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**CITY OF VENTNOR CITY
ORDINANCE # 2010-01**

**AN ORDINANCE AMENDING CHAPTER 7, SECTION 6, OF
THE CODE OF THE CITY OF VENTNOR CITY**

Be it ordained by the Board of Commissioners of the City of Ventnor City, County of Atlantic, State of New Jersey that The Code of the City of Ventnor City is hereby amended by adding the following sub-sections.

SECTION I: Section 7-6. Payment of claims. shall be amended to read as follows:

A. A purchase requisition shall be prepared and computer generated by the Department Head/designee. The purchase requisition shall be forwarded to the Purchasing Agent/designee.

B. The Purchasing Agent/Designee will review the purchase request to ensure compliance with all Local Public Contracts Laws (N.J.S.A. 40A:11 et. Seq.) and City policies and procedures. If approved, the Purchasing Agent/Designee will verify availability of sufficient funds and prepare a purchase order. Once sufficient funds are identified, that amount will be encumbered and deducted from the available balance of the appropriate items.

C. All expenditures over \$3,000 must be approved by two Commissioners as stated in Ordinance #2009-19

D. All expenditures are subject to the "Pay to Play" laws as stated in P.L. 2005, c.271 and adopted by the City of Ventnor City in Ordinance #2008-01

E. The Chief Finance Officer (CFO) and the Administrator will sign the purchase order and return it to the Purchasing Agent/Designee for distribution as follows:

- 1) Copies 1 and 2 shall be forwarded to the vendor; copy 2 shall be retained by the vendor; copy 1 shall be signed by the vendor and returned to the Finance Department with an invoice requesting payment from the City.
- 2) Copy 3 shall be retained by the Purchasing Agent/Designee for record purposes.

F. At the time an order is received, the Department Head /Designee shall sign the receiver certification section of the purchase order (copy 1) to indicate that the quantity and quality of the commodity received complies with the specifications and/or scope of work. The Department Head/Designee shall then return the purchase order (copy 1) to the Purchasing Agent/Designee which constitutes the payment request.

G. On the third Thursday of each month, all vouchers for purchase orders will be presented to the Board of Commissioners for approval. Bills shall be paid once a month. The CFO shall issue payment in the form of a check, which requires three (3) signatures: the Mayor, the City Clerk and the CFO.

H. Only the City Administrator or CFO shall have the authority to expend City funds via the above procedure. No other employee of the City shall incur any liability on the part of the City absent the proper authorization as set forth in this chapter. Any liability incurred by an employee without proper authorization in accordance with the terms set forth herein will become the personal liability of that employee and not the City's.

I. An emergency purchase shall be authorized only when circumstances require the immediate purchase or delivery of goods and services to meet an actual emergency. An emergency is defined by statute as "affecting the public health, safety or welfare that requires immediate delivery of the article or the performance of the services". See N.J.S.A.40A:11-6. The department requesting the emergency purchase shall contact the CFO (in the absence of the CFO, the City Administrator) to request approval. No emergency purchase shall be made without the approval of the CFO or the City Administrator. On the next business day following the emergency request the Department Head shall submit a written request to the

CFO and City Administrator describing the emergency. The Purchasing Agent/Designee shall then initiate the appropriate purchase order.

J. After the Clerk has certified that the claims have been approved by the governing body and recorded same in the official minutes, he shall turn said claims over to the Chief Financial Officer, who shall forthwith prepare the necessary check or checks for the payment thereof, which check or checks shall be signed by the Mayor and thereafter signed by the Chief Financial Officer. After preparing checks for the payment of claims, the Chief Financial Officer shall record them in the proper books of account and thereafter shall mail the checks to the claimants.

SECTION II: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason held to be unconstitutionally erroneous and incorrect, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section III: All Ordinances or parts of Ordinances of the City of Ventnor City, heretofore adopted, which are inconsistent with any of the terms and provisions of this ordinance are repealed to the extent of any such inconsistency.

Section IV: This Ordinance shall take effect immediately upon its final passage, approval, and publication as provided by law.

First Reading: January 21, 2010

Publication: January 25, 2010

Public Hearing: February 18, 2010
and Adoption

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-02

AN ORDINANCE REGULATING THE PLACEMENT AND USE OF
DUMPSTERS & PORTABLE STORAGE UNITS WITHIN THE CITY OF
VENTNOR CITY

WHEREAS, the City of Ventnor City (hereinafter "City") desires to establish and otherwise regulate the placement and use of dumpsters within the City of Ventnor City.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, AS FOLLOWS

SECTION I.

Chp. 109-1 Definitions.

DUMPSTER

Any container used for the purpose of storing, containing and/or carting debris and waste.

OFF-SITE DUMPSTER

Any container used for the purpose of storing, containing and/or carting debris and waste which is located in a public right-of-way.

PERSON

An individual or individuals or corporation, partnership or voluntary association.

PORTABLE STORAGE UNIT (POD)

Any non-motorized portable storage container for interior furnishings.

Chp. 109.2 Applicability; permit required; use requirements.

A. Dumpsters and containers required by Chapter 132 Editor's Note: See Ch. 132 Garbage, Rubbish and Refuse. are exempt from the provisions of this chapter.

B. Dumpster/portable storage units.

- (1) It shall be unlawful for any person to use or place or be permitted to use or place any dumpster or portable storage unit within the City of Ventnor City without first obtaining a written permit from the construction office.
- (2) The person to whom a permit is issued for a dumpster shall be required to ensure that the dumpster is covered by a tarpaulin or other suitable cover at all times the dumpster is not in use or unattended.
- (3) The dumpster shall be emptied on a frequency necessary so that waste and debris shall not accumulate on the exterior thereof.
- (4) The dumpster or portable storage unit must be located on the actual premises for which the permit is issued and not in any public right-of-way or adjacent properties.
- (5) A copy of the dumpster and/or portable storage unit permit shall be maintained on the premises and posted in a conspicuous location.
- (6) A dumpster permit may be required as a condition of issuance of any construction permit.

C. Off-site dumpster.

- (1) It shall be unlawful for any person to use or place or be permitted to use or place any dumpster or portable storage unit in any public right-of-way within the City of Ventnor City without first obtaining a written permit from the construction office.
- (2) The off-site dumpster shall have its wheels or skids, as the case may be, placed on timber material having minimum dimensions of not less than two inches thick by 12 inches wide by 48 inches long, so as to provide protection to the surface of the street, highway or public property upon which the off-site dumpster is to be placed.

(3) The person to whom a permit is issued for a dumpster shall be required to ensure that the dumpster is covered by a tarpaulin or other suitable cover at all times the dumpster is not in use or unattended.

(4) The dumpster shall be emptied on a frequency necessary so that construction waste and debris shall not accumulate on the exterior thereof.

(5) Portable storage units may be permitted to be placed in a public right-of-way not more than 48 hours with the issuance of a permit

(6) A copy of the off-site dumpster permit shall be maintained on the premises and posted in a conspicuous location or affixed to the off-site dumpster in plain view.

(7) The Construction Official shall have the Police Department review and approve the proposed location and/or other traffic control devices required, prior to issuance of permit. The Construction Official may also require review by the Fire Department and Public Works or Utility Departments, if their facilities or access are impacted by the proposed placement of the off-site dumpster.

(8) Consistent with N.J.S.A. 27:5A-1, in all cases where a off-site dumpster is to be placed in a public right-of-way, the off-site dumpster shall be equipped with and display markers consisting of all-yellow reflective diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the off-site dumpster at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. These markers shall have a minimum mounting height of three feet from the bottom of the panels to the surface of the roadway.

(9) No person shall purposely, knowingly, recklessly or negligently damage any street, highway or public property or allow damage to be caused to any street, highway or public property by the placement of an off-site dumpster upon a street, highway or public property. It shall be no defense to a prosecution for an offense under this section that a permit for placement of an off-site dumpster was obtained from the Construction Official or that timber material had been placed under the wheels or skids of the off-site dumpster as required by this chapter, it being the responsibility of the property owner or his/her authorized agent to provide for further protective measures to the street, highway or public property if the timber material required by this chapter proves to be insufficient to adequately protect the street, highway or public property from damage by reason of the weight of the off-site dumpster or any other factor or cause.

(10) Notwithstanding the fact that a permit for placement of an off-site dumpster may have been issued by the Construction Official, nothing contained in this chapter shall be interpreted as or deemed as precluding the Chief of Police or the Fire Chief from ordering the temporary removal of any off-site dumpster that has been placed upon a public right-of way for reasons of traffic safety or public safety.

Chp. 109-3. Issuance of permits.

A. All permits required by this chapter shall be in writing and shall be issued by the Construction Official. The Construction Official shall issue the permit if it appears that the applicant has the right and the need to use a dumpster, portable storage unit or off-site dumpster.

B. No permit authorized by this chapter shall be granted except pursuant to an application, in writing, signed by the person desiring such a permit or his/her authorized agent. The application must be submitted on forms provided by the City of Ventnor City Construction Official and shall set forth the location of the proposed dumpster, portable storage unit or off-site dumpster; the nature, extent and probable duration of the use of said containers and the reason for its use.

C. No permits shall be issued until the fee, hereinafter described, shall be paid to the City of Ventnor City.

Chp. 109-4. Permit fees and duration.

A. The fee for dumpsters is \$50 for each dumpster for a period of 30 days. Each dumpster permit may be renewed for an additional fifteen (15) day period for a fee of \$20 per dumpster.

B. The fee for portable storage units is \$50 for each portable storage unit for a period of 48 hours. Such 48 hour period may be extended to 72 hours if the portable storage unit was placed over a weekend. Portable storage unit permits are not renewable.

Chp. 109-5. Violations and penalties.

The penalty for violation of this chapter shall be a maximum fine of \$1,000 or imprisonment for a term not to exceed 30 days, or both, per violation. Each day said violation exists shall be considered to be a separate violation. In addition to or as a substitute for the previously mentioned fine, the imposition of community service shall be authorized as an additional penalty, which community service shall not exceed 90 days.

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION IV. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: March 18, 2010

PUBLICATION: March 22, 2010

PUBLIC HEARING &
ADOPTION: April 15, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-03

ORDINANCE AMENDING CHAPTER 206-4 OF THE CODE OF THE CITY OF
VENTNOR CITY TO INCREASE FEES FOR USE OF TENNIS COURTS

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR
CITY, AS FOLLOWS

SECTION I.

Chp. 206.4. Fees. is hereby amended to read as follows:

A.(1)(a) shall read \$9 per court per hour

A.(1)(c) shall read \$9 per court per hour

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION IV. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: March 18, 2010

PUBLICATION : March 22, 2010

PUBLIC HEARING &
ADOPTION: April 15, 2010

**CITY OF VENTNOR CITY
ORDINANCE NO. 2010-04**

**ESTABLISHING PROCEDURES TO ADOPT PERSONNEL PRACTICES
AND AUTHORIZING THE CITY ADMINISTRATOR TO IMPLEMENT
SAID PRACTICES WITH ALL OFFICIALS, APPOINTEES, EMPLOYEES, PERSPECTIVE EMPLOYEES,
VOLUNTEERS AND INDEPENDENT
CONTRACTORS OF THE CITY OF VENTNOR**

WHEREAS, the City of Ventnor has in practice certain personnel policies and procedures; and

WHEREAS, as part of a periodic review and modification of said proposals and policies in conjunction with the Municipal Joint Insurance Fund and Municipal Excess Liability Fund, the City of Ventnor wishes to update said policies.

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

SECTION I The City of Ventnor is authorized by this Ordinance to adopt and amend from time to time personnel policies and procedures including rules concerning the hiring and termination of employees, terms and conditions of employment, and regulations required to comply with applicable Federal and State employment related law. The personnel polices and procedures adopted pursuant to said ordinance shall be applicable to all officials, appointees, employees, perspective employees, volunteers and independent contractors of the City of Ventnor.

SECTION II The City Administrator shall be responsible to implement and enforce the personnel practices adopted by ordinance or resolution authorized pursuant hereto. If there is a conflict between said personnel practices and any duly adopted and lawful collective bargaining agreement, personal services contract or Federal or State law, the terms and conditions of that contract or law shall prevail.

SECTION III Personnel policies and procedures which are attached hereto are adopted as the most current personnel policies and procedures for the City of Ventnor.

SECTION IV If any section or part of this Ordinance is deemed to be invalid or illegal in any Court of competent jurisdiction then said part is severable from this Ordinance as a whole and the remaining sections or parts of this Ordinance shall remain in full force and effect.

SECTION V All Ordinances or portions thereof inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

SECTION VI This Ordinance shall take effect after final adoption and publication as prescribed by law.

FIRST READING: APRIL 15, 2010

PUBLICATION: APRIL 19, 2010

PUBLIC HEARING
& ADOPTION : MAY 20,2010

**CITY OF VENTNOR CITY
ORDINANCE 2010-05
CALENDAR YEAR 2010 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Commission of the City of Ventnor City in the County of Atlantic finds it advisable and necessary to increase its CY 2010 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Commission hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 692,582 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Commission hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Commission of the City of Ventnor City, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2010 budget year, the final appropriations of the City of Ventnor shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 692,582 and that the CY 2010 municipal budget for the City of Ventnor City be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

FIRST READING: APRIL 15, 2010
PUBLICATION: APRIL 19, 2010
PUBLIC HEARING
& ADOPTION: MAY 20, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-06

ORDINANCE AMENDING CHAPTER 98-3 OF THE CODE OF THE CITY OF
VENTNOR CITY TO INCREASE UNIFORM CONSTRUCTION CODE FEES

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR
CITY, AS FOLLOWS

SECTION I.

Chp. 98-3. Fees. is hereby amended to read as follows:

- B. (1) shall be amended to read: \$45.
(2) (a) shall be amended to read: Residential R-5 Use Groups: \$0.30 per cubic foot of volume.
(3) (a) shall be amended to read: Residential R-5 Use Groups: \$0.30 per cubic foot of volume.
(5) shall be amended to read: For renovations and alterations, the fee shall be \$22 per \$1,000 of estimated cost of work for the first \$50,000 and \$18 per \$1,000 of the estimated cost of work thereafter.
(6) (a) shall be amended to read: Use Group R-5: \$150.
(7) shall be amended to read: \$45.
(8) shall be amended to read: For construction of a sign, there will be a fee of \$45.
(10) shall be deleted in its entirety
(11) shall be deleted in its entirety
(12) shall be renumbered 10
(13) shall be renumbered 11 and amended to read: \$40.
(14) shall be renumbered 12
(15) shall be renumbered 13 and amended to read: For the moving of a building or structure from one lot to another, the fee shall be \$250.
(16) shall be renumbered 14 and amended to add (c) Certificate of approval: no charge
- D. (3) (d) shall be amended to read: \$500.
(4) (a) shall be amended to read: \$45.
(b) shall be amended to read: \$75
(c) shall be amended to read: \$125.
(d) shall be amended to read: \$500.
(5) (a) shall be amended to read: \$55 each
(c) shall be amended to read: \$500 each
(6) (a) [1] shall be amended to read: \$15.
[2] shall be amended to read: \$60.
(b) shall be amended to read: \$15.
(c) shall be amended to read: \$15.
(d) shall be amended to read: \$15.
(e) shall be amended to read: \$60.
(f) shall be amended to read: \$60.
(g) shall be amended to read: \$60.
(h) shall be amended to read: \$60.
(i) shall be amended to read: \$30.
(j) shall be amended to read: \$60.
(k) shall be added and read: Pool Bonding Annual: \$75.
(7) shall be amended to read Certification of public swimming pools, spas and hot tubs:
(a) shall be added and read: in ground pools: \$300.
(b) shall be added and read: above ground pools: \$40.
- E. (2) (a) shall be amended to read: \$13.
(b) shall be amended to read: \$13.
(c) shall be amended to read: \$13.
(d) shall be amended to read: \$13.
(e) shall be amended to read: \$13.
(f) shall be amended to read: \$13.
(g) shall be amended to read: \$13.
(h) shall be amended to read: \$13.
(i) shall be amended to read: \$13.
(j) shall be amended to read: \$13.
(k) shall be amended to read: \$30.
(l) shall be amended to read: \$50.
(m) shall be amended to read: \$50.
(n) shall be deleted in its entirety
(o) shall be renumbered n and amended to read: \$50.
(p) shall be renumbered o and amended to read: \$50.
(q) shall be renumbered p and amended to read: \$13.
(r) shall be renumbered q and amended to read: \$13.
(s) shall be renumbered r and amended to read: \$60.
(t) shall be renumbered s and amended to read: \$60.
(u) shall be renumbered t and amended to read: \$60.
(v) shall be renumbered u and amended to read: \$75.
(w) shall be renumbered v.
- F. (2) (a) shall be amended to read: \$60.
(b) shall be amended to read: Over 20 to 50: \$75.

- (c) shall be amended to read: Over 50 to 100: \$125.
- (d) shall be amended to read: Over 100 to 200: \$200.
- (e) shall be amended to read: Over 200 to 400: \$400.
- (f) shall be amended to read: Over 400 to 1,000: \$450.
- (g) shall be added and read: Over 1,000: \$650.
- (3) (a) shall be amended to read: \$45.
- (b) shall be amended to read: \$60.
- (c) shall be amended to read: \$75.
- (d) shall be amended to read: \$90.
- (e) shall be amended to read: \$115.
- (f) shall be deleted in its entirety
- (4) (a) shall be amended to read: \$55.
- (b) shall be amended to read: \$55.
- (c) shall be amended to read: \$55.
- (d) shall be amended to read: \$55.
- (e) shall be amended to read: \$55.
- (5) shall be amended to read: \$150.
- (6) shall be amended to read: \$55.
- (9) shall be amended to read: \$50.

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION IV. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: APRIL 15, 2010

PUBLICATION: APRIL 19, 2010

PUBLIC HEARING
& ADOPTION : MAY 20, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-07

ORDINANCE AMENDING CHP 102-147 & CHP 102-160.4 OF THE VENTNOR
CITY CODE TO ESTABLISH CERTAIN ZONING PERMIT FEES

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR
CITY, AS FOLLOWS

SECTION I. Chp. 102-147 C. shall be amended to read as follows:

The Construction Official shall be authorized to grant permits where provisions of this chapter have been complied with, to collect fees for such permits, to make inspections and to examine plans and specifications. Any such zoning permit fee not covered under the Uniform Construction Code shall be collected under the fee schedule as listed in Section 102-160.4A(3).

SECTION II. Chp. 102-160.4. Fee schedule; waivers. Shall be amended to add the following:

A. (3) Other Permit fees.

Type	Fee
Fencing not covered under UCC	\$ 40.00
Installation of Concrete (flatwork)/pavers	\$ 40.00
Sheds which do not require Building Permits under UCC	\$ 40.00
New construction Plan Review	\$300.00
New Addition Plan Review	\$ 50.00
Signs not covered under UCC	\$ 40.00

SECTION III. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION IV. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION V. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: APRIL 15, 2010

PUBLICATION: APRIL 19, 2010

PUBLIC HEARING
& ADOPTION : MAY 20, 2010

ORDINANCE NO. 2010-08

**AN ORDINANCE AMENDING & SUPPLEMENTING CHAPTER 214
(VEHICLES and TRAFFIC) OF THE CODE OF THE CITY OF VENTNOR CITY TO
REMOVE THE PARKING METERS ON BATON ROUGE AVE BETWEEN VENTNOR &
CALLENDER AVES & ON VENTNOR AVE BETWEEN RICHARDS & BUFFALO AVE**

BE IT ORDAINED by the Board of Commissioners of the City of Ventnor City that Chapter 214 of the Code of the City of Ventnor City shall be amended and supplemented as follows:

SECTION I. Section 214-61. Schedule XXII: Parking Meter Zones is hereby amended to delete the following:

Name of Street	Side	Location
Baton Rouge Ave	West	From a point 35 feet from intersection of Ventnor Ave to a point 35 feet from intersection of Callender Ave
Ventnor Ave	North	From a point 25 feet from intersection of Richards Ave to a point 12 feet from intersection of Buffalo Ave

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, subsection, paragraph, clause, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance

SECTION IV. This Ordinance shall take effect on final passage, approval, and publication.

FIRST READING: APRIL 15, 2010

PUBLICATION: APRIL 19, 2010

PUBLIC HEARING
& ADOPTION : MAY 20, 2010

ORDINANCE NO. 2010-09

**AN ORDINANCE AMENDING & SUPPLEMENTING CHAPTER 214
(VEHICLES and TRAFFIC) OF THE CODE OF THE CITY OF VENTNOR CITY TO
REMOVE THE FIRE ZONE ON NEW HAVEN AVE AT THE BOARDWALK**

BE IT ORDAINED by the Board of Commissioners of the City of Ventnor City that Chapter 214 of the Code of the City of Ventnor City shall be amended and supplemented as follows:

SECTION I. Section 214-29. Schedule I: No Parking is hereby amended to delete the following:

Name of Street	Side	Location
New Haven Ave	Both	From the southerly street end to a point 109 feet north thereof

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, subsection, paragraph, clause, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance

SECTION IV. This Ordinance shall take effect on final passage, approval, and publication.

FIRST READING: MAY 20, 2010

PUBLICATION: MAY 24, 2010

PUBLIC HEARING
& ADOPTION: JUNE 17, 2010

**ORDINANCE NO. 2010-10
OF THE CITY OF VENTNOR**

**ESTABLISHING 2010 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.**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that:

SECTION I. The following Schedule of Compensation shall be in effect in the City of Ventnor City and all officers and employees shall be paid in accordance with the schedule set forth in Section III hereof.

SECTION II. Titles of officers or positions that have been classified heretofore pursuant to recommendations of the New Jersey Department of Civil Service and shall be used in accordance with the terms enumerated in said schedule so far as practicable, and any salary herein authorized in excess of any minimum, intermediate or maximum rate of compensation heretofore authorized by Ordinance to that extent only.

SECTION III. The following shall constitute the schedule of salary ranges and compensation referred to hereinabove:

DP CODE	TITLE	SALARY RANGE	
		FROM	TO
00003	Account Clerk Typing	\$20,000	\$50,700
	Attendants-Fishing Pier	\$5.25/hr	\$9.50/hr
	Attendants- Tennis	\$5.25/hr	\$10.70/hr
	Beach Cleaner	\$5.25/hr	\$9.50/hr
	Beach Fee Checker	\$5.25/hr	\$9.50/hr
	Captain, Beach Patrol	\$9.50/hr	\$27.05/hr
00970	Carpenter	\$20,000	\$50,600
07451	Chief Financial Officer	\$24,000	\$75,000
	Chief, Beach Patrol	\$13.50/hr	\$32.00/hr
01228	City Attorney	\$60.00/hr	\$135.00/hr
01229	City Clerk/Administrator	\$24,000	\$88,100
01268	Clerk Typist	\$20,000	\$41,400
01290	Commissioner	\$7,500	\$10,000
06096	Construction Official/Building Sub-Code Official	\$20,000	\$79,800
01509	Deputy City Clerk	\$20,000	\$59,300
01506	Deputy Fire Chief	\$61,400	\$97,000
07796	Deputy Municipal Court Administrator	\$20,000	\$37,400
05046	Electrical Sub-Code Official	\$3,000	\$10,000
01746	Equipment Operator	\$20,000	\$48,200
01836	Fire Captain	\$61,000	\$88,200
01837	Fire Chief	\$61,000	\$109,000
01839	Fire Fighter	\$27,800	\$80,200
01843	Fire Lieutenant	\$57,700	\$80,200
05200	Fire Sub-Code/Plumbing Sub-Code Official	\$7,500	\$16,200

SALARY RANGE			
DP CODE	TITLE	FROM	TO
06818	General Supervisor Traffic Maintenance	\$20,000	\$58,000
02071	Housing Inspector	\$15,000	\$56,000
02219	Judge of Municipal Court	\$15,000	\$25,000
02248	Laborer	\$20,000	\$42,300
	Lieutenant, Beach Patrol	\$9.50/hr	\$21.00/hr
02297	Lifeguard	\$9.50/hr	\$15.45/hr
02428	Mayor	\$8,500	\$12,000
02434	Mechanic	\$23,900	\$50,500
02456	Mechanic's Helper	\$20,000	\$41,200
02519	Municipal Administrator	\$5,000	\$10,000
07795	Municipal Court Administrator	\$20,000	\$59,500
05079	Municipal Emergency Management Coordinator	\$15,000	\$70,000

07305	Parking Enforcement Officer	\$20,600	\$25,600
02604	Park Maintenance Worker	\$15,000	\$46,300
	Piermaster	\$250/wk	\$485/wk
05056	Plumbing Sub-Code Official	\$3,000	\$15,200
02718	Police Captain	\$69,984	\$102,500
02719	Police Chief	\$77,000	\$113,900
02727	Police Lieutenant	\$64,650	\$93,200
	Police Lieutenant, Assigned Detective	\$69,984	\$102,500
02728	Police Officer	\$26,592	\$84,700
	Police Officer, Assigned Detective	\$59,723	\$84,700
02739	Police Sergeant	\$59,723	\$84,700
	Police Sergeant, Assigned Detective	\$64,650	\$93,200
02534	Prosecutor	\$10,000	\$31,000
01296	Public Safety Telecommunicator	\$24,500	\$52,800
06229	Public Safety Telecommunicator Trainee	\$24,500	\$43,300
02936	Public Works Superintendent	\$15,000	\$84,000
02495	Pump Station Operator	\$17,050	\$43,000
05674	Receptionist/Telephone Operator Typing	\$15,000	\$45,700
02993	Recreation Leader (Director)	\$6,000	\$48,500
02995	Recreation Leader Arts & Crafts	\$12,000	\$33,300
04440	Recreation Leader Tennis	\$200/wk	\$460/wk
03125	School Traffic Guard	\$20.00/day	\$45.00/day
03154	Secretary to the Mayor	\$15,000	\$46,000
03679	Sewer Equipment Operator	\$33,900	\$45,500
05875	Sewer Repairer/Water Repairer	\$31,400	\$46,500
05945	Sewer Superintendent/Water Superintendent	\$25,000	\$70,600
06895	Special Law Enforcement Officer	\$15,000	\$24,200
03805	Street Sweeper	\$15,000	\$46,800
06724	Supervising Mechanic	\$15,000	\$58,000
06707	Supervisor Sewer/Supervisor Water	\$15,000	\$53,900
04120	Tax Assessor	\$15,000	\$56,000
04124	Tax Collector	\$24,000	\$72,500
53099	Technician, Management Information Systems	\$30,000	\$43,300
04189	Traffic Maintenance Worker	\$15,000	\$42,400
05742	Water Meter Reader/Water Meter Repairer	\$31,400	\$51,800

SECTION IV. The compensation indicated above shall be the maximum basic salary per annum within said title, payable in biweekly installments, exclusive of longevity.

SECTION V. The salaries and all rights contained in this Ordinance shall be effective as of January 1, 2010.

SECTION VI. Members of the Ventnor City Police Department and Ventnor City Fire Department will be granted one (1) working day of sick leave per month during the remainder of the first calendar year of employment after initial appointment and fifteen (15) working days of sick leave annually thereafter, or at one half of that rate while working 24 hour shifts, cumulative to the date of retirement. The maximum payment for accumulated sick leave at retirement is limited as specified in the respective employment agreements.

Members of the Ventnor City non-uniform departments will be granted one (1) working day of sick leave per month during the remainder of the first calendar year of employment after initial appointment and fifteen (15) working days of sick leave annually thereafter, cumulative to the date of retirement. Payment shall be calculated based upon the employee's base rate of salary at the termination date of employment, provided that the employee has completed at least twenty (20) years of service. The maximum payment for accumulated sick leave at retirement is limited as specified in the respective employment agreement.

SECTION VII. All permanent, non-uniform, non-contractual, full time employees shall be entitled to the same rights, privileges and benefits including but not limited to longevity, holidays, personal days, vacations, sick leave, maternity leave, jury duty, bereavement leave, leave of absence, educational leave and health insurance as set forth in the current labor contract of the non-uniform Public Works Employees.

All non-uniform employees shall be entitled to health and hospitalization coverage in the City's insurance program if employed as a full time employee. As of January 1, 1996, an employee must have ten (10) years of continuous service with the City of Ventnor City to be eligible for participation in the City's Group Health Insurance plan upon retirement. A full time employee is

defined for this section as being employed in a Civil Service title set forth within this Ordinance, working no less than thirty-five (35) hours per week and employed for more than ninety (90) consecutive business days.

Medical Benefits. The City agrees to continue to provide health insurance coverage at least equal to health insurance coverage as currently in effect for all employees and the dependents of those employees currently covered by this agreement at the City's expense. Employees will be responsible for payment of fifty (50%) percent of any annual increase in the administrative cost incurred for a self-insured medical benefit plan to provide said coverage for all employees and their respective dependents, or fifty (50%) percent of any annual increase in the premium cost for any carrier provided plan, up to a maximum annual contribution increase of \$100.00.

Benefit Waiver. The City agrees to pay a health benefit waiver stipend of \$6,500.00 per year if an employee covered herein agrees to waive participation in the City's health benefit plan provided said employee agrees to be excluded for the entire calendar year and can document that the employee's spouse has health benefit coverage. Employees waiving participation shall receive payment in 12 equal monthly installments to be paid at the end of each month. Employees and their covered dependants may re-enter the city health benefit plan at any time with no re-enrollment penalty or delay if spouse's coverage is eliminated involuntarily.

SECTION VIII. Should death occur during employment to any employee with twenty (20) years or more service to the City of Ventnor City, all benefits accrued by said employee shall be payable to said employee's estate.

SECTION IX. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION X. Reimbursement for business related travel shall be calculated at the standard mileage rate then in effect as determined and published from time to time by the Internal Revenue Service.

SECTION XI. Should any section, subsection, paragraph, clause, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION XII. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Date of Introduction: July 15, 2010

Publication: July 19, 2010

Public Hearing: August 19, 2010

Date of Adoption: August 19, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-11

ORDINANCE AMENDING CHP 158-17 OF THE VENTNOR CITY CODE TO
INCLUDE ALL BUILDINGS UNDER HEATING REQUIREMENTS

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, AS FOLLOWS

SECTION I. Chp. 158, ARTICLE IV. "Heating Requirements for Multiple-Unit Dwellings" shall be amended to read "Heating Requirements".

SECTION II. Chp. 158-17 shall be amended to read as follows:

Whenever the owner of a building or apartment has agreed to supply heat, he shall provide heat for such building or apartment from the first day of October in each year to the 15th day of May of the succeeding year, so that the temperature of said building or apartment where one or more persons reside shall always be kept at 68° F. or above, between the hours of 6:00 a.m. and 12:00 midnight and kept at 65° F. or above from 12:00 midnight to 6:00 a.m.

SECTION III. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION IV. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION V. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: August 19, 2010

PUBLICATION: August 23, 2010

PUBLIC HEARING

& ADOPTION: September 16, 2010

	per lot
b. Escrow Fee	\$800.00 plus \$250.00 per lot
iv. Major Final Plat	
a. Application Fee	\$300.00 plus \$25.00 per lot
b. Escrow Fee	100% of original escrow deposit for preliminary approval
v. Extension of Preliminary Approval	
a. Application Fee	\$100.00
b. Escrow Fee	20% of original escrow deposit
vi. Extension of Final Approval	
a. Application Fee	\$100.00
b. Escrow Fee	20% of original escrow deposit plus \$25.00 per lot
2. Site Plan	
I. Minor Commercial	
a. Application Fee	\$150.00 plus \$75.00 for each 1000 sf of building area up to 5000 sf then \$50.00 for each 5000 sf thereafter
b. Escrow Fee	\$800.00 plus \$250.00 per 1000 sf
ii. Minor Residential	

a.	Application Fee	\$100.00 plus \$25.00 per dwelling unit
b.	Escrow Fee	\$800.00 plus \$250.00 per dwelling unit
iii.	Preliminary Major Commercial	
a.	Application Fee	\$250.00 plus \$100.00 for each 1000 sf of building area up to 5000 sf then \$25.00 for each 5000 sf thereafter
b.	Escrow Fee	\$750.00 plus \$200.00 per 1000 sf
iv.	Preliminary Major Residential	
a.	Application Fee	\$250.00 plus \$100.00 per dwelling unit
b.	Escrow Fee	\$750.00 plus \$200.00 per dwelling unit
v.	Final Major Commercial	
a.	Application Fee	\$500.00
b.	Escrow Fee	\$750.00 plus \$100.00 per 1000sf
vi.	Final Major Residential	
a.	Application Fee	\$500.00
b.	Escrow Fee	\$750.00 plus \$100.00 per dwelling unit

3. Variance.

- i. Appeals pursuant to
NJSA 40:55D-70a

a.	Application Fee	\$150.00
b.	Escrow Fee	\$600.00
ii.	Interpretations pursuant to NJSA 40:55D-70b	
a.	Application Fee	\$150.00
b.	Escrow Fee	\$600.00
iii.	Hardships pursuant to NJSA 40:55D-70c	
a.	Application Fee	\$150.00
b.	Escrow Fee	\$600.00
iv.	Use pursuant to NJSA 40:55-70d	
a.	Application Fee	\$400.00
b.	Escrow Fee	\$800.00 up to two units, \$100.00 per additional unit
4.	Temporary Use Permit	
a.	Application Fee	\$150.00
5.	Conditional Use Permit	
a.	Application F\$150.00	
6.	Publication of Final Decision	
a.	Application Fee	\$50.00 plus direct cost of publication which is paid directly to the newspaper
7.	Construction and Sand Moving Permit	
a.	Application Fee	\$500.00 plus an I nspection fee of 5% of the construc- tion costs
8.	Request for Extension of Time	
a.	Application Fee	\$150.00
9.	Certificate of Non-Conformity	
a.	Application Fee	\$300.00
10.	Appeal From Decision Of Zoning Officer	

a. Application Fee \$500.00

11. Interpretations From The Board

a. Application Fee \$500.00

- B. The inspection fee of the City or Board Engineer for all improvements, as required, shall be based on 5% of the construction costs which shall be used taken from the construction cost used for the Performance Bond posted or if no Bond is required to be posted from Engineer's estimate. This fee as well as all other fees shall be payable to the City of Ventnor and the Engineer shall request appropriate draws therefrom from the Chief Financial Officer. The Engineer's inspection fee must be paid before final approval is granted for any project.
- C. Requests for special Board meetings by the applicant other than those publicly scheduled shall require a flat fee of \$750.00 in addition to all other fees and escrows as set forth in this section. Special Board meetings can only be requested through written requests to both the Board Secretary and Board Chairperson and shall be in the exclusive discretion of the Board to grant or deny the same. Nothing in this section shall be deemed a requirement that the Planning or Zoning Board hold any special meeting.
- D. All fees set forth herein are non-refundable. To the extent that any escrow deposit exceeds the amount actually billed by Board Professionals regarding said application any remaining escrow shall be returned to the applicant.
- E. Any applicant may request, in writing, at the time of the submission of an application that a certified court reporter be present to transcribe any testimony or Board discussion at a meeting. The cost for such transcription shall be born solely by the applicant. The applicant shall have the sole responsibility for arranging for a certified court reporter to attend said meeting. When such transcription is prepared, four (4) copies of the same shall be provided to the Board at no cost to the municipality or the Board.
- F. Notice of publication of hearings shall be published By the applicant and shall be the sole responsibility of the applicant. Publication of final decisions by the Board shall be pursuant to the fees set forth in this section.
- G. The applicant shall be billed additional escrow when the initial escrow deposit has been depleted and additional work is required from Board professionals. Such additional escrow amount must be paid prior to a final Resolution being provided to the applicant. By submitting an application, the applicant agrees that they are responsible for any and all necessary applications fees, escrow fees and inspection fees as set forth in this section.

SECTION II Severability

If any section or part of this Ordinance is deemed to be invalid or illegal in any Court of competent jurisdiction then said part is severable from this Ordinance as a whole and the remaining sections or parts of this Ordinance shall remain in full force and effect.

SECTION III Repealer

All Ordinances or portions thereof inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

SECTION IV Effective Date

This Ordinance shall take effect after final adoption and publication as prescribed by law.

FIRST READING: August 19, 2010

PUBLICATION: August 23, 2010

PUBLIC HEARING
& ADOPTION: September 16, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-13

ORDINANCE AMENDING CHP 214-38 OF THE VENTNOR CITY CODE TO
INCLUDE A STOP SIGN ON CORNWALL AVE AT WINCHESTER

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR CITY, AS FOLLOWS

SECTION I. Chp. 214. Schedule X: Stop Intersections. shall be amended to add the following:

Intersection	Stop Sign On
Cornwall Avenue and Winchester Avenue	Cornwall Avenue

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION IV. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: August 19, 2010

PUBLICATION: August 23, 2010

PUBLIC HEARING
& ADOPTION: September 16, 2010

**CITY OF VENTNOR CITY, NEW JERSEY
ORDINANCE NO. 2010-14**

BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE WATER/SEWER UTILITY SYSTEM AND THE ACQUISITION OF WATER/SEWER UTILITY EQUIPMENT; APPROPRIATING THE SUM OF \$8,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$7,600,000 MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

BE IT ORDAINED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the City of Ventnor City, County of Atlantic, New Jersey ("City").

Section 2. It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the City from all sources for the purposes stated in Section 7 hereof is \$8,000,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$7,600,000.
- (c) a down payment in the amount of \$400,000 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

Section 3. The sum of \$7,600,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$400,000, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the City in an amount not to exceed \$7,600,000 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the City in an amount not to exceed \$7,600,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$1,500,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of available grants for each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Replacement of various sanitary sewer mains and laterals throughout the City, together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto, all as more particularly described in the records on file and available for inspection in the office of the City Clerk.	\$4,639,473	\$231,974	\$4,407,499	40 years
B. Replacement of well and well house at Well Number 8, together with the acquisition of all materials and equipment and completion of all work necessary therefore, all as more particularly described in the records on file and available for inspection in the office of the City Clerk.	1,824,170	91,209	1,732,961	40 years
C. Improvements and upgrades to electric service, pumps, motors, controls and building structures at Wells Number 5, 7, and 10, together with all the acquisition of all materials and equipment and completion of all work necessary therefore, all as more particularly described in the records on file and available for inspection in the office of the City Clerk.	729,668	36,483	693,185	15 years
D. Installation of water main inter-connects, together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto, all as more particularly described in the records on file and available for inspection in the office of the City Clerk.	145,934	7,297	138,637	15 years
E. Acquisition of various vehicles for the Utility Department including but not limited to, Pick-up Trucks together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto.	253,357	12,668	240,689	5 years
F. Acquisition and Installation of various pieces of Equipment, including but not limited to, Fire Hydrants, Fittings and Valves, together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto.	72,967	3,648	69,319	15 years
G. Installation of new pumps, motors, controls and generators at Lafayette Avenue Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto.	334,431	16,721	317,710	15 years
Total	\$8,000,000	\$400,000	\$7,600,000	

Section 8. The average period of useful life of the several purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration the respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 33.14 years.

Section 9. Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

Section 10. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the

gross debt of the City, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$7,600,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the City shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 12. The applicable Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended applicable Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 13. The City hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the City prior to the issuance of such bonds or bond anticipation notes.

Section 14. The City hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 15. The improvements authorized hereby are not current expenses and are improvements that the City may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 16. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 17. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: August 19, 2010

Date of Publication: August 23, 2010

Date of Public Hearing
& Adoption September 16, 2010

CITY OF VENTNOR CITY
ORDINANCE NO. 2010-15

ORDINANCE AMENDING CHAPTER 99-1 OF THE CODE OF THE CITY OF
VENTNOR CITY TO AMEND FEES FOR COPIES OF GOVERNMENT RECORDS

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF VENTNOR
CITY, AS FOLLOWS

SECTION I.

Chp. 99-1. Furnishing of copies; fees. is hereby amended to read as follows:

- A. shall be amended to read \$0.05 per letter size page or smaller and \$0.07 per legal size page or larger
- F. shall be renumbered B
- G. shall be renumbered C
- H. shall be renumbered D
- I. shall be renumbered E
- J. shall be renumbered F

SECTION II. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION III. Should any section, clause, sentence, phrase, provision, or application of the Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect, impair, or invalidate the remaining portions of this Ordinance.

SECTION IV. This Ordinance shall take effect on final passage, approval and publication.

FIRST READING: September 16, 2010

PUBLICATION : September 20, 2010

PUBLIC HEARING
& ADOPTION October 21 , 2010

ORDINANCE NO. 2010-16

**ORDINANCE AMENDING BOND ORDINANCE 2009-14 OF
THE CITY OF VENTNOR CITY, IN THE COUNTY OF
ATLANTIC, NEW JERSEY**

BACKGROUND

WHEREAS, Bond Ordinance 2009:14 was duly and finally adopted by the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("City") on June 22, 2009, and published in accordance with applicable law; and

WHEREAS, the Board of Commissioners of the City has determined that certain projects authorized pursuant to Bond Ordinance 2009:14 require additional funding, while certain other projects do not require the full amount authorized pursuant to Bond Ordinance 2009:14; and

WHEREAS, the Board of Commissioners of the City desires to adopt this ordinance to effectuate this change.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("Township") (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. Sections 7(D), (F) and (G) of Bond Ordinance 2009:14 are hereby amended to provide as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
D.	Acquisition of Various Pieces of Computer and Other Office Equipment, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	\$198,594.77	\$9,929.74	\$188,665.03	7 years
F.	Acquisition of Various Vehicles for Public Works, including but not limited to, Dump Trucks, Loaders and Trailers, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	337,615.69	16,880.78	320,734.91	15 years
G.	Acquisition of Various Vehicles for Public Safety and Public Works, including but not limited to, Pick-up Trucks of various sizes together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	\$451,789.54	\$22,589.48	\$429,200.06	5 years

Section 2. Section 8 of the Bond Ordinance is hereby amended to provide as follows:

"Section 8. The average period of useful life of the several purposes for the financing of which the Bond Ordinance authorized the issuance of bonds or bond anticipation notes authorized for such several purposes, is not less than 15.61 years. "

Section 3. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the regulations promulgated by the Local Finance Board showing full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the City Clerk and available for public inspection.

Section 4. All other parts of the Bond Ordinance not amended hereby shall remain in full force and effect.

Section 5. In accordance with the Local Bond Law, this ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: November 18, 2010

Date of Publication: November 22, 2010

**Date of Public Hearing
& Adoption:** December 16, 2010

ORDINANCE NO. 2010-17

ORDINANCE AMENDING BOND ORDINANCE 2009-15 OF THE CITY OF VENTNOR CITY, IN THE COUNTY OF ATLANTIC, NEW JERSEY

BACKGROUND

WHEREAS, Bond Ordinance 2009:15 was duly and finally adopted by the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("City") on June 22, 2009, and published in accordance with applicable law; and

WHEREAS, the Board of Commissioners of the City has determined that certain projects authorized pursuant to Bond Ordinance 2009:15 require additional funding, while certain other projects do not require the full amount authorized pursuant to Bond Ordinance 2009:15; and

WHEREAS, the Board of Commissioners of the City desires to adopt this ordinance to effectuate this change.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the City (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. Section 7(C), (D), (E) and (F) of Bond Ordinance 2009:15 is hereby amended to provide as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
C.	Acquisition and replacement of batteries for Water Meters together with all the acquisition of all materials and equipment and completion of all work necessary therefor all as more particularly described in the records on file and available for inspection in the office of the City Clerk	\$756,412	\$0	\$756,412	15 years
D.	Acquisition of Various Vehicles for Utility, including, but not limited to, Dump Truck together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	44,000	0	44,000	15 years
E.	Acquisition of Various Vehicles for Utility including but not limited to, Pick-up Trucks together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	\$41,988	\$0	\$41,988	5 years
F.	Acquisition of Various Pieces of Equipment for Utility, including but not limited to, Air Compressor, and Generators together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto.	90,000	0	90,000	15 years

Section 2. Section 8 of the Bond Ordinance is hereby amended to provide as follows:

"Section 8. The average period of useful life of the several purposes for the financing of which the Bond Ordinance authorized the issuance of bonds or bond anticipation notes authorized for such several purposes, is not less than 29.39 years. "

Section 3. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the regulations promulgated by the Local Finance Board showing full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the City Clerk and available for public inspection.

Section 4. All other parts of the Bond Ordinance not amended hereby shall remain in full force and effect.

Section 5. In accordance with the Local Bond Law, this ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: November 18, 2010

Date of Publication: November 22, 2010

**Date of Public Hearing
& Adoption:** December 16, 2010

CITY OF VENTNOR CITY, NEW JERSEY

ORDINANCE NO. 2010-18

ORDINANCE OF THE CITY OF VENTNOR CITY, COUNTY OF ATLANTIC, NEW JERSEY CANCELING CERTAIN FUNDED APPROPRIATION BALANCES HERETOFORE PROVIDED FOR WATER/SEWER UTILITY IMPROVEMENTS AND REAPPROPRIATING SUCH UNFUNDED APPROPRIATION BALANCES FOR OTHER WATER/SEWER UTILITY PROJECTS

BE IT ORDAINED by the Board of Commissioners of the City of Ventnor City, County of Atlantic, New Jersey ("City") (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The following appropriations remaining as a balance in Bond Ordinance 2010-14, ("Bond Ordinance"), heretofore adopted by the City, are hereby cancelled:

<u>Ordinance</u>	<u>Amount of Funded Appropriation to be Cancelled</u>	<u>Amount of Unfunded Appropriation to be Cancelled</u>
A. 2010:14, Section 7(G)	\$317,710	\$0

Section 2. The sum of \$317,710, which represents the funded appropriations cancelled in Section 1 hereof, is hereby reappropriated from the Bond Ordinance for the installation of new pumps, motors, controls and generators at Lily Park Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefore, or related thereto.

Section 3. The period of usefulness of the purposes referred to in Section 2, within the limitations of the Local Bond Law and according to the reasonable life thereof, is not less than fifteen (15) years.

Section 4. The Water/Sewer Utility Budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Water/Sewer Utility Budget as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and available for inspection.

Section 5. The improvements authorized hereby are not current expenses and are sewer/water utility improvements that the City may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 6. All ordinances or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 7. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: December 16, 210

Date of Publication: December 20, 2010

Date of Public Hearing January 20, 2011