13th bid opening with MIDLANTIC present and willing to go ahead. They had no concerns about the \$2.6M. A cost component of the bid was a \$200,000 used trestle - a large, bulky piece of equipment that would allow them to get out from the beach side & under the pier to effect the work they would be doing. Jim remembered calls with the City as cordial, getting phone calls from Engineer, Mr Carter - exchanging technical bits & pieces back & forth. He was told initially a Resolution of Contract Award would occur by March end. As time neared the City advised him that renegotiations were under way w/Green Acres to secure adequate funding but he would hear back from Ventnor somewhere in mid April - but he did not hear until May 11th when he heard from multiple people in Ventnor. MS DELUCA projected her count of days which had elapsed for contract awards and described alleged cell phone calls which Jim said he had with Michael (Murray) in the field after which a letter was sent. She described

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Jim's recollection of MIDLANTIC'S frantic search for the used trestle at \$200,000 - (a bargain price) had been sold and the only trestle they would be able to get was priced @\$500,000 ballpark. She said that then set off the morning call of May 17th saying we (MIDLANTIC) can't go forward on this -and the afternoon fax. Then you(the City) proceeded to pass a Resolution without any indication of all this back channel stuff going on.

VESPERTINO said that what he saw was an \$800,000 Change Order & gestured for a copy. The SOLICITOR, having participated in some of those phone calls conveyed how much we absolutely wanted to keep the \$2.6M bid because it was much lower than the next 3 contractors but we didn't have the legal right to sign the contract without funds. We were in discussions with Green Acres trying to get additional funds. Commission had not yet decided to bond or incur more debt having a policy of lowering debt for the past 4yr & shrinking it to \$10M. We relied upon the May 11th letter granting the extension. We did not want to jeopardize our \$1M funding from Green Acres - if we don't use it we lose it. The decision was made not to needlessly tie up the City in litigation limited to \$20,000 max liquidated damages. On the day of the Resolution they retracted the extension claiming poor cellular reception.(5/17 FX read) They obviously made a mistake & wanted a \$791,039 Change Order which we just couldn't do. We had tried not to reject the bids & now couldn't legally enter into a contract. We put it out to re-bid and it came in @\$200,000 less - if you added \$800,000 to the \$2.6M. He implied they obviously didn't want to do the job as MIDLANTIC didn't even bid the 2nd time.

MS DELUCA said she was trying to find out what happened in that gap between April 13th to May 11th, if there were negotiations with Green Acres? The Solicitor affirmed they were in contact with GA, optimistic for additional funds as they are still very optimistic of getting more money, they went ahead & got additional bonding despite the Commission's 4 yr philosophy. In response to ABBOTT'S declaration that our city's debt was low compared to other cities & urging to go to the State website & see for themselves, DELUCA interjected that Ventnor's current Budget is also very high. She offered that she comes from a town with about 4,000 more in population which runs its municipal side of the budget @\$7.5M while Ventnor's is @\$15.2M & for accurate comparisons of indebtedness you should include the total municipal budget & size of the city. A further exchange regarding the effect of demographics, public safety (paid vs. volunteer) school enrollment and population(permanent vs. seasonal)have on municipal budgets ensued.

CM VESPERTINO redirected the conversation back to MR KLINGER'S letter and his unfair portrayal of a \$2.6M contract. DELUCA said she had not read it. The SOLICITOR quoted portions of his earlier fact statement saying it was false to say we blew \$600,000. DELUCA said that if you were to posit the theory that if the City had promptly acted while the bid bond was alive, presuming it had the money to go forward as a party to contract you would have had a \$2.6M contract. VESPERTINO disagreed saying the litigation for \$20,000 wasn't worth it and MIDLANTIC wouldn't have signed the contract but agreed with DELUCA that the City & the taxpayers would have liked it @\$2.6M. The ENGINEER clarified that in talking with Jim throughout the contract, at no time did he mention there was a time sensitive issue with his trestle crane. That came up after the solicitor & I had discussions on extending the contract & were moving towards a special meeting to do that as we were that close to getting certification of additional funds. Because he agreed, we avoided a special meeting and went to the next regularly scheduled meeting by receiving that extension. Only after that time, with the letter in our hand & having not gone to a special meeting, did he telephone us to say there was an issue on the trestle crane. No \$\$numbers were proffered to us in that conversation. MS DELUCA noted the dissimilarity in Jim's recollection with MR CARTER offering that it seemed ironic that the Change Order brought the bid within \$100 of the 2nd low bidder. A detailed discussion of the use of epee wood for pier decking (relative to bid cost); reaction to use of epee on the Boardwalk by environmentalists; the City's research & testing of various lumber samples - problems w/moisture retention, weight load capacity with some against the 50yr life of epee and the effect of earlier referenda limiting the boardwalk to wood only.

Responding to MR ABBOTT'S earlier questions to Chris, their camera guy, MS DELUCA said it was a 3½ hr meeting - 1 tape got misnumbered but 21 uploadable segments will be played to a growing fan club. They did cut 30min ..the auction opens with him & closes with the winning bidder & fades. Presenting a spread sheet she researched - adding that her investigation revealed GAP is not applicable in NJ although DCA would love to see it adopted. What seemingly stands in its way is monopolistic muni auditors who give heavily to pay-to-play @the state level for software sold to the limited market of 566 where GAP is sold nationwide. She asked the chart be given to the new CFO. It runs year by year w/citable conditions running down the side w/how those conditions were racked up as numbered observations. A progressive chain of years which saw an unbalanced ledger from 1998 through successive years to the last Audit - a linear progression of things common at the time, reported, & talked about, which she hoped would not be reentered. MS DELUCA offered her MBA as one of the most valuable tool sets used in her career before becoming

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a fulltime homemaker in the last year that 3 of 4 children were at home. Concluding, she presented the Commission with an Audit ending 12/31/2006 from her Township(Warren) - noting it was received ASAP in response to her OPRA request @no charge, sent email with PDF attachment of over 100 pages.

ADJOURNMENT:7:00PM

There being no one further from the public wishing to be heard and no other business to transact, Cmr. Vespertino moved, seconded by Cmr. Schafer the meeting be adjourned. So ordered.

The Regular Meeting of the Ventnor City Board of Commissioners was called to order by Mayor Kreisler in Commission Chambers, City Hall on December 20, 2007 at 6:00PM following the Pledge of Allegiance.

Present: Commissioners Schafer, Vespertino and Mayor Kreisler
Present from Solicitor's Office: J. Scott Abbott, Esq.

Mayor Kreisler announced that "Pursuant to the Open Public Meetings Act adequate notice of this meeting has been provided in conformance with said law".

The minutes of the December 6, 2007 Regular Meeting were approved as written. (Oral reading waived)

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

SWEARING IN OF WAYNE ARNOLD AS POLICE CHIEF

The MAYOR declared this a special evening for the individual, the Department & the City. He called the last two Chiefs sworn in during his term, Schaffer & Wodazak, outstanding - and offered that the men and women are certainly the strength of a Police Department - but without strong leadership things can go wrong. He said we are fortunate that CAPTAIN WAYNE ARNOLD has been filling in for the Chief for the last 6 months and has had the opportunity to experience it. On the Civil Service test he came out #1 and are very fortunate to have a person of his caliber and leadership able to step in and assume the role of Police Chief which he deserves not on his longevity but on his knowledge, his experience and the service he has done for this community. After recognizing AC Police Chief Mooney & AC Admin Dominic Cappella in the audience, MAYOR KREISLER called CAPTAIN WAYNE ARNOLD and his family to the podium to be sworn in as the City of Ventnor City's newest POLICE CHIEF WAYNE ARNOLD.

PUBLIC INPUT OR QUESTIONS FOR ANY AGENDA ITEM UNDER CONSENT

Mayor Kreisler asked if anyone from the public had any questions on Resolutions 136 thru 141 before their adoption under consent agenda.

LEE SIROTA 14 N WYOMING asked on R-136,140,141,142. The CITY ADMINISTRATOR offered various examples(R-136) of how shortfalls occur and are resolved, transferring from line items w/\$\$balances to line items having(-)shortfalls - noting \$90,000as one of the largest in legal expenses from a law suit settlement. Totals were requested & read.

On R140 the ADMINISTRATOR explained the City is self insured for health benefits @\$100,000 stop loss. Any claims in excess of \$100,000 goes to re-insurance. The \$926,000 (approx)represents a death, a serious cancer case & twins born prematurely. Responding to MS Sirota as to the possibility of outside insurance, he explained the considerations given during the insurance review last year, but finding the cost to prohibitive, the City moved further away.

On R141 the ADMININISTRATOR & CLERK explained tax court decisions with respect to erroneous listings and Lot/Block \$\$ details of the properties.

On R142 MCCROSSON explained how certain extraordinary health situations including the employee death & premature birth of twins effect compensation health insurance cost and create a \$420,000 emergency.

MOTION FOR CONSENT AGENDA

There being no one wishing to speak, Cmr Schafer moved, seconded by Cmr Vespertino Resolutions No.136 through 142 of 2007 be adopted by consent.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.136 OF 2007 - TRANSFER OF FUNDS

BE IT RESOLVED that the following appropriation transfers are hereby authorized

	ACCOUNT NUMBER	FROM	TO
CITY ADMINISTRATOR	20-100-000		
SALARIES & WAGES	20-100-010		\$2,460.01
OTHER EXPENSES	20-100-299	\$5,344.83	
MAYOR'S OFFICE	20-110-000		
SALARIES & WAGES	20-110-010	\$2,259.78	
OTHER EXPENSES	20-110-299	\$9,500.00	
COMM. REV & FINANCE	20-112-000		
SALARIES & WAGES	20-112-010		\$0.22
OTHER EXPENSES	20-112-299		

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COMM. PUBLIC WORKS	20-114-000		
SALARIES & WAGES	20-114-011		\$0.22
OTHER EXPENSES	20-114-299		
CITY CLERK	20-120-000		
SALARIES & WAGES	20-120-010	\$5.08	
OTHER EXPENSES	20-120-299	\$5,270.00	
CODIFICATION OF ORDINANCES	20-120-320	\$8,600.00	
ELECTION EXPENSES	20-120-420	\$9,250.00	
FINANCIAL ADMINISTRATION	20-130-000		
SALARIES & WAGES	20-130-010		\$55,103.57
OTHER EXPENSES	20-130-299	\$7,300.00	
INFORMATION TECHNOLOGY	20140-000		
SALARIES & WAGES	20-145-011	\$5,384.63	
OTHER EXPENSES	20-145-299	\$850.00	
COLLECTION OF TAXES	20-145-000		
SALARIES & WAGES	20-145-010		\$9,215.58
OTHER EXPENSES	20-145-299		
ASSESSMENT OF TAXES	20-150-000		
SALARIES & WAGES	20-150-010	\$7,046.93	
OTHER EXPENSES	20-150-299	\$19,800.00	
LEGAL SERVICES & COSTS	20-155-000		
SALARIES & WAGES	20-155-010		\$0.04
LEGAL SERVICES	20-155-027		\$90,000.00
CITY ENGINEER	20-165-000		
SALARIES & WAGES	20-165-010	\$2.86	
OTHER EXPENSES	20-165-299	\$3,750.00	
PLANNING BD - NJSA 40:55D-17	21-180-000		
OTHER EXPENSES	21-180-299	\$21,150.00	
ZONING OFFICE	21-185-000		
OTHER EXPENSES	21-185-299	\$5,300.00	
LONGPORT INTERLOCAL ENGINEER	22-165-000		
SALARIES & WAGES	22-165-010		\$0.06
INSPECTION OF BUILDINGS	22-195-000		
SALARIES & WAGES	22-195-010		\$120,038.95
OTHER EXPENSES	22-195-299	\$2,400.00	
INSPECTION OF HOUSING	22-196-000		
SALARIES & WAGES	22-196-010	\$125,715.32	
OTHER EXPENSES	22-196-299		
ELECTRICAL & PLUMBING INSPECTION	22-197-000		
SALARIES & WAGES	22-197-010	\$7,585.12	
OTHER EXPENSES	22-197-299	\$400.00	
LONGPORT INTERLOCAL UCC	22-198-000		
SALARIES & WAGES	22-198-010		\$357.06
OTHER EXPENSES	22-198-299	\$2,000.00	
CITY INSURANCE:	23-000-000		
OTHER INSURANCE	23-210-000	\$3,590.00	
OTHER INSURANCE	23-210-011		\$3,450.00
WORKERS' COMP.	23-215-000		\$27,500.00
MEDICAL INSURANCE	23-220-000		\$49,991.93
POLICE	25-240-000		
SALARIES & WAGES	25-240-010		\$18,127.61
SALARIES & WAGES O/T	25-240-014		\$10,459.99
SALARIES & WAGES OTHER	25-240-015	\$36,197.52	
OTHER EXPENSES	25-240-299	\$24,950.00	
RADIO & COMMUNICATIONS	25-250-000		
SALARIES & WAGES	25-250-010		\$6,820.62
SALARIES WAGES O/T	25-250-014	\$818.74	\$0.00
OTHER EXPENSES	25-250-015	\$3,600.00	
OTHER EXPENSES	25-250-299	\$24,700.00	
EMERGENCY MANAGEMENT	25-252-000		
SALARIES & WAGES	25-252-010		\$13,056.91

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SALARIES & WAGES O/T	25-252-014		\$273.21
FIRE	25-255-000		
SALARIES & WAGES	25-255-010		\$176,295.41
SALARIES & WAGES O/T	25-255-014	\$5,718.32	
SALARIES & WAGES OTHER	25-255-015		\$14,260.00
OTHER EXPENSES	25-255-299	\$7,750.00	
UNIFORM FIRE SAFETY ACT	25-265-000		
SALARIES & WAGES	25-265-010	\$21,351.13	
OTHER EXPENSES	25-265-299	\$500.00	
STREETS & ROADS	26-290-000		
SALARIES & WAGES	26-290-010	\$65,265.93	
SALARIES & WAGES O/T	26-290-014	\$4,367.09	
OTHER EXPENSES	26-290-015	\$900.00	
ELECTRICAL DIVISION	26-300-000		
SALARIES & WAGES	26-300-010		\$9,876.72
SALARIES & WAGES O/T	26-300-014	\$3,143.21	
OTHER EXPENSES	26-300-015	\$200.00	
SOLID WASTE/RECYCLING	26-305-000		
SALARIES & WAGES	26-305-010	\$25,663.66	
SALARIES & WAGES	26-305-014	\$905.14	
OTHER EXPENSES	26-305-066	\$40,300.00	
OTHER EXPENSES	26-305-067	\$75,900.00	
OTHER EXPENSES	26-305-068	\$15,000.00	
OTHER EXPENSES	26-305-069		\$36,600.00
BUILDING & GROUNDS	26-310-000		
SALARIES & WAGES	26-310-010	\$43,382.44	
SALARIES & WAGES O/T	26-310-010	\$1,218.02	
OTHER EXPENSES	26-310-015	\$750.00	
OTHER EXPENSES	26-310-250	\$19,800.00	
OTHER EXPENSES	26-310-299	\$51,000.00	
MOTOR VEHICLE MAINTENANCE	26-315-000		
SALARIES & WAGES	26-315-010		\$26,160.04
OTHER EXPENSES	26-315-299	\$14,000.00	
RECREATION	28-370-000		
SALARIES & WAGES	28-370-010		
OTHER EXPENSES	28-370-299	\$1,000.00	
GOLF DRIVING RANGE	28-375-000		
SALARIES & WAGES	28-375-010	\$10,480.49	
OTHER EXPENSES	28-375-299	\$8,250.00	
BEACH PATROL	28-380-000		
SALARIES & WAGES	28-380-010	\$17,310.10	
OTHER EXPENSES	28-380-299	\$894.00	
BEACH CONTROL	28-381-000		
SALARIES & WAGES	28-381-010		\$1,265.95
OTHER EXPENSES	28-381-299	\$1,115.00	
CELEBRATION OF EVENTS/PUBLICITY	30-420-000		
OTHER EXPENSES	30-420-299	\$4,889.00	
ELECTRICITY	31-430-000		\$84,000.00
TELEPHONE	31-440-000		\$10,000.00
NATURAL GAS	31-446-000		\$15,100.00
GASOLINE	31-460-000		\$25,000.00
PERS	36-471-000		\$0.20
SOCIAL SECURITY	36-472-000	\$8,000.00	
UNEMPLOYMENT INS	36-473-000	\$500.00	
CONSOLIDATE PERS & FRS	36-474-000		\$1,961.60
POLICE/FIRE RETIREMENT	36-475-000		\$0.20
MEDICARE	36-476-000		\$3,000.00
MUNICIPAL COURT	43-490-000		
SALARIES & WAGES	43-490-010	\$2,956.77	
OTHER EXPENSES	43-490-299	\$4,740.00	

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PUBLIC DEFENDER	43-495-011	\$9,000.00	
OFFICE COMPUTER SYSTEM	44-933-000	\$2,000.00	
LIBRARY	44-940-000		\$645.00
BOND INTEREST	45-930-000		\$0.01
	TOTAL	\$811,021.11	\$811,021.11
WATER SEWER			
SALARY & WAGES TOTAL	55-501-010	\$0.00	\$7,762.86
S&W OVERTIME	55-501-014	\$11,244.78	
S&W OTHER	55-501-015	\$3,458.14	
NATURAL GAS	55-502-070	\$16,000.00	
ELECTRICITY	55-502-071	\$10,000.00	
GAS/DIESEL	55-502-074	\$20,000.00	
TELEPHONE	55-502-076	\$6,000.00	
HEALTH INSURANCE	55-502-084		\$43,338.07
OTHER INSURANCE	55-502-085		\$23,786.99
OTHER EXPENSES	55-502-299		\$7,150.00
ACUA SEWER	55-502-300		\$11,965.00
INTEREST ON NOTES	55-522-000	\$37,350.00	
INTEREST ON BONDS	55-523-000		\$4,400.00
SOCIAL SECURITY	55-541-000		
UNEMPLOYMENT INS	55-542-000	\$200.00	\$5,850.00
			\$0.00
			\$0.00
	TOTAL	\$104,252.92	\$104,252.92

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 136 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.137 OF 2007 - TAX OVERPAYMENT REFUNDS

WHEREAS, the 2007 tax on Block 157, Lot 17 C0901 assessed to Linda C Davies and known as 236 N Derby Ave #901, Ventnor, NJ 08406 was overpaid in the amount of \$126.64 due to a Homestead Rebate from the State; and

WHEREAS, Ms. Davies has requested a refund sent to her at the above address; and

WHEREAS, the 2007 tax on Block 174, Lot 2 CB assessed to Bradford Everman and known as 105 N Avolyn Ave, #B, Ventnor, NJ was overpaid by the mortgage company in the amount of \$631.52; and

WHEREAS, Wells Fargo Home Mortgage, 1 Home Campus, MAC X2502-011, Des Moines, Iowa, 50328-0001 has requested a refund in the above amount sent to them; and

WHEREAS, the 2007 & 2008 tax on Block 173, Lot 24 was overpaid in the amount of \$1909.67 due to an incorrect payment by Financial Freedom/IndyMac Bank, 353 Sacramento Street, Suite 900, San Francisco, CA 94111; and

WHEREAS, Financial Freedom/IndyMac Bank has requested a refund sent to them at the above address.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Ventnor that the Comptroller/Treasurer of the City of Ventnor is authorized to issue refund checks as stated above.

BE IT FURTHER RESOLVED that the Comptroller/Treasurer and the Tax Collector of the City of Ventnor are authorized to mark their books and records accordingly.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 137 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.138 OF 2007 - AUTHORIZING INTERLOCAL AGREEMENT WITH ATLANTIC COUNTY FOR SNOW REMOVAL & STREET SWEEPING ON VENTNOR AVENUE FROM DORSET TO FREDERICKSBURG

WHEREAS, by Resolution No. 121 of 2000 the City of Ventnor City entered into an interlocal agreement with Atlantic County for snow removal and street sweeping on Ventnor Avenue from Dorset to Fredericksburg; and

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WHEREAS, said agreement allowed for its automatic yearly renewal for a maximum of seven years which expired on April 30, 2007; and

WHEREAS, the City of Ventnor City desires to renew the interlocal agreement with Atlantic County for snow removal and street sweeping on Ventnor Avenue from Dorset to Fredericksburg.

NOW, THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners that it herein and hereby authorizes the renewal of the interlocal agreement with Atlantic County for snow removal and street sweeping on Ventnor Avenue from Dorset to Fredericksburg.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are herein and hereby authorized to execute said Agreement documents.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No. 138 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.139 OF 2007 - REFUND OF \$4000 CHECK MISTAKENLY DEPOSITED IN VENTNOR RECREATION TRUST FUND ACCOUNT

WHEREAS, the Director of Finance of the City of Ventnor has determined that Deborah Nehmad mistakenly turned in to the Finance Office of the City of Ventnor, a blank check in the amount of \$4,000 with a group of Volleyball checks; and

WHEREAS, the Finance Office subsequently deposited said check into the City of Ventnor Recreation Trust Account; and

WHEREAS, Deborah Nehmad has subsequently discovered this error, and requests that the City of Ventnor, return these monies; and

WHEREAS the Director of Finance has investigated this matter, and received letters from Deborah Nehmad and Mi Su Yu, the writer of the original check, supporting this claim.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners for the City of Ventnor that the Director of Finance for the City of Ventnor refund this check that was mistakenly deposit in the City of Ventnor Recreation Trust Account.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No. 139 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO.140 OF 2007 - AUTHORIZING CFO TO ENDORSE CHECK FROM STOP-LOSS CARRIER (IOA RE, INC) PAYABLE TO AMERIHEALTH ADMINISTRATORS FOR PAYMENT OF HEALTH BENEFIT CLAIMS IN EXCESS OF STOP-LOSS

WHEREAS, the Stop-Loss carrier, IOA Re, Inc. has issued a check for payment of health benefit claims in excess of the stop-loss amount; and

WHEREAS, AmeriHealth Administrators processes claims on behalf of the City of Ventnor City self insured health benefit plan for payment of health benefits and said excess claims have been presented to AmeriHealth Administrators for payment; and

WHEREAS, the Chief Financial Officer is the signatory for the City of Ventnor City bank accounts.

THEREFORE, BE IT RESOLVED by the Ventnor City Board of Commissioners of the City of Ventnor City as follows:

(1) The preamble hereof is incorporated herein as though fully set forth at length.

(2) The Ventnor City Board of Commissioners hereby authorizes the Chief Financial Officer to endorse the check received from the Stop-Loss carrier, IOA Re, Inc., payable to AmeriHealth Administrators for payment of health benefit claims presented in excess of the stop-loss amount.

Comr Schafer moved, seconded by Comr Vespertino that Resolution No. 140 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

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RESOLUTION NO.141 OF 2007 - AUTHORIZING CORRECTION OF ERRORS, TAX ASSESSOR

WHEREAS, NJSA 54:4-54 authorizes the governing body of the taxing district to cause the tax records to be corrected in cases of property erroneously listed;

NOW, THEREFORE, BE IT RESOLVED that the following erroneous listings be corrected:

Block 6, Lot 10	From Land	\$531000.	To Land	\$ 0.
	Imp	\$ 0.	Imp	\$ 0.
	Total	\$531000.	Total	\$ 0.

Lot consolidated in another lot.

Block 82, Lot 2	From Land	\$599800.	To Land	\$400000.
	Imp	\$152100.	Imp	\$125000.
	Total	\$751900.	Total	\$525000.

Appeal stipulation not posted.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 141 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

RESOLUTION NO. 142 OF 2007 - AUTHORIZING \$420,000 EMERGENCY APPROPRIATION OF FUNDS FOR PAYMENT OF MEDICAL INSURANCE COSTS

WHEREAS, an emergency has arisen with respect to higher than anticipated health benefit expenditures and no adequate provision was made in the 2007 budget for the aforesaid purpose, and NJSA 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$420,000.00 and three (3) percent of the total operating appropriations in the budget for 2007 is \$737,065.00; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2007.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48;

1. An emergency appropriation is hereby made for:

Group Insurance and Hospitalization for Employees in the amount of \$420,000.00;

That said emergency appropriation shall be provided for in full in the 2008 budget, and is requested to be excluded from CAPS, pursuant to NJSA 40A:4-53.3c(1).

2. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

Cmr Schafer moved, seconded by Cmr Vespertino that Resolution No. 142 of 2007 be adopted.

Roll Call Vote:

Yeas: Commissioners Schafer, Vespertino and Mayor Kreisler

APPROVAL OF BILLS & PAYROLL

The City Clerk read bills in the amount of \$2,007,870.52 and payroll from 12-8-07 to 12-21-07 in the amount of \$441,590.36 for approval. So ordered.

The Administrator noted that \$1,266,158.08 VC Board of Education.

ANNOUNCEMENTS

PROCLAMATION: 5TH ANNUAL AMERICAN HEART ASSOC NATIONAL WEAR RED DAY FOR WOMEN

MAYOR KREISLER announced a proclamation supporting the 5th Annual American Heart Association National "Wear Red Day For Women" for February 1, 2008

PUBLIC REMARKS

HENRY D. MARCUS 7301 Marshall, thanked the City for their cooperation and promptness attending to the situation at north end of Fredericksburg Ave. The large backhoe is gone but has left depressions already filled with water to become a mosquito breeding place in Spring. The MAYOR explained that the City of Margate was using the backhoe for their storm drainage and asked the ENGINEER to notify them - The ENGINEER said he will call Margate Municipal Clerk tomorrow. Further discussion ensued with Mr. Marcus saying what he would like to see in that area.

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MAYOR KREISCHER announced that Congressman LoBiondo's office informed him that the City of Ventnor City was awarded a Homeland Security Grant of \$30,935.80 for chemical detection equipment and a \$145,000 Grant for Monmouth Avenue Phase 2.

The Commission wished everyone a happy, safe holiday.

ADJOURNMENT: 6:27PM

There being no one further from the public wishing to be heard and no other business to transact, Cmr. Vespertino moved, seconded by Mayor Kreischer the meeting be adjourned. So ordered.